An Act

ENROLLED SENATE
BILL NO. 347

By: Ballenger of the Senate

and

Sanders of the House

An Act relating to the Fire Extinguisher Licensing Act; transferring licensure of fire extinguishers from the State Department of Health to the Office of the State Fire Marshal; establishing authority to transfer personnel, committees, records, contracts, obligations, equipment, funds and responsibilities; transferring certain funds; prohibiting use of transferred funds or property for purposes unrelated to the Fire Extinguisher Licensing Act; restricting the State Department of Health from entering into certain contracts without approval; providing for certain board and committee members; transferring licenses, registrations and certifications; directing the Director of the Office of Management and Enterprise Services to coordinate transfer of certain employees, funds and financial obligations; amending 59 O.S. 2011, Sections 1820.3, 1820.6, 1820.7, 1820.8, 1820.9, 1820.10, 1820.11, 1820.12, 1820.13, 1820.14, 1820.16, 1820.17, as amended by Section 284, Chapter 304, O.S.L. 2012, 1820.19 and 1820.20 (59 O.S. Supp. 2012, Section 1820.17), which relate to definitions, Fire Extinguisher Industry Committee, creation, members, meetings, quorum, powers and duties, license requirements, marketing, distribution, selling portable fire extinguisher or fire suppression system, service tags, application for license, contents of applications, fees, issuance, term renewal and expiration of license, alteration, assignment, posting of license, investigations and sanctions, fire extinguisher industry revolving fund, rule-making authority and violations, punishment and penalties; modifying

language; modifying certain membership; modifying authority; amending 63 O.S. 2011, Section 122.2, which relates to state agency jurisdictional areas; adding Fire Extinguisher Licensing Act to authority; amending 74 O.S. 2011, Section 324.2, which relates to the State Fire Marshal Commission, Chairman, rules, quorum, and meetings; making chair selection gender neutral; providing for rules; providing for noncodification; and providing an effective date.

SUBJECT: Fire Extinguisher Licensing Act

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law not to be codified in the Oklahoma Statutes to read as follows:

A. All powers, duties, responsibilities, employees, records and equipment of the State Board of Health, the State Department of Health, and the State Commissioner of Health relating exclusively to the regulation of fire extinguishers are hereby transferred and shall be placed under the authority of the Office of the State Fire Marshal. To the extent practicable, this shall include all computer hardware and software used in regulating the functions listed in this subsection. The State Commissioner of Health, the State Fire Marshal and the Director of the Office of Management and Enterprise Services may contract for additional legal and administrative services as necessary to effectuate the transfer.

B. All unexpended funds, property, furnishings, equipment, supplies, records, personnel and outstanding financial obligations and encumbrances relating to the designated transfer of the Fire Extinguisher Licensing Act are hereby transferred to the Office of the State Fire Marshal for the continuing performance of duties relating to the Fire Extinguisher Licensing Act. No funds, property, furnishings, equipment, supplies, records, or personnel may be expended or used for any purpose other than the performance of duties and responsibilities as directed and required in this act.

C. The State Board of Health, the State Department of Health and the State Commissioner of Health shall not enter into any contract or agreement relating to the regulations of fire extinguishers extending beyond the effective date of the transfer without approval by the State Fire Marshal and the Office of Management and Enterprise Services.

D. All board and committee members affected by the transfer provided in subsection A of this section shall retain such selection, appointment, assignment and membership term as provided by law, or any amendments thereto.

E. All licenses, registrations, certifications and accreditations subject to the transfer provided in subsection A of this section shall remain in full force and effect upon transfer to the Office of the State Fire Marshal.

F. The Director of the Office of Management and Enterprise Services is hereby directed to coordinate the transfer of employees, funds, allotments, purchase orders, and outstanding financial obligations and encumbrances relating to the Fire Extinguisher Licensing Act subject to transfer pursuant to the provisions of this act.

G. Upon the effective date of this act, all administrative rules promulgated by the State Board of Health relating to the Fire Extinguisher Licensing Act shall be transferred to and become a part of the administrative rules of the State Fire Marshal Commission. The Office of Administrative Rules in the Secretary of State's office shall provide adequate notice in the Oklahoma Register of the transfer of such rules, and shall place the transferred rules under the Administrative Code section of the State Fire Marshal Commission. Such rules shall continue in force and effect as rules of the State Fire Marshal Commission from and after the effective date of this act, and any amendment, repeal or addition to the transferred rules shall be under the jurisdiction of the Oklahoma Fire Marshal Commission.

