

**WEST VIRGINIA  
SECRETARY OF STATE**

**KEN HECHLER**

**ADMINISTRATIVE LAW DIVISION**

Form #4

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OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

**NOTICE OF RULE MODIFICATION OF A PROPOSED RULE**

AGENCY: State Fire Commission TITLE NUMBER: Series V

CITE AUTHORITY 29-3-12b

AMENDMENT TO AN EXISTING RULE: YES  NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: \_\_\_\_\_

TITLE OF RULE BEING AMENDED: \_\_\_\_\_

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED: Series V

TITLE OF RULE BEING PROPOSED: Fees for Services Rendered

THE ABOVE PROPOSED LEGISLATIVE RULE, FOLLOWING REVIEW BY THE LEGISLATIVE RULE MAKING REVIEW COMMITTEE IS HEREBY MODIFIED AS A RESULT OF REVIEW AND COMMENT BY THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE. THE ATTACHED MODIFICATIONS ARE FILED WITH THE SECRETARY OF STATE.



Walter Smittle III  
State Fire Marshal

October 25, 1989

TITLE 87  
LEGISLATIVE RULES  
STATE FIRE MARSHAL'S OFFICE  
SERIES V  
FEES FOR SERVICES RENDERED

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1-1. General

1.1 Scope - These legislative rules establish the fee to be charged by the State Fire Marshal for services rendered.

1.2 Authority - West Virginia Code, Chapter 29, Article 3, Section 12b.

1.3 Filing Date -

1.4 Effective Date -

2-2. Schedule Of Fees For Services Rendered By The State Fire Marshal for Blasters License, Pyrotechnics License, Fireworks Display, Inspections, Plan Reviews, and Electricians Licensing.

2.1 Classification of Blaster's Permits:

- A - Unlimited - All types of blasting. \$50.00
- B - General Aboveground - All phases of blasting operations in quarries, open pit mines, and aboveground construction. \$40.00
- C - General Underground - All phases of blasting operations in underground mines, shafts, tunnels, and drifts, excluding coal mining. \$40.00
- D - Demolition - All phases of blasting in demolition projects. \$50.00
- E - Seismic - All phases of blasting in seismic prospecting. \$30.00
- F - Agriculture - All phases of blasting in agriculture, but limited to not more than 50 lb. (22.7 kg.) per blast. \$10.00
- G - Special - Special blasting as described on the permit including underground coal mining. \$15.00

2.2 Permit To Sell Explosives - \$50.00

2.3 Permit To Store Explosives - Permanent storage site - \$50.00. Portable storage magazine (Day Box)- \$10.00 per unit.

2.4 Pyrotechnics License - \$10.00

2.5 Public Fireworks Display Permit - 1% of cost of display with a \$100 maximum fee.

2.6 Inspection Of School Or Day Care Facility - \$25.00 per building per year.

2.7 Inspection Of Hospital or Nursing Homes:

Hospitals:

100 or more beds - \$100.00 per bldg. per year.

99 or less beds - \$ 75.00 per bldg. per year

Nursing Homes:

100 or more beds - \$100.00 per bldg. per year

99 or less beds - \$ 75.00 per bldg. per year

2.8 Inspection Of Personal Care Homes or Board & Care Facilities.

Personal Care Homes - \$50.00 per bldg. per year

Board & Care Homes - \$30.00 per bldg. per year

2.9 Inspection Of Residential Occupancies are those occupancies in which sleeping accommodations are provided for normal residential purposes and include all buildings designed to provide sleeping accommodations.

Hotels/Motels - \$100 per inspection.

Dormitories - 51 or more beds - \$100 per inspection

50 or less beds - \$50 per inspection

Apartments - 13 or more units - \$75 per inspection

12 or less units - \$50 per inspection

Lodging & Rooming Houses - \$30 per inspection

2.10 Inspection Of Mercantile Occupancies include stores, markets, and other rooms, building or structures for the display and sale of merchandise.

