

By: Representative Martinson

To: Insurance

HOUSE BILL NO. 183

1 AN ACT TO REQUIRE THE LICENSING OF THE SALE, INSTALLATION AND  
2 SERVICE OF COMMERCIAL FIRE SUPPRESSION SYSTEMS FOR COOKING  
3 OPERATIONS AND PORTABLE FIRE EXTINGUISHERS; TO PROVIDE FOR THE  
4 ADMINISTRATION OF SUCH LICENSING BY THE STATE FIRE MARSHAL; TO  
5 ESTABLISH A PENALTY FOR VIOLATING THE LICENSING PROVISIONS OF THIS  
6 ACT; AND FOR RELATED PURPOSES.

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

8 **SECTION 1.** In the interest of public safety, any person,  
9 company or corporation who engages in the sale, installation or  
10 service of commercial fire suppression systems for cooking  
11 operations and portable fire extinguishers shall comply with all  
12 appropriate standards of the National Fire Protection Association  
13 and the requirements of the International Fire Code as published  
14 by the International Code Council in cooperation with the Southern  
15 Building Code Congress International, Incorporated, Birmingham,  
16 Alabama, as revised or amended.

17 **SECTION 2.** The State Fire Marshal shall promulgate such  
18 rules and regulations as are necessary to carry out the provisions  
19 and licensure requirements for all persons, companies or  
20 corporations for commercial fire suppression systems for cooking  
21 operations and portable fire extinguishers.

22 **SECTION 3.** (1) After July 1, 2007, every person, company or  
23 corporation who engages in the sale, installation or service of  
24 commercial fire suppression systems for cooking operations and  
25 portable fire extinguishers within the State of Mississippi shall  
26 apply for and obtain a license from the State Fire Marshal. All  
27 funds received by the State Fire Marshal shall be deposited in a  
28 special fund account in the State Treasury to be credited to the  
29 Department of Insurance.



30 (2) The applicant shall certify in the application to the  
31 State Fire Marshal that the applicant is able to comply with all  
32 requirements of the National Fire Protection Association Standards  
33 as they relate to the installation, service and maintenance of  
34 commercial fire suppression systems for cooking operations and  
35 portable fire extinguishers.

36 (3) Licenses shall be issued to persons, companies or  
37 corporations who have satisfactorily met the minimum experience  
38 requirements and completed and passed a competency test  
39 administered by the State Fire Marshal.

40 (4) The State Fire Marshal shall administer this act and may  
41 set or charge the amount of the license fee as may be necessary  
42 for the administration and enforcement of this act. Such fee  
43 shall not exceed One Hundred Dollars (\$100.00).

44 **SECTION 4.** The State Fire Marshal may issue and deliver an  
45 order to cease and desist to any persons, companies or  
46 corporations who he has reason to believe is or has been in  
47 violation of this act. Whoever fails to comply with any order  
48 issued under this section shall be assessed a civil fine of not  
49 more than One Thousand Dollars (\$1,000.00) for each day of such  
50 violation. Violation of this act or failure to comply with an  
51 order to cease and desist shall also constitute cause for  
52 revocation of the license.

53 Any persons, companies or corporations that knowingly and  
54 willfully fail to obtain the applicable license under this act and  
55 who are required to obtain such license under this act and who may  
56 knowingly and willfully violate any provision of this act or any  
57 rules and regulations made hereafter with respect to the  
58 commercial fire suppression systems for cooking operations and  
59 portable fire extinguishers are guilty of a misdemeanor and, upon  
60 conviction thereof, shall be fined not more than One Thousand  
61 Dollars (\$1,000.00) or imprisoned not more than one (1) year, or  
62 both.



63           **SECTION 5.** This act shall take effect and be in force from  
64 and after July 1, 2007.