SECTION 2. AMENDATORY 59 O.S. 2011, Section 1820.3, is amended to read as follows:

Section 1820.3. As used in the Fire Extinguisher Licensing Act:

1. ~~"Board" means the State Board of Health;~~

~~2. "Commissioner" means the State Commissioner of Health;~~

~~3.~~ "Committee" means the Fire Extinguisher Industry Committee;

~~4.~~ 2. "Fire extinguisher industry" means the sale, installation, maintenance, inspection, certification, alteration, repair, replacement, or service of portable fire extinguishers or fire suppression systems or any combination of the foregoing activities;

~~5.~~ 3. "Fire suppression systems" and "handheld portable fire extinguisher" means any listed or approved fire extinguisher systems installed in compliance with the installation manuals of the manufacturer or the applicable National Fire Protection Association Standard and its reference as outlined in the rules established by the State Department of Health;

~~6.~~ 4. "Licensee" means any person licensed pursuant to the Fire Extinguisher Licensing Act; and

~~7.~~ 5. "Person" means a sole proprietorship, fire partnership, association, corporation, or other similar entity.

SECTION 3. AMENDATORY 59 O.S. 2011, Section 1820.6, is amended to read as follows:

Section 1820.6. A. There is hereby created the Fire Extinguisher Industry Committee which shall consist of the following seven (7) members:

1. ~~One member shall be the State Commissioner of Health, or a designated representative;~~

~~2.~~ One member shall be the State Fire Marshal, or a designated representative;

~~3. One member shall be the Assistant State Fire Marshal, or a designated representative;~~ and

~~4. Four~~ 2. Six (6) members shall be appointed by the State ~~Board of Health. The Board shall appoint the four members within thirty (30) days after the effective date of this act~~ Fire Marshal Commission. ~~Three~~ Five (5) of the appointed members shall have at least five (5) years of experience in the fire extinguisher industry. One of the appointed members shall be a ~~lay member~~ fire service representative. No member of the Committee shall have any kind of employment relationship with any other member.

B. The term of each appointed member shall be four (4) years staggered. ~~Provided, the terms of the first appointed members of the Committee shall be as follows:~~

~~1. One member shall be appointed to a term ending May 31, 2008;~~

~~2. One member shall be appointed to a term ending May 31, 2009;~~

~~3. One member shall be appointed to a term ending May 31, 2010; and~~

~~4. One member shall be appointed to a term ending May 31, 2011.~~

Each appointed member shall hold office until his or her successor is appointed and has qualified under the Fire Extinguisher Licensing Act.

C. Appointed members may be removed from office by the ~~Board for cause~~ State Fire Marshal Commission.

D. Vacancies shall be filled by appointment by the ~~Board~~ State Fire Marshal Commission for the unexpired term of the vacancy.

E. Members of the Committee shall serve without pay but may be reimbursed for actual expenses pursuant to the provisions of the State Travel Reimbursement Act.

F. The Committee shall elect from among its membership a chair, vice-chair, and secretary to serve terms of not more than two (2) years ending on May 31 of the year designated by the Committee. The

chair or vice-chair shall preside at all meetings. The chair, vice-chair, and secretary shall perform such duties as may be decided by the Committee in order to effectively administer the Fire Extinguisher Licensing Act.

G. A majority of Committee members shall constitute a quorum to transact official business.

H. The Committee shall meet within thirty (30) days after the effective date of this act and shall meet thereafter at such times as the Committee deems necessary to implement the provisions of the Fire Extinguisher Licensing Act.

I. The Committee shall assist and advise the ~~Commissioner~~ State Fire Marshal on all matters relating to the formulation of rules and standards in accordance with the Fire Extinguisher Licensing Act.

