

**ASSEMBLY BILL**

**No. 660**

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**Introduced by Assembly Member Torrico**

February 25, 2009

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An act to amend Section 7145.5 of the Business and Professions Code, and to add Chapter 1.9 (commencing with Section 13200) to Part 2 of Division 12 of, and to repeal Sections 13200.02 and 13200.05 of, the Health and Safety Code, relating to fire suppression.

LEGISLATIVE COUNSEL'S DIGEST

AB 660, as introduced, Torrico. Sprinkler fitters: licensing.

Existing law establishes the Office of the State Fire Marshal for specified purposes and requires the appointment by the Governor of the State Fire Marshal. Existing law requires the State Fire Marshal to adopt and administer regulations and building standards he or she deems necessary in order to, among other things, establish and control a program for servicing, testing, and maintaining all automatic fire extinguishing systems, including fire sprinkler systems.

The Contractors' State License Law provides for the licensing and regulation of contractors by the Contractors' State License Board. Under that law, the registrar may refuse to issue, reinstate, reactivate, or renew a license or may suspend a license for the failure of a licensee to resolve all outstanding final liabilities, which include taxes, additions to tax, penalties, interest, and any fees that may be assessed by the board or other specified state agencies.

This bill would include the assessments of the State Fire Marshal among the state agencies for which a license may be affected for nonpayment.

This bill would enact a comprehensive program for the certification and regulation of sprinkler fitters, as defined, by the State Fire Marshal. The bill would prohibit a person from performing work on any fire suppression system, as defined, unless he or she possesses a valid sprinkler fitter or limited scope sprinkler fitter certificate issued by the State Fire Marshal, except as specified, and would prohibit a person or entity from employing a person to perform work on a fire suppression system without such a certificate or permit. The bill would provide for the issuance of, and would set forth eligibility standards for, various certificates and permits, and would require the State Fire Marshal to adopt a schedule of fees in amounts necessary to cover the cost of administering and enforcing these provisions.

This bill would provide for the enforcement of these provisions by the State Fire Marshal, and would require the State Fire Marshal to revoke or suspend a certificate or permit, or reprimand a certificate or permit holder, for specified reasons. The bill would also provide that a person licensed under the Contractors' State License Law who violates these provisions shall be subject to disciplinary action by the Contractors' State License Board, and would allow the Department of Justice to suspend a license, registration, or certificate under certain circumstances. A knowing and willful violation of these licensing and regulatory provisions would be a misdemeanor. By creating a new crime, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 7145.5 of the Business and Professions
- 2 Code is amended to read:
- 3 7145.5. (a) The registrar may refuse to issue, reinstate,
- 4 reactivate, or renew a license or may suspend a license for the
- 5 failure of a licensee to resolve all outstanding final liabilities, which
- 6 include taxes, additions to tax, penalties, interest, and any fees that
- 7 may be assessed by the board, the Department of Industrial

1 Relations, the Employment Development Department, *the State*  
2 *Fire Marshal*, or the Franchise Tax Board.

3 (1) Until the debts covered by this section are satisfied, the  
4 qualifying person and any other personnel of record named on a  
5 license that has been suspended under this section shall be  
6 prohibited from serving in any capacity that is subject to licensure  
7 under this chapter, but shall be permitted to act in the capacity of  
8 a nonsupervising bona fide employee.

9 (2) The license of any other renewable licensed entity with any  
10 of the same personnel of record that have been assessed an  
11 outstanding liability covered by this section shall be suspended  
12 until the debt has been satisfied or until the same personnel of  
13 record disassociate themselves from the renewable licensed entity.

14 (b) The refusal to issue a license or the suspension of a license  
15 as provided by this section shall be applicable only if the registrar  
16 has mailed a notice preliminary to the refusal or suspension that  
17 indicates that the license will be refused or suspended by a date  
18 certain. This preliminary notice shall be mailed to the licensee at  
19 least 60 days before the date certain.

20 (c) In the case of outstanding final liabilities assessed by the  
21 Franchise Tax Board, this section shall be operative within 60 days  
22 after the Contractors' State License Board has provided the  
23 Franchise Tax Board with the information required under Section  
24 30, relating to licensing information that includes the federal  
25 employee identification number or social security number.

26 (d) All versions of the application for contractors' licenses shall  
27 include, as part of the application, an authorization by the applicant,  
28 in the form and manner mutually agreeable to the Franchise Tax  
29 Board and the board, for the Franchise Tax Board to disclose the  
30 tax information that is required for the registrar to administer this  
31 section. The Franchise Tax Board may from time to time audit  
32 these authorizations.