Covered Malls - \$100 per inspection

Combined Mercantile & Residential Occupancy - \$75 per inspection

Class A Stores have an aggregate gross area of more than 30,000 square feet or utilizing more than 3 levels for sale purposes shall pay \$100 per inspection

Class B Stores have more than 3,000 square feet but not more than 30,000 square feet aggregate gross area or utilizing floors above or below the street floor level for sale purposes shall pay \$75 per inspection

Class C Stores have less than 3,000 square feet gross area used for sale purposes on one story only shall pay \$50 per inspection

2.11 Inspection Of Mercantile Occupancies on Complaint - \$25 fee shall be paid by the complainant. If the complaint is justified after inspection, the \$25 fee

will be returned to the complainant.

- 2.12 Inspection Of Business Occupancies  
City Halls - \$30 per inspection  
Colleges & Universities including instructional  
buildings, classrooms under 50 persons, and  
instructional laboratories - \$100 per inspection  
Courthouses - \$50 per inspection  
Dentists & Doctors Offices - \$50 per inspection  
General Offices - \$50 per inspection  
Laboratories - \$100 per inspection  
Outpatient Clinics, Ambulatory - \$75 per inspection
- 2.13 Inspection Of Business Occupancies On Complaint -  
\$25 fee shall be paid by the complainant. If the  
complaint is justified after inspection the \$25 fee  
will be returned to the complainant.
- 2.14 Inspection Of Class A Place of Assembly - \$100
- 2.15 Inspection Of Class B Place of Assembly - \$75
- 2.16 Inspection Of Class C Place of Assembly - \$50
- 2.17 Fire Safety Review of Architectural Plans and  
Specifications Of New and Existing Construction -  
\$10
- 2.18 Fire Safety Review of Sprinkler Plans and  
Specifications - \$10
- 2.19 Fire Safety Review of Fire Alarm Plans and  
Specifications - \$10
- 2.20 Fire Safety Review of Range Hoods Plans and  
Specifications - \$10
- 2.21 Fire Safety Review of Structural Barrier Plans  
and Specifications - \$10
- 2.22 Fire Safety Review of All Other Plans and  
Specifications - \$10
- 2.23 Consultation for Review Of Plans And Specifications  
at the State Fire Marshal's Office - \$10
- 2.24 Field Review of Plans and Specifications - \$10
- 2.25 Review For Carpet Specifications for Certification -  
\$10
- 2.26 Review Of Plans and Specifications for Variance  
Requests - \$10

- 2.27 Renewal or Licensing of Electricians - \$50
- 2.28 Late Fee For Renewal of Electricians License - \$15
- 2.29 Examination of Master and Journeyman Electricians - \$25
- 2.30 Examinations of Apprentice Electricians - \$10
- 2.31 Re-examinations of Electricians - \$10



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OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE  
LEGISLATIVE RULE-MAKING REVIEW COMMITTEE  
Room M-438, State Capitol  
Charleston, West Virginia 25305  
(304) 340-3286

Senator Lloyd Jackson, Co-Chairman  
Delegate Patrick H. Murphy, Co-Chairman

Debra A. Graham, Counsel  
Marie Nickerson, Receiving Clerk

NOTICE OF ACTION TAKEN BY LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

October 16, 1989

TO: Ken Hechler, Secretary of State, State Register

TO: Ronald A. Kyle, Chairman  
State Fire Commission  
2100 Washington Street, E.  
Charleston, WV 25305

FROM: Legislative Rule-Making Review Committee

PROPOSED RULE: Fees for Services Rendered

The Legislative Rule-Making Review Committee recommends that the West Virginia Legislature:

1. Authorize the agency to promulgate the Legislative Rule
  - (a) as originally filed \_\_\_\_\_
  - (b) as modified by the agency       X
2. Authorize the agency to promulgate part of the Legislative rule; a statement of reasons for such recommendation is attached. \_\_\_\_\_
3. Authorize the agency to promulgate the Legislative rule with certain amendments; amendments and a statement of reasons for such recommendation is attached. \_\_\_\_\_
4. Authorize the agency to promulgate the Legislative rule as modified with certain amendments; amendments and a statement of reasons for such recommendation is attached. \_\_\_\_\_
5. Recommends that the rule be withdrawn; a statement of reasons for such recommendation is attached. \_\_\_\_\_

Pursuant to Code 29A-3-11(c), this notice has been filed in the State Register and with the agency proposing the rule.

cc: Walter Smittle, III  
L. Darl Cross