SECTION 4. AMENDATORY 59 O.S. 2011, Section 1820.7, is amended to read as follows:

Section 1820.7. The Fire Extinguisher Industry Committee shall have the following powers and duties:

1. To assist the ~~State Commissioner of Health~~ State Fire Marshal in licensing and otherwise regulating persons engaged in a fire extinguisher industry business;

2. To determine qualifications of applicants pursuant to the Fire Extinguisher Licensing Act;

3. To prescribe and adopt forms for license applications and initiate the mailing of the application forms to all persons requesting the applications;

4. To assist the ~~Commissioner~~ State Fire Marshal in the denial, suspension or revocation of licenses as provided by the Fire Extinguisher Licensing Act;

5. To charge and collect such fees as are prescribed by the Fire Extinguisher Licensing Act;

6. To assist the State ~~Board of Health~~ Fire Marshal Commission in establishing and enforcing standards governing the materials, services, and conduct of the licensees and the employees of licensees in regard to the fire extinguisher industry;

7. To assist the State ~~Board of Health~~ Fire Marshal Commission in promulgating rules necessary to carry out the administration of the Fire Extinguisher Licensing Act;

8. To investigate alleged violations of the provisions of the Fire Extinguisher Licensing Act and of any rules promulgated by the ~~Board~~ State Fire Marshal Commission;

9. To assist the ~~Board~~ State Fire Marshal Commission in establishing categories of licenses for the Fire Extinguisher Licensing Act and application requirements for each category including, but not limited to, individual licenses, experience requirements, fingerprints, photographs, written examinations, and fees;

10. To assist the ~~Commissioner~~ State Fire Marshal in providing for grievance and appeal procedures pursuant to the Administrative Procedures Act for any person whose license is denied, revoked, or suspended; and

11. To have such other powers and duties as are necessary to implement the Fire Extinguisher Licensing Act.

SECTION 5. AMENDATORY 59 O.S. 2011, Section 1820.8, is amended to read as follows:

Section 1820.8. No person shall engage in a fire extinguisher industry business in this state without first having obtained a license pursuant to the provisions of the Fire Extinguisher Licensing Act. Provided, every person engaged in a fire extinguisher industry business in this state on the effective date of the Fire Extinguisher Licensing Act shall have ninety (90) days in which to apply to the State ~~Commissioner of Health~~ Fire Marshal for a license. A person applying for a license within this ninety-day period may continue business pending a final determination by the ~~Commissioner~~ State Fire Marshal of the application. Additional

time beyond the ninety-day period may be granted by the ~~Commissioner~~ State Fire Marshal.

SECTION 6. AMENDATORY 59 O.S. 2011, Section 1820.9, is amended to read as follows:

Section 1820.9. A. No person shall market, distribute, or sell any portable fire extinguisher or fire suppression system in this state unless the following requirements are met:

1. The portable fire extinguisher or fire suppression system complies with standards adopted by the ~~State Board of Health~~ State Fire Marshal Commission; and

2. The portable fire extinguisher or fire suppression system has been examined by and bears the label of a nationally recognized testing laboratory approved by the ~~Board~~ State Fire Marshal Commission as qualified to test portable fire extinguishers and fire suppression systems.

B. The ~~Board~~ State Fire Marshal Commission may grant reasonable exceptions to the provisions of this section when the portable fire extinguisher or fire suppression system is intended for industrial use in places to which the public is not invited or admitted. The provisions of this section apply to the state and any political subdivision thereof.

SECTION 7. AMENDATORY 59 O.S. 2011, Section 1820.10, is amended to read as follows:

Section 1820.10. Any person who services, installs, inspects, certifies, charges or tests any portable fire extinguisher or fire suppression system shall affix a tag to the service unit. The tag shall indicate the date upon which the service work was performed, and it shall bear the legible signature and state license number of the person and other information specified by the State ~~Board of Health~~ Fire Marshal Commission.

SECTION 8. AMENDATORY 59 O.S. 2011, Section 1820.11, is amended to read as follows:

Section 1820.11. A. Any person applying for a license to engage in a fire extinguisher industry business pursuant to the Fire Extinguisher Licensing Act shall provide evidence to the Fire Extinguisher Industry Committee that the individual within this state having direct supervision over the function and local operations of the fire extinguisher industry business or a branch thereof has the following qualifications:

1. The individual is at least twenty-one (21) years of age;

2. The individual has not been declared by any court of competent jurisdiction incompetent by reason of mental defect or disease;

3. The individual is not a habitual user of intoxicating liquors or habit-forming drugs;

4. The individual has not been discharged from the Armed Services of the United States under other than honorable conditions;

5. The individual is of good moral character; and

6. The individual meets such other standards as may be established by the State ~~Board of Health~~ Fire Marshal Commission relating to experience or knowledge of the fire extinguisher industry.