33 SEC. 2. Chapter 1.9 (commencing with Section 13200) is added  
34 to Part 2 of Division 12 of the Health and Safety Code, to read:

35

36 CHAPTER 1.9. SPRINKLER FITTER CERTIFICATION ACT

37

38 13200. The Legislature finds and declares that:

39 (a) The types of fire suppression systems used in society and  
40 the manner in which they are constructed and installed have a

1 direct and substantial impact on public health, safety, and the  
2 environment.

3 (b) Improper construction or installation of fire suppression  
4 systems can be potentially lethal, cause serious damage to property,  
5 and have other adverse effects on public health and safety.

6 (c) Establishing minimum standards for work performed on fire  
7 suppression sprinkler systems, and criteria for the training, testing,  
8 and certification of the persons performing work in the sprinkler  
9 fitter trade, is essential to protecting public health and safety.

10 13200.01. The following definitions apply for the purposes of  
11 this chapter:

12 (a) “Direct and immediate supervision” means to be physically  
13 on the project site while supervising others.

14 (b) “Fire suppression system” means an automatic or manual  
15 system designed to protect occupants or structures from fire. “Fire  
16 suppression system” includes, but is not limited to, a water  
17 sprinkler system, water spray system, foam water system,  
18 foam-water spray system, carbon dioxide system, foam  
19 extinguishing system, dry chemical system, wet chemical system,  
20 halogenated system, and other chemical systems used for fire  
21 protection. “Fire suppression system” also includes the supply  
22 mains, sprinkler piping, risers, yard hydrants, standpipes, tank  
23 heaters, hose connections to sprinkler systems, air lines, and  
24 thermal systems used in connection with sprinklers and pumps  
25 dedicated for fire suppression.

26 (c) “Limited scope sprinkler fitter certificate” means a certificate  
27 permitting the holder to perform work on a fire suppression system,  
28 but limited to only that work subject to NFPA 13D Standard for  
29 the Sprinkler Systems in One- and Two-Family Dwellings and  
30 Manufactured Homes and NFPA 13R Installation of Sprinkler  
31 Systems in Residential Occupancies Up To and Including Four  
32 Stories in Height, as published by the National Fire Protection  
33 Association.

34 (d) “Sprinkler fitter” means a person, other than an apprentice  
35 regulated under this chapter, who performs work on a fire  
36 suppression system.

37 (e) “Sprinkler fitter apprentice permit” means a permit issued  
38 pursuant to Section 13200.04.

39 (f) “Sprinkler fitter certificate” means a certificate issued to a  
40 sprinkler fitter pursuant to Section 13200.03.

1 (g) “Sprinkler fitter trainee permit” means a permit issued to a  
2 person pursuant to Section 13200.05.

3 (h) “Sprinkler fitter apprenticeship program” means any  
4 apprenticeship training program that is registered with and  
5 approved by the United States Department of Labor, Bureau of  
6 Apprenticeship and Training in accordance with the requirements  
7 of Part 29 of Title 29 of the Code of Federal Regulations, or any  
8 state apprenticeship agency, and consists of a minimum 8,000  
9 hours of documented practical experience of work on fire  
10 suppression systems, of which at least 700 of these hours are in  
11 related instruction, including classroom or shop instruction in the  
12 sprinkler fitter trade.

13 (i) “Work on a fire suppression system” means the onsite layout,  
14 onsite fabrication, testing, inspection, certification, work, and  
15 practice concerning the construction, installation, alteration,  
16 extension, or removal of fire suppression systems. “Work on a fire  
17 suppression system” shall not include any of the following:

18 (1) Work performed on a fire alarm system, portable fire  
19 extinguisher, or dry standpipe that is not connected to a fire  
20 suppression system.

21 (2) An inspection or other service performed by a state or local  
22 fire official.

23 (3) The servicing, testing, or maintaining of automatic fire  
24 extinguishing systems under Chapter 1.8 (commencing with  
25 Section 13195), or the regulations adopted pursuant to that chapter.

26 13200.02. (a) Except as provided in subdivision (g) and Section  
27 13200.07, a person shall not perform work on any fire suppression  
28 system unless he or she possesses a valid sprinkler fitter or limited  
29 scope sprinkler fitter certificate issued by the State Fire Marshal.

