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SECRETARY OF STATE
STATE OF WEST VIRGINIA

NOTICE OF EMERGENCY RULE DECISION BY THE SECRETARY OF STATE

AGENCY: Fire Commission

RULE TYPE: Legislative

TITLE SERIES: 87 C.S.R. 01

RULE NAME: Fire Code

STATUTORY AUTHORITY: §15A-11-3

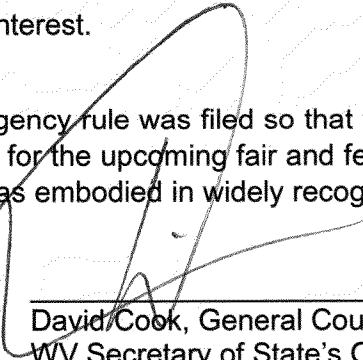
DATE FILED AS AN EMERGENCY RULE: March 6, 2025

Following review under W. Va. Code §29A-3-15a, which requires the Secretary of State to determine that the agency filing such emergency rule: 1) has not exceeded the scope of law authorizing or directing the promulgation thereof; 2) has shown that an emergency exists justifying the promulgation of an emergency rule; and 3) filed the emergency rule in compliance with W. Va. Code §29A-3-15, it is the decision of the Secretary of State that the above emergency rule is approved.

It is the determination of the Secretary of State that this proposal qualifies under the definition of an emergency as defined in §29A-3-15(f):

- (1) For the immediate preservation of the public peace, health, safety and welfare;
- (2) to comply with a time limitation established by the W. Va. Code or by a federal statute or regulation; or
- (3) to prevent substantial harm to the public interest.

Additional notes or comments (if any): The emergency rule was filed so that the exemptions for limited use food preparation facilities are in place for the upcoming fair and festival season. The rule is in accordance with standard safe practice as embodied in widely recognized standards of good practice for fire prevention and protection.



David Cook, General Counsel
WV Secretary of State's Office