B. The applicant shall advise the Committee and furnish full information on each individual described in subsection A of this section of any conviction of a felony offense or any crime involving moral turpitude for which a full pardon has not been granted. The applicant shall furnish a recent photograph of a type prescribed by the Committee and two classifiable sets of fingerprints of such individual.

SECTION 9. AMENDATORY 59 O.S. 2011, Section 1820.12, is amended to read as follows:

Section 1820.12. A. An application for a license shall include:

1. The address of the principal office of the applicant and the address of each branch office located within this state;

2. The name of each business location under which the applicant intends to do business as a licensee;

3. A statement as to the extent and scope of the fire extinguisher industry business of the applicant and all other businesses in which the applicant is engaged in this state;

4. A recent photograph of the applicant of a type prescribed by the State ~~Board of Health~~ Fire Marshal Commission if the applicant is a sole proprietor, or a photograph of each officer and of each partner or shareholder who owns a twenty-five percent (25%) or greater interest in the applicant, if the applicant is an entity; and

5. Such other information, statements, or documents as may be required by the ~~Board~~ State Fire Marshal Commission.

B. An applicant for an individual license shall provide such documents, statements or other information as may be required by the ~~Board~~ State Fire Marshal Commission, including two classifiable sets of fingerprints of the applicant. The fingerprints may be used for a national criminal history record check as defined by Section 150.9 of Title 74 of the Oklahoma Statutes.

C. Fees for license and license renewal issued pursuant to the Fire Extinguisher Licensing Act shall be adopted by the ~~Board~~ State Fire Marshal Commission pursuant to Section ~~1-106.1~~ 1820.19 of Title ~~63~~ 59 of the Oklahoma Statutes. An applicant shall pay the license fee at the time the applicant makes application.

SECTION 10. AMENDATORY 59 O.S. 2011, Section 1820.13, is amended to read as follows:

Section 1820.13. A. Upon making proper application, payment of the proper license fee and certification of approval by the Fire Extinguisher Industry Committee, the State ~~Commissioner of Health~~ Fire Marshal shall issue a license to the applicant. The license shall be valid for a one-year term.

B. Renewal of a license shall not prohibit disciplinary proceedings for an act committed prior to the renewal.

C. The State ~~Board of Health~~ Fire Marshal Commission may adopt a system under which licenses expire on various dates throughout the year. For any change in such expiration dates, license fees shall be prorated on an appropriate periodic basis.

SECTION 11. AMENDATORY 59 O.S. 2011, Section 1820.14, is amended to read as follows:

Section 1820.14. A. A license shall not be altered or assigned.

B. A license shall be posted in a conspicuous place in each fire extinguisher industry business location of the licensee.

C. A licensee shall notify the Fire Extinguisher Industry Committee within fourteen (14) days of any change of information furnished on the application for license or on the license including, but not limited to, change of ownership, address, business activities, or any developments related to the qualifications of the licensee or the individual described in Section 11 of this act. If the licensee for any reason ceases to engage in a fire extinguisher industry business in this state, the licensee shall notify the Committee within fourteen (14) days of such cessation. If the required notice of cessation is not given to the Committee within fourteen (14) days, the license may be suspended or revoked by the State ~~Commissioner of Health~~ Fire Marshal on recommendation of the Committee.

D. No person shall represent falsely that he or she is licensed or employed by a licensee.

E. Each licensee shall maintain a record containing such information relative to his or her employees as may be required by the State ~~Board of Health~~ Fire Marshal Commission.

SECTION 12. AMENDATORY 59 O.S. 2011, Section 1820.16, is amended to read as follows:

Section 1820.16. A. The State ~~Commissioner of Health~~ Fire Marshal, on recommendation of the Fire Extinguisher Industry Committee, may suspend any license, upon the conviction of any individual named on the license or on the application for license of a felony, for a period not to exceed thirty (30) days pending a full investigation by the Committee. The investigation shall be initiated within the thirty-day period of suspension. A final determination by the Committee shall result in either removal of the suspension or such sanction as the ~~Commissioner~~ State Fire Marshal considers appropriate, as provided by the Fire Extinguisher Licensing Act.