30 (b) A person or entity shall not employ a person or cause or  
31 direct a person to perform work on a fire suppression system unless  
32 the person performing that work possesses either of the following:

33 (1) A valid sprinkler fitter or limited scope sprinkler fitter  
34 certificate issued pursuant to this chapter.

35 (2) A valid sprinkler fitter apprentice or sprinkler fitter trainee  
36 permit issued pursuant to this chapter. The holder of a sprinkler  
37 fitter apprentice or trainee permit shall be directly or immediately  
38 supervised by a holder of a valid sprinkler fitter or limited scope  
39 sprinkler fitter certificate, as appropriate.

1 (c) A person or entity shall not contract to perform work on a  
2 fire suppression system without holding a valid sprinkler fitter or  
3 limited scope sprinkler fitter certificate issued pursuant to this  
4 chapter, or employing certified sprinkler fitters as required by this  
5 chapter. Each employee of an entity who physically performs work  
6 on a fire suppression system shall hold the appropriate certificate  
7 or permit issued pursuant to this chapter.

8 (d) A person shall not solicit, by sign, listing, or any other form  
9 of advertisement, work regulated by this chapter unless he or she  
10 has been certified in accordance with this chapter or employs  
11 sprinkler fitters certified pursuant to this chapter.

12 (e) The requirements of this chapter do not apply to a person  
13 performing work on his or her private residence if that residence  
14 is not used for commercial purposes.

15 (f) Nothing in this chapter shall prevent a local jurisdiction from  
16 establishing standards for the training, testing, and certification of  
17 the sprinkler fitter trade that exceed the standards established by  
18 this chapter.

19 (g) (1) A person may work on a fire suppression system if he  
20 or she holds a valid sprinkler fitter trainee permit issued pursuant  
21 to Section 13200.05 and both of the following requirements are  
22 satisfied:

23 (A) The work performed is limited to work subject to NFPA  
24 13D Standard for the Sprinkler Systems in One- and Two-Family  
25 Dwellings and Manufactured Homes or NFPA 13R Installation of  
26 Sprinkler Systems in Residential Occupancies Up To and Including  
27 Four Stories in Height, as published by the National Fire Protection  
28 Association.

29 (B) The work is performed under the direct and immediate  
30 supervision of a holder of a valid sprinkler fitter or limited scope  
31 sprinkler fitter certificate, as appropriate, in accordance with this  
32 chapter.

33 (2) A person may work on a fire suppression system if he or  
34 she holds a valid sprinkler fitter apprentice permit issued pursuant  
35 to Section 13200.04 if the work performed is within the scope of  
36 the permit, and if the work is performed only under the direct and  
37 immediate supervision of a holder of a valid sprinkler fitter or  
38 limited scope sprinkler fitter certificate, as appropriate, in  
39 accordance with this chapter.

1 (h) This section shall remain in effect only until January 1, 2014,  
2 and as of that date is repealed, unless a later enacted statute, that  
3 is enacted before January 1, 2014, deletes or extends that date.

4 13200.02. (a) Except as provided in subdivision (g), a person  
5 shall not perform work on any fire suppression system unless he  
6 or she possesses a valid sprinkler fitter or limited scope sprinkler  
7 fitter certificate issued by the State Fire Marshal.

8 (b) A person shall not employ a person or cause or direct a  
9 person to perform work on a fire suppression system unless the  
10 person performing that work possesses either of the following:

11 (1) A valid sprinkler fitter or limited scope sprinkler fitter  
12 certificate issued pursuant to this chapter.

13 (2) A valid sprinkler fitter apprentice permit issued pursuant to  
14 this chapter if directly or immediately supervised by a holder of a  
15 valid sprinkler fitter or limited scope sprinkler fitter certificate, as  
16 appropriate, and in accordance with this chapter.

17 (c) A person or entity shall not contract to perform work on a  
18 fire suppression system without holding a valid sprinkler fitter or  
19 limited scope sprinkler fitter certificate issued pursuant to this  
20 chapter or employing certified sprinkler fitters as required by this  
21 chapter. Each employee of an entity who physically performs work  
22 on a fire suppression system shall hold the appropriate certificate  
23 or permit issued pursuant to this chapter.

24 (d) A person shall not solicit, by sign, listing, or any other form  
25 of advertisement, work regulated by this chapter unless he has  
26 been certified in accordance with this chapter or employs sprinkler  
27 fitters certified pursuant to this chapter.

28 (e) The requirements of this chapter do not apply to a person  
29 performing work on his or her private residence if that residence  
30 is not used for commercial purposes.

31 (f) Nothing in this chapter shall prevent a local jurisdiction from  
32 establishing standards for the training, testing, and certification of  
33 the sprinkler fitter trade that exceed the standards established by  
34 this chapter.

35 (g) A person may work on a fire suppression system if he or  
36 she holds a valid sprinkler fitter apprentice permit issued pursuant  
37 to Section 13200.04 if the work performed is within the scope of  
38 the permit, and if the work is performed only under the direct and  
39 immediate supervision of a holder of a valid sprinkler fitter or

1 limited scope sprinkler fitter certificate, as appropriate, in  
2 accordance with this chapter.

3 (h) This section shall become operative on January 1, 2014.

4 13200.03. (a) The State Fire Marshal shall award a sprinkler  
5 fitter certificate under this chapter to a person who files an  
6 application and pays the application fee as established by the State  
7 Fire Marshal, and who does any of the following:

8 (1) Provides evidence demonstrating that he or she has  
9 successfully completed an approved sprinkler fitter apprenticeship  
10 program, and takes and passes an examination as established by  
11 the State Fire Marshal.

12 (2) Provides evidence demonstrating that he or she has  
13 successfully completed a plumbing or pipe fitters apprenticeship  
14 program approved by the Department of Industrial Relations,  
15 Division of Apprenticeship Standards, on or before January 1,  
16 2010, and takes and passes an examination as established by the  
17 State Fire Marshal.

18 (3) With respect to a person who holds a valid C-16 license as  
19 a fire protection contractor, as set forth in Section 832.16 of Title  
20 16 of the California Code of Regulations, takes and passes a written  
21 examination given by the State Fire Marshal.

22 (4) Satisfies the requirements of Section 13200.06.

23 (5) Satisfies the requirements of Section 13200.07.

24 (b) The State Fire Marshal shall award a limited scope sprinkler  
25 fitter certificate under this chapter to a person who files an  
26 application and pays the application fee as established by the State  
27 Fire Marshal, and who does any of the following:

28 (1) Provides evidence demonstrating that he or she has  
29 successfully completed at least 3,600 hours of documented practical  
30 experience of work on fire suppression systems, of which at least  
31 350 hours were in related instruction, including classroom or shop  
32 instruction while in any state or federally approved sprinkler fitter  
33 apprenticeship program, and who takes and passes an examination  
34 as established by the State Fire Marshal.

35 (2) Satisfies the requirements of Section 13200.06.

36 (3) Satisfies the requirements of Section 13200.07.

37 (c) (1) Each person holding a sprinkler fitter certificate or  
38 limited scope sprinkler fitter certificate under this chapter shall,  
39 after the completion of one year following his or her initial



1 certification, complete a minimum of eight hours annually of skill  
2 training on fire suppression systems.

3 (2) Courses for the training required by this subdivision shall  
4 be preapproved by the State Fire Marshal.

5 (d) A sprinkler fitter or limited scope sprinkler fitter certificate  
6 under this chapter shall be valid for a period of one year from date  
7 of issuance.

8 (e) The State Fire Marshal shall renew for a period of one year  
9 a sprinkler fitter or limited scope sprinkler fitter certificate that is  
10 valid and in good standing upon receiving a completed renewal  
11 application, proof of completion of at least eight hours of  
12 continuing education for that period in accordance with subdivision  
13 (c), and a renewal fee as determined by the State Fire Marshal.

14 (f) The State Fire Marshal shall issue a photo identification card  
15 to each person who receives a sprinkler fitter or limited scope  
16 sprinkler fitter certificate, or sprinkler fitter apprentice or sprinkler  
17 fitter trainee permit. Each certificate or permitholder shall maintain  
18 the photo identification card in his or her possession at all times  
19 when performing work on a fire suppression system.

20 13200.04. (a) A person who does not possess a valid sprinkler  
21 fitter or limited scope sprinkler fitter certificate may obtain a  
22 sprinkler fitter apprentice permit if the person does both of the  
23 following:

24 (1) Files an application and pays an application fee as established  
25 by the State Fire Marshal.

26 (2) Provides evidence to the State Fire Marshal, in a form  
27 acceptable to the State Fire Marshal, that he or she is enrolled in  
28 and attending an approved fire sprinkler fitter apprenticeship  
29 program of a federally approved apprenticeship agency that  
30 complies with the requirements of Part 29 of Title 29 of the Code  
31 of Federal Regulations, any sprinkler fitter apprenticeship program  
32 approved by the State Fire Marshal, or a plumbing or pipe fitters  
33 apprenticeship program approved by the Department of Industrial  
34 Relations, Division of Apprenticeship Standards.

35 (b) A sprinkler fitter apprentice permit issued under this section  
36 shall be valid for a period of three years from date of issuance.

37 (c) The State Fire Marshal shall renew for a period of up to three  
38 years a sprinkler fitter apprentice permit issued under this section  
39 if the permit is valid and in good standing and the State Fire

1 Marshal has received a completed renewal application and a  
2 renewal fee as determined by the State Fire Marshal.

3 (d) A sprinkler fitter apprentice permit shall remain valid only  
4 while the holder is enrolled in an approved apprenticeship program.

5 13200.05. (a) A person who does not possess a valid sprinkler  
6 fitter or limited scope sprinkler fitter certificate may obtain a  
7 sprinkler fitter trainee permit if the person files an application and  
8 pays an application fee as established by the State Fire Marshal.

9 (b) A sprinkler fitter trainee permit shall be valid only until  
10 January 1, 2014, and shall not be reissued or renewed.

11 (c) This section shall remain in effect only until January 1, 2014,  
12 and as of that date is repealed, unless a later enacted statute, that  
13 is enacted before January 1, 2014, deletes or extends that date.

14 13200.06. The State Fire Marshal shall issue a sprinkler fitter  
15 or limited scope sprinkler fitter certificate, without examination,  
16 to a person who satisfies the following requirements:

17 (a) Files an application and pays an application fee as established  
18 by the State Fire Marshal.

19 (b) Provides evidence acceptable to the State Fire Marshal that  
20 he or she is a currently practicing, competent sprinkler fitter who  
21 holds a similar authorization granted by a state with qualification  
22 requirements that are substantially similar to, or greater than, those  
23 established under this chapter, provided that the state grants  
24 authorization to any competent person holding a certificate under  
25 this chapter.

26 13200.07. (a) The State Fire Marshal shall issue a sprinkler  
27 fitter certificate, without examination, to any person who, on or  
28 before June 30, 2010, submits the necessary certification  
29 application to the State Fire Marshal, pays all required fees, and  
30 submits evidence acceptable to the State Fire Marshal that he or  
31 she has done any of the following:

32 (1) Successfully completed any state or federally approved  
33 sprinkler fitter apprenticeship program.

34 (2) Performed at least 8,000 hours of documented practical  
35 experience of work on fire suppression systems within the past  
36 five years.

37 (3) Successfully completed a plumbing or pipe fitters  
38 apprenticeship program approved by the Department of Industrial  
39 Relations, Division of Apprenticeship Standards on or before  
40 January 1, 2010.

1 (b) The State Fire Marshal shall issue a limited scope sprinkler  
2 fitter certificate, without examination, to any person who, on or  
3 before June 30, 2010, submits the necessary certification  
4 application to the State Fire Marshal, pays all required fees, and  
5 submits evidence acceptable to the State Fire Marshal that he or  
6 she has done any of the following:

7 (1) Successfully completed any state or federally approved  
8 sprinkler fitter apprenticeship program.

9 (2) Performed at least 3,600 hours of documented practical  
10 experience of work on fire suppression systems within the past  
11 five years.

12 (3) Successfully completed a plumbing or pipe fitters  
13 apprenticeship program approved by the Department of Industrial  
14 Relations, Division of Apprenticeship Standards on or before  
15 January 1, 2010.

16 (c) A certificate issued pursuant to this section shall expire on  
17 December 31, 2010.

18 13200.08. (a) The State Fire Marshal shall maintain a central  
19 registry of the names of all persons to whom it has issued sprinkler  
20 fitter or limited scope sprinkler fitter certificates and sprinkler fitter  
21 apprentice or sprinkler fitter trainee permits.

22 (b) The certificate and permit registry shall be maintained on a  
23 publicly accessible Internet Web site and shall be updated on a  
24 monthly basis.

25 13200.09. (a) The State Fire Marshal shall adopt a schedule  
26 of fees to be paid by holders of certificates and permits in amounts  
27 that are determined by the State Fire Marshal to be necessary to  
28 cover the cost of administering and enforcing the provisions of  
29 this chapter. