

TEXT OF PROPOSED REGULATIONS (Final)

**California Code of Regulations
Title 19. Public Safety
Division 1. State Fire Marshal
Chapter 8. Regulations Relating to
Flame-Retardant Chemicals, Fabrics and Application Concerns**

Added text is shown in underline and deleted text is shown in ~~strike through~~.

Article 1 Title, Purpose and Scope

§ 1179. Fees.

(a) Original or Annual Renewal Registration of any Single Flame-Retardant Fabric or Material ~~\$200.00~~\$575.00

(b) Add Fabric to existing registration \$250.00

~~(b)~~(c) Original or Annual Renewal Registration of a Flame-Retardant Chemical ~~\$200.00~~\$575.00

~~(c)~~(d) Original or Annual Renewal of a Flame-Retardant Application Concern, (General Applicator) ~~\$175.00~~\$450.00

~~(d)~~(e) Original or Annual Renewal of a Flame-Retardant Application Concern, (Limited Applicator) ~~\$85.00~~\$230.00

~~(e)~~(f) Laboratory Fees:

Fabrics \$50.00

Chemicals \$50.00

General Applicator Flame Retardant Certificates..... ~~\$9.00~~\$20.00

~~(f)~~(g) Service fee for a returned or dishonored check pursuant to Government Code, Section 6157(b)..... \$30

Note: Authority cited: Section 13120, Health and Safety Code, Section 6157(b), Government Code. Reference: Sections 13125, 13127, 13128, 13129 and 13130, Health and Safety Code; Section 6157(b), Government Code.

§ 1179.1. Forms.

(a) The following forms in the format developed by the Office of the State Fire Marshal, which are hereby incorporated by reference, shall be used when applying for a Flame Retardant Registration or General and Limited Concern License.

- (1) Application for Decorative Materials Registration - Fabric FR-1 (REV. 5/2021)
- (2) Application for Decorative Materials Registration - Chemical FR-2 (REV. 5/2021)
- (3) Application for General Applicator FR-3 (REV. 5/2021)
- (4) Application for Limited Applicator FR-4 (REV. 5/2021)

NOTE: Authority cited: Section 13120, Health and Safety Code. Reference: Sections 13125,13127,13128, and 13130 Health and Safety Code.

§ 1179.2 Application Submittal.

(a) Applications shall be made in writing on forms available by the State Fire Marshal, or through the electronic application and payment process "GOVmotus Fire", located on the State Fire Marshal website: <https://osfm.fire.ca.gov>. Every registration and license fee required in accordance with the provisions of Section 13127 of the Health and Safety Code shall be paid in legal tender, or credit card, or electronic fund transfer, or by money order, or postal note, or valid check made payable to the "CAL FIRE – OSFM". Fee shall accompany each application for registration and license as prescribed in Section 1179.

(b) Application, fee, with or without sample, shall be mailed as follows:

- (1) For regular mail (application package) send to:
CAL FIRE - Office of the State Fire Marshal
Cashiers Unit – Flame Retardant Program
P.O. Box 997446
Sacramento, CA 95899-7446
- (2) For shipping address, FED EX, UPS, etc., send to:
ATTN: Cashier's Unit – Flame Retardant Program
CAL FIRE - Office of the State Fire Marshal
710 Riverpoint Court
West Sacramento, CA 95605

(c) For submittal through the Office of the State Fire Marshal electronic application process "GOVMotus Fire", the required sample shall be mailed to the address prescribed under (b)(2).

1179.3 Registration Renewal Period and Registration Fee.

For purposes of clarification, Health and Safety Code Section 13127(c)(1) through 13128 is repeated.

(c)(1) The annual registration fee renewal period for chemical manufacturing concerns, concerns marketing a flame-retardant fabric or material, and general applicators shall begin on January 1 and end May 1 preceding the registration year for which the renewal is requested. A penalty of 50 percent of the listing fee shall be assessed in all cases where the renewal fees are not paid on or before May 1, preceding the registration year for which renewal is requested.

(2) The annual registration fee renewal period for limited applicators shall begin September 15 and end on October 31 preceding the registration year for which the renewal is requested. A penalty of 50 percent of the listing fee shall be assessed in all cases where the fees are not paid on or before October 31, preceding the registration year for which renewal is requested.

(d) All applications shall be accompanied by a registration fee established by the State Fire Marshal. The registration fee shall not exceed the amount necessary to cover the costs incurred by the State Fire Marshal in carrying out Sections 13120 to 13126, inclusive.

§ 13128. Period for registration fees

(a) The annual and renewal registration fee period for chemical manufacturing concerns, concerns marketing a flame-retardant fabric or material, and general applicators shall be for the fiscal year period from July 1 to June 30 or the remaining portion thereof.

(b) The annual and renewal registration fee period for limited applicators shall be for the fiscal year period from November 1 to October 31 or the remaining portion thereof.

NOTE: Authority cited: Section 13120, 13128 Health and Safety Code. Reference: Sections 13125, 13127, 13128, and 13130 Health and Safety Code.