B. The ~~Commissioner~~ State Fire Marshal may revoke or suspend any license, reprimand any licensee or deny any application for license or renewal if, in the judgment of the Committee:

1. The applicant or licensee has violated any provision of the Fire Extinguisher Licensing Act or any rule promulgated under the Fire Extinguisher Licensing Act;

2. The applicant or licensee has practiced fraud, deceit, or misrepresentation;

3. The applicant or licensee has made a material misstatement in any information required by the State ~~Board of Health~~ Fire Marshal Commission; or

4. The applicant or licensee has demonstrated incompetence or untrustworthiness in his or her actions.

C. The Committee shall, before final action under subsection B of this section, provide thirty (30) days of written notice to the applicant or licensee involved in the action intended and give sufficient opportunity for the person to request a hearing before the Committee and the ~~Commissioner~~ State Fire Marshal and to be represented by an attorney. A hearing shall be scheduled by the Committee upon request by the applicant or licensee.

D. In the event the ~~Commissioner~~ State Fire Marshal denies the application for, or revokes or suspends, any license or imposes any reprimand, a record of such action shall be in writing and officially signed by the ~~Commissioner~~ State Fire Marshal. The

original copy shall be filed with the ~~Board~~ State Fire Marshal Commission and a copy mailed to the affected applicant or licensee within two (2) days of the final action taken by the ~~Commissioner~~ State Fire Marshal.

E. Notice of the suspension or revocation of any license by the ~~Commissioner~~ State Fire Marshal shall be sent by the Committee to law enforcement agencies and fire departments in the principal areas of operation of the licensee.

F. A suspended license shall be subject to expiration and may be renewed as provided by the Fire Extinguisher Licensing Act, regardless of suspension; provided, the renewal shall not remove the suspension.

G. A revoked license terminates on the date of revocation and cannot be reinstated; provided, the ~~Commissioner~~ State Fire Marshal may reverse the revocation action. Any licensee whose license is revoked shall apply for a new license and meet all requirements for a license as stated in the Fire Extinguisher Licensing Act prior to engaging in any fire extinguisher industry business activities. The Committee and the ~~Commissioner~~ State Fire Marshal shall take action on the new application and may require additional safeguards against such acts by the applicant as may have been the cause of the revocation of the prior license.

SECTION 13. AMENDATORY 59 O.S. 2011, Section 1820.17, as amended by Section 284, Chapter 304, O.S.L. 2012 (59 O.S. Supp. 2012, Section 1820.17), is amended to read as follows:

Section 1820.17. There is hereby created in the State Treasury a revolving fund for the ~~State Department of Health~~ Office of the State Fire Marshal, to be designated the "Fire Extinguisher Industry Revolving Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of all monies received by the ~~Department~~ Office of the State Fire Marshal pursuant to the Fire Extinguisher Licensing Act. All monies accruing to the credit of such fund are hereby appropriated and may be budgeted and expended by the ~~Department~~ Office of the State Fire Marshal for the purpose of implementing the Fire Extinguisher Licensing Act. Expenditures from such fund shall be made upon warrants issued by the State Treasurer against claims filed as prescribed by law with

the Director of the Office of Management and Enterprise Services for approval and payment.

SECTION 14. AMENDATORY 59 O.S. 2011, Section 1820.19, is amended to read as follows:

Section 1820.19. The State ~~Board of Health~~ Fire Marshal Commission is hereby authorized to promulgate, adopt, amend, and repeal rules consistent with the provisions of the Fire Extinguisher Licensing Act for the purpose of governing the establishment and levying of administrative fines, establishing a fee schedule and the examination and licensure of fire extinguisher companies, managers, technicians, and salespersons.

SECTION 15. AMENDATORY 59 O.S. 2011, Section 1820.20, is amended to read as follows:

Section 1820.20. A. Any individual or person who is found to be in violation of the provisions of the Fire Extinguisher Licensing Act or any rules adopted by the State ~~Board of Health~~ Fire Marshal Commission in the administration of the Fire Extinguisher Licensing Act shall, upon conviction, be guilty of a misdemeanor punishable by imprisonment in the county jail for a period of not more than one (1) year, or by the imposition of a fine of not more than Five Hundred Dollars ($500.00), or by both such imprisonment and fine.

B. 1. In addition to any other penalties provided by law, if after a hearing in accordance with Article II of the Administrative Procedures Act, the State ~~Commissioner of Health~~ Fire Marshal finds any person to be in violation of any of the provisions of the Fire Extinguisher Licensing Act or the rules promulgated pursuant thereto, the person may be subject to an administrative fine of not more than Two Hundred Dollars ($200.00) for each violation. Each day a person is in violation may constitute a separate violation.

