



## Office of the State Fire Marshal Fire Extinguisher Advisory Committee

Tuesday, January 28, 2020  
9:30 am to 3:00 pm (Pacific Daylight Time)

Office of the State Fire Marshal  
2251 Harvard Street Sacramento, CA 95815  
First Floor, Redwood Conference Room

### Committee members present

Randy Dysart, California Association of Life Safety and Fire Equipment (CAL SAFE)  
Darrell Hefley, Jorgensen Company  
Randy Rousseau, La Sierra Fire Equipment  
Jamie Knowles, Amerex  
Edie Wade, Brooks Equipment  
Frank Gardner, Stanford University

### Committee members participating via teleconference

Chris Hoiland, Orange County Fire Protection  
J.R. Nerat, Badger/Kidde  
Anthony Romero, Kern County Fire Department

### Committee members not present

Robert Calderon, Kaiser Permanente  
Al Minicola, Suppression Pro  
Tom Santos, Imperial Beach Fire Safety Services  
Patrick Chew, Roseville Fire Department

### OSFM staff present

Jeffrey Schwartz, Committee Chairperson  
Daniel Berlant, OSFM  
Kevin Chan, OSFM  
Perry Goth, OSFM  
Carlos Hernandez, OSFM  
Andrew McSorely, OSFM  
Dan Scott, OSFM

## Public guests

Isaac, Cintas

Winter, Cintas

### I. CALL TO ORDER

#### A. Welcome and logistics briefing

Chairperson Jeffrey Schwartz called the meeting to order at 10:02 a.m. (PDT).

#### B. Roll Call/Determine Quorum

Roll was taken and a quorum was present.

#### Approval of previous minutes

Chairperson Jeffrey Schwartz asked if there were any changes to the minutes of the previous meeting. Darrell Hefley made a motion to approve the minutes from the previous meeting as amended with the changes from Randy Rousseau noted. Edie Wade seconded. All in favor, none opposed, none abstained. Motion carried.

#### C. Announcements

Chief Daniel Berlant welcomed everyone and provided an update regarding the review/audit Fire Engineering & Investigations is currently undergoing. All things, including staffing needs and potential fee increases, are being reviewed and discussed. Proposed fee schedules will be presented to the group for discussion/input before being finalized. More information will be shared as it is available.

### II. OLD BUSINESS

#### A. CCR Title 19/NFPA 10 review update

Chairperson Jeffrey Schwartz reviewed the proposed changes and additions to the language with the group.

575.12 There was a brief discussion regarding language for tamper seals with printed year on them; should it reflect one year only, or should a multi-year be allowed? It was agreed that this would require additional discussion within the workgroup as the language is finalized.

595.4 The word "duplicate" is being changed to "replacement" to eliminate confusion. D Hefley proposed adding language that would specify "original ID card as issued by OSFM" so that the individual cannot just print a paper copy out of GovMotus and attempt to use that as an ID card.

595.5 (g) General discussion regarding an RME (Responsible Managing Employee) working for more than one location or company. D Hefley feels one person should be able to oversee more than one location, so long as the quality control checks are being done. R Dysart feels this topic warrants further discussion amongst the group as language is developed.

597 Isaac from Cintas asked, if you are only doing approved exchange services, do you still have to have all of the equipment and supplies on your vehicle, or will having it in your facility suffice. D Hefley indicated there are actually already areas that have been identified on the lists (indicated by asterisks) which have been determined to be sufficient so long as it is kept in the facility rather than on the vehicle.

601 Isaac from Cintas asked for clarification regarding additional locations and when separate licenses are required. Chairperson Schwartz indicated that a separate license is required wherever a physical location or address is advertised. For example, if you advertise services in a local area, but do not advertise a physical address, you would not require an additional license. If you advertise a physical location where extinguishers can be brought in for service, you require a separate license from the OSFM for that location.

1924 D Hefley inquired as to whether the fee schedule for violations that was previously developed by the committee for fines in lieu of suspension would be revisited as part of this package. Chairperson Schwartz indicated that is the goal but that will ultimately be up to the CAL FIRE legal department to determine.

1924.4 Discussion regarding hearing options and process during fine in lieu of suspension. Chairperson Schwartz explained the process is as follows:

- Complaint is received, or other violation is noted during inspection
- Investigation is conducted by OSFM
- Notice of Violation is issued
- Violator has 15 days to request informal conference to discuss accusations. If no response in 15 days, suspension will commence.
- If requested, informal conference is held with OSFM staff. During this conference, and agreement will be negotiated. If no agreement is reached, the accused has the right to request a formal hearing with an OAL (Office of Administrative Law) judge.

R Dysart asked when does the suspension take effect during this process. Chairperson Schwartz confirmed the suspension does not take effect until there has been no response, or until a settlement/agreement has been reached.

1924.7 Proposed language needs to be clarified.

592.3 J Knowles made a motion to remove 5-year hydrostatic testing requirements on extinguishers in vehicles, and replace with language to follow existing hydrostatic requirements. Seconded by JR Nerat. None opposed, none abstained, all in favor. Motion carried.

B. Development of dry chemical analysis by a third party

It was discussed amongst the group and agreed to table this matter to the next meeting when an invite could be extended to the company to give a demonstration/presentation to the group.

III. NEW BUSINESS

There was no new business discussion.

IV. OPEN FORUM

There was no open forum comment.

V. PUBLIC COMMENT

There was no public comment.

VI. MEETING ADJOURNMENT

The next meeting will be held on April 28, 2020 at 10:00 a.m. (Pacific Standard Time). The meeting was adjourned by unanimous consent at 2:46 p.m. (PDT).