

**UTAH STATE FIRE PREVENTION BOARD  
VIRTUAL MEETING  
March 8, 2022 Meeting Minutes  
APPROVED**

**BOARD MEMBERS PRESENT**

David Olsen, Board Chair  
Michael Phillips, Vice Chair  
Craig Humphreys  
Chris Kimball  
Jared Larson

Derek Maxfield  
Frank Park  
Patrick Tomasino

**BOARD MEMBERS ABSENT**

Chris Dawson  
Joseph Decker  
Brett Ostler

**STAFF PRESENT**

Ted Black, State Fire Marshal  
Jon Ritchie, Chief Deputy Fire Marshal  
Jana DeMille, Board Secretary  
Richard Jorgensen, Assistant Attorney General  
Justin Cheever  
Keith Claybaker  
Boyd Cook

Shane Cook  
Cory Feese  
Christopher Hendrickson  
Shane Maughan  
Andrew McCormick  
Kelly Snow  
Sheri Stevens

**OTHERS**

Members of the public and the fire service were in attendance at this meeting. The attendance log is kept with the full record of the meeting.

**Item #1,** Board meeting called to order by Board Chair David Olsen. The meeting started at 8:30 A.M., at the State Fire Marshal's Office and over Google Meet. Board Member roll call completed, with a quorum present.

**Item #2,** Approval of the January 11, 2022 board meeting minutes. Motion made by Frank Park to approve the minutes; seconded by Michael Phillips. Motion passed.

**Item #3,** Report to the Board by Chief Scott Spencer, Chair, Utah Fire Service Certification Council.

- Staff is staying busy – September 2021, tested 308 individuals. October 2021, tested 689 individuals. November 2021, 993 individuals tested. Comparing that to past years, November 2020, tested 785 individuals. November 2019, tested 682 individuals. November 2018, tested 518 individuals. Test requests are increasing throughout the State each year.
- A question came up about test fees for affiliated and non-affiliated individuals. We have funds available to assist in training and certification of affiliated firefighters in Utah. It was determined that current fees should remain unchanged. The current fees cover the cost. The charge for non-affiliated individuals is a little higher than for affiliated.
- Individuals have 3 attempts to pass a test. There is currently no fee for the first attempt, and that will remain the same. This is an incentive to encourage individuals to really study and pass the test on the first attempt. There seems to be a trend among firefighters to take the test on a

first attempt to see what it is like and then study for the second or third attempt. It is a graduating scale so we charge more for the second attempt and increase for the third attempt. Hopefully that encourages firefighters to pass the first attempt and not use it as a study guide for further attempts.

- We changed the guidelines for our live fire testers a bit. We wanted to make it so the testing process was intact for meeting Pro Board and IFSAC. The general rule is, if you teach, you don't test. In an effort to keep costs down, we allowed for those who are instructing live fire to assist with the test, but the lead tester has to be someone who was not involved with the teaching process. This will fulfill our responsibilities to be fiscally sound and also meet our Pro Board and IFSAC requirements.
- We have 18 new testers. It is an ongoing challenge to keep people as testers. One of those challenges is if a tester hasn't attended a training seminar for two years, we are required to drop them. We need to have testers current on the trends and issues. Our next instructor and certification tester seminar will be March 21st-25th throughout different regions of the state. This allows for our instructors and certification testers to meet and go through some updated training.
- Have updated the Fire Investigator NFPA 1033 to the 2022 edition for that curriculum.
- Standards for Hazmat awareness and hazmat technician 1072 is now 470 and wildland firefighter was 1051 and is now 1140. Updating our Inspector I to the new 8<sup>th</sup> edition manual and test bank, as we can't purchase the 7<sup>th</sup> edition any more. Tech rescue programs are also being updated.
- With text books costing \$80-120 each, we have implemented a new QR code check-out system. It is working very well in solving the problem of losing textbooks.
- There were no questions from the Board for Chief Spencer.

**Item #4, Open Public Meeting Training by Andrew Hale, Attorney.**

Richard Jorgensen from the AG's office was in attendance in place of Mr. Hale, and he provided the required training.

- The Fire Prevention Board is an open body created by statute and is required to hold open and public meetings. The meeting notice must be posted on the building and the public notice website twenty-four hours prior to the meeting. The notice should contain an agenda listing the specifics of what is to be discussed.
- Public meetings must have written minutes which include the time, date, place of meeting; names of members present and absent; and the substance of all matters proposed, discussed, decided by the body, including a summary content made by the members, and a record by individual member of each vote taken on the public body.
- There was new statute passed that if any portion of the meeting is electronic, unless it is unanimous, the vote must be a roll call vote. If holding a meeting electronically, instruction for public attendance is to be given.
- The Board does not have to allow anyone from the public to comment unless they get prior authorization and are put on the agenda.
- Instructions for audio recording of meetings is given. Reasons and instructions for closed meetings is given. Anchor location information is given.

**Item #5, Introduction of Jon Ritchie, Chief Deputy Fire Marshal Office. Welcome made to Jon Ritchie by Chief Fire Marshal, Ted Black.**

**Item #6,** Reappointment of Wayde Snyder, and Rodd “Hoss” Tomkinson to the Utah Fire Service Certification Council. Motion made by Mike Phillips to recommend those gentlemen back to this council. Seconded by Derek Maxfield. No discussion proffered on the motion. The motion passed unanimously.

**Item #7,** Legislative report to the Board by Ted Black, State Fire Marshal.

- Joint Council HB 12 failed, which would have allowed re-enter after 90 days of retirement.
- HB 39 passed with a second sub, clarifies that a fire marshal or fire official is not required to be an engineer to review plans for code compliance. Specifies that those who are submitting plans for fire alarms and sprinklers do not require an engineer stamp, but are required to have a NICET level 3 or 4 certification.
- HB45 provided funding for fire wardens.
- HB 292 - bill ran last year to allow micro-enterprise kitchens, where you could make jam in your kitchen to sell at the county fair. They did not exempt type 1 hoods in the original bill. Mike Owens helped make that fix.
- HB 440 homeless services bill and it outlines an occupant load for temporary homeless facilities. Only effects SLC right now. May be expanded in the future.
- Radio System Funding is statewide.
- HB 82 eliminated the State Building Board, DFCM will take on that responsibility.
- Medical Cannabis Act, Senate Bill 190, holds great interest to public safety. Law Enforcement cannot use cannabis, as they carry a firearm and there are federal regulations. In the fire service, if you have a medical cannabis card you can use it up to 12 hours prior to your shift but cannot use during your shift.
- Fire Marshal Black mentioned will send a complete list of the bills to board members upon request.

**Item #8,** Approval of the Board to conduct the conduct the May 2022 Fire Prevention Board meeting virtually. Motion made by Frank Park and seconded by Chris Kimball. No discussion proffered. The motion passed unanimously.

**Item #9,** Old Business: None.

**Item #10,** New Business: None.

**Item #11,** Next Board Meeting will be held on May 10, 2022, beginning 8:30 A.M. at Utah State Fire Marshal’s office, 410 W. 9800 S., Suite #372 Sandy, UT 84070. This meeting will be held virtually and in person. Motion to Adjourn Meeting made by Craig Humphries, seconded by Frank Park. The motion passed unanimously.