

HOUSE BILL NO. HB0114

Department of fire protection and electrical safety fees-2.

Sponsored by: House Appropriations Committee

A BILL

for

1 AN ACT relating to fire protection and electrical safety;
2 amending fees collected by the department of fire
3 prevention and electrical safety; codifying a limit for
4 plan review and inspection fees; increasing fee limits for
5 specified fees; amending the distribution and permissible
6 uses of fee revenue; making technical corrections;
7 conforming and updating terms; requiring rulemaking; and
8 providing for effective dates.

9

10 *Be It Enacted by the Legislature of the State of Wyoming:*

11

12 **Section 1.** W.S. 35-9-108(d), (e), (h), (q)(i) through
13 (iii) and (r), 35-9-120(c)(i)(A) through (F), (ii) and (f),
14 35-9-121(b)(intro) and 35-9-129(a)(i) through (viii), (x)
15 and (b) are amended to read:

16

1 **35-9-108. Plan review; procedure; fees.**

2

3 (d) The department shall collect fees for plan
4 reviews and other inspections under this subsection except
5 as provided in subsections (q) and (r) of this section, in
6 the amount provided ~~in the 1997 Uniform Building Code and~~
7 ~~adjusted for inflation by the International Code Council~~
8 for building valuation and as adopted by rule ~~or regulation~~
9 ~~by of~~ the department. Fees collected under this subsection
10 shall be deposited ~~into the general fund in a separate~~
11 account to be applied only for expenses incurred by the
12 department in administering W.S. 35-9-101 through 35-9-130.
13 The fees adopted by rule of the department under this
14 subsection shall not exceed the following:

15

16 (i) For plan reviews and other inspections for
17 projects with construction costs with a total valuation of:

18

19 (A) \$1.00 to \$499.99, a fee of \$16.03;

20

21 (B) \$500.00 to \$1,999.99, a fee of \$16.03

22 for the first \$500.00 plus \$2.08 for each additional

23 \$100.00, or fraction thereof, to and including \$1,999.99;

1

2

(C) \$2,000.00 to \$24,999.99, a fee of \$47.22 for the first \$2,000.00 plus \$9.55 for each additional \$1,000.00, or fraction thereof, to and including \$24,999.99;

6

7

(D) \$25,000.00 to \$49,999.99, a fee of \$267.12 for the first \$25,000.00 plus \$6.90 for each additional \$1,000.00, or fraction thereof, to and including \$49,999.99;

11

12

(E) \$50,000.00 to \$99,999.99, a fee of \$438.95 for the first \$50,000.00 plus \$4.78 for each additional \$1,000.00, or fraction thereof, to and including \$99,999.99;

16

17

(F) \$100,000.00 to \$499,999.99, a fee of \$677.60 for the first \$100,000.00 plus \$3.82 for each additional \$1,000.00, or fraction thereof, to and including \$ 499,999.99;

21

22

(G) \$500,000.00 to \$999,999.99, a fee of \$2,204.94 for the first \$500,000.00 plus \$3.25 for each

23

1 additional \$1,000.00, or fraction thereof, to and including
2 \$999,999.99;

3

4 (H) \$1,000,000.00 or more, a fee of
5 \$3,824.33 for the first \$1,000,000.00 plus \$2.49 for each
6 additional \$1,000.00, or fraction thereof \$1,000,000.00.

7

8 (ii) For other inspections and fees under this
9 subsection:

10

11 (A) Inspections outside of normal business
12 hours, a minimum charge of two (2) hours and a fee of
13 \$49.31 per hour;

14

15 (B) Reinspection fees, \$49.31 per hour;

16

17 (C) Inspections under this section for
18 which no fee is specifically indicated, a minimum charge of
19 one-half (1/2) hour and a fee of \$49.31 per hour;

20

21 (D) Additional plan review required by
22 changes, additions or revisions to plans, a minimum charge
23 of one-half (1/2) hour and \$49.31 per hour;

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

(E) Outside consultants for plan checking and inspections, or both, actual costs.

(e) For publicly owned buildings, the department may charge fees not in excess of fees authorized under ~~W.S. 35-9-108(d)~~ subsection (d) of this section to any entity for which it performs any plan inspection or review.

(h) Nothing in this section shall apply to municipalities or counties which have received enforcement authority for fire safety standards under W.S. ~~35-9-121~~ 35-9-121(b).

(q) A plan review is:

(i) Not required for remodeling that is exempt from permitting under the International Building Code;

(ii) Required for remodeling ~~that costs~~ with a valuation of less than forty thousand dollars (\$40,000.00) and affects a built-in fire protection system for the building, provided a fee of no more than fifty dollars

1 (\$50.00) per hour shall be paid to the department for the
2 review;

3

4 (iii) Required for remodeling ~~that costs~~ with a
5 valuation of forty thousand dollars (\$40,000.00) or more,
6 provided the department shall collect a fee pursuant to
7 subsection (d) of this section;

8

9 (r) There shall be no inspection fees under this
10 section for school buildings used as educational
11 occupancies.

12

13 **35-9-120. Minimum requirements for electrical**
14 **installations; permits; inspections; fees.**

15

16 (c) For any requested electrical inspection conducted
17 or electrical wiring permit issued by the chief electrical
18 inspector or his deputy, a fee established by the
19 department by rule shall be paid by the person or
20 contractor making the request. The electrical wiring
21 permit fee shall be waived for anyone requesting and paying
22 for an electrical inspection. The fees established by the
23 department shall not exceed the following:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21

(i) Electrical inspection fees for requested inspections:

(A) Each residential unit . . . ~~\$20.00~~ \$50.00
plus ~~\$.50~~ \$1.10 per ampere rating of the electrical service;

(B) Mobile home services . . . ~~\$20.00~~ \$50.00
plus ~~\$.50~~ \$1.10 per ampere rating of mobile home;

(C) Temporary services
. ~~\$40.00~~ \$90.00 each;

(D) Remodels of residential units
. ~~\$20.00~~ \$50.00
plus ~~2% of the value of any electrical installation included in the remodel~~ \$1.10 per ampere rating of the electrical service;

(E) All other electrical installations

1 ~~\$20.00~~ \$50.00

2 plus ~~\$.50~~ \$1.10 per ampere rating of the electrical
3 service;

4

5 (F) Reinspections ~~\$50.00~~ \$100.00

6 plus ~~\$.20~~ \$.50 per ampere rating of the electrical service.

7

8 (ii) Electrical wiring permit fees

9 ~~\$50.00~~ \$125.00

10

11 (f) ~~Sixty percent (60%) of~~ The fees collected
12 pursuant to subsection (c) of this section shall be
13 deposited in a separate account ~~for the purpose of~~
14 ~~providing additional state electrical inspectors. Forty~~
15 ~~percent (40%) of the fees collected pursuant to subsection~~
16 ~~(c) of this section shall be deposited in the general fund~~
17 to be applied only for expenses incurred by the department
18 in administering W.S. 35-9-101 through 35-9-130.

19

20 **35-9-121. Local enforcement.**

21

22 (b) Notwithstanding the provisions of subsection (a)
23 of this section a local governmental entity is authorized

1 to assume sole plan review authority, and, in accordance
 2 with W.S. 35-9-107(a)(iv), that entity has sole
 3 construction inspection authority on the approved plans and
 4 sole authority for periodic fire and life safety
 5 inspections on state owned or leased buildings. For the
 6 purpose of this section, school buildings used as
 7 educational occupancies shall be construed to be state
 8 buildings. If local code provisions are more stringent
 9 than adopted state codes, the local code prevails. The
 10 authority granted to local governmental entities under this
 11 subsection is subject to certification of local inspectors
 12 as follows:

13

14 **35-9-129. Fees.**

15

16 (a) The fees for licenses, work permits, examinations
 17 and apprentice registrations shall be determined by the
 18 department but shall not exceed:

19

20 (i) Electrical contractor's license
 21 ~~\$400.00~~ \$550.00

22

23 (ii) Low voltage electrical contractor's license

1 ~~\$200.00~~ \$300.00

2

3 (iii) Limited electrical contractor's license

4 ~~\$200.00~~ \$300.00

5

6 (iv) Master electrician license

7 ~~\$200.00~~ \$300.00

8

9 (v) Journeyman electrician license

10 ~~\$100.00~~ \$150.00

11

12 (vi) Low voltage technician's license

13 ~~\$100.00~~ \$150.00

14

15 (vii) Limited technician's license

16 ~~\$100.00~~ \$150.00

17

18 (viii) Temporary working permit for journeyman
19 electrician, low voltage technician or limited technician

20 ~~\$50.00~~ \$70.00

21

22 (x) Apprentice registration fee

23 ~~\$20.00~~ \$30.00

1

2 (b) ~~Sixty percent (60%) of~~ The fees collected
3 pursuant to subsection (a) of this section shall be
4 deposited in a separate account ~~for the purpose of~~
5 ~~providing additional state electrical inspectors. Forty~~
6 ~~percent (40%) of the fees collected pursuant to subsection~~
7 ~~(a) of this section shall be deposited in the general fund~~
8 to be applied only for expenses incurred by the department
9 in administering W.S. 35-9-101 through 35-9-130.

10

11 **Section 2.** Not later than July 1, 2022, the
12 department of fire prevention and electrical safety shall
13 promulgate any rules required by this act.

14

1 **Section 3.**

2

3 (a) Except as provided in subsection (b) of this
4 section, this act is effective July 1, 2022.

5

6 (b) Sections 2 and 3 of this act are effective
7 immediately upon completion of all acts necessary for a
8 bill to become law as provided by Article 4, Section 8 of
9 the Wyoming Constitution.

10

11

(END)