2. All administrative fines collected pursuant to the provisions of this subsection shall be deposited in the Fire Extinguisher Industry Revolving Fund.

SECTION 16. AMENDATORY 63 O.S. 2011, Section 122.2, is amended to read as follows:

Section 122.2. The provisions of this section specify the jurisdictional areas of state agencies relating to the regulation of blasting and explosives. Agencies regulating explosives and blasting are directed to cooperate and coordinate with each other as necessary to carrying out the duties required to regulate explosives. Agencies regulating explosives may enter into interagency agreements with other state agencies and law enforcement agencies of any political subdivision of this state for the purpose of conducting investigations related to the regulation of explosives or criminal activity. The jurisdictional areas of responsibility specified in this section shall be in addition to those otherwise provided by law and assigned to the specific state agency as follows:

1. Department of Mines. The Department of Mines shall have the following jurisdictional areas relating to the regulation of blasting and explosives:

a. the use of explosives and blasting activities for surface and nonsurface mining operations pursuant to Title 45 of the Oklahoma Statutes,

b. except as otherwise provided by this part, the use of explosives and blasting activities for nonmining activities, and

c. except as otherwise provided by this part, the regulation of the use of explosives or of blasting activity not subject to the specific statutory authority of another state agency;

2. State Fire Marshal. The State Fire Marshal shall have regulatory jurisdictional responsibility relating to explosives as follows:

a. the regulation of the manufacture, sale, transportation for hire or storage of explosives or blasting agents for resale pursuant to Division 2 of the Oklahoma Explosives and Blasting Regulation Act, ~~and~~

b. the examination of buildings and premises and reporting and orders authorized pursuant to Section 317 of Title 74 of the Oklahoma Statutes, and

c. licensure, regulation and enforcement of fire extinguishers, pursuant to the Fire Extinguisher Licensing Act;

3. The Department of Public Safety. The Department of Public Safety shall have the regulatory jurisdictional responsibility relating to explosives as follows:

a. the transportation of explosives or blasting agents classified as hazardous materials pursuant to the Oklahoma Motor Carrier Safety and Hazardous Materials Transportation Act,

b. the construction or making of any explosive or explosive device not subject to specific regulatory authority of another state agency,

c. the intentional storage of any materials which are intended to be used to construct or make any explosive or explosive device not subject to specific regulatory authority of another state agency, and

d. the intentional use of any explosive or explosive device in any manner not subject to specific regulatory authority of another state agency.

Provided, nothing in this provision shall be construed to expand jurisdiction of the Department of Public Safety to investigate any crime occurring within the jurisdiction of another law enforcement authority of any political subdivision of this state, and nothing shall prohibit, limit, or restrict any law enforcement officer, agency, or specialized law enforcement unit from investigating or otherwise performing any duty or responsibility for crimes within their respective jurisdiction relating to explosives, blasting agents, or hazardous materials; and

4. Department of Environmental Quality. The Department of Environmental Quality shall have jurisdictional responsibility

relating to the regulation and disposal of explosives or blasting agents classified as solid or hazardous waste pursuant to the Oklahoma Environmental Quality Code.

SECTION 17. AMENDATORY 74 O.S. 2011, Section 324.2, is amended to read as follows:

Section 324.2. The Commission shall select a ~~chairman and~~ chair. The Commission is hereby authorized to adopt rules necessary for the licensure, regulation and enforcement of the fire extinguishers pursuant to the Fire Extinguisher Licensing Act and for conducting its proceedings. Any four members shall constitute a quorum. The Commission shall meet monthly on such date as it may designate and may meet at such other times as it may deem necessary, or when called by the chairman or by any four members. Complete minutes of each meeting shall be kept and filed in the office of the State Fire Marshal and shall be available for public inspection during reasonable office hours. The Commission shall report annually to the Governor and to the Speaker of the House of Representatives and the President Pro Tempore of the Senate of the affairs of the Commission and the office of the State Fire Marshal.

SECTION 18. This act shall become effective November 1, 2013.

Passed the Senate the 20th day of February, 2013.

Presiding Officer of the Senate

Passed the House of Representatives the 15th day of April, 2013.

Presiding Officer of the House of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this 16th day of April, 2013, at 1:17 o'clock P M.

By: Audrey Rockwell

Approved by the Governor of the State of Oklahoma this 22nd day of April, 2013, at 3:24 o'clock P M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this 22nd day of April, 2013, at 4:30 o'clock P. M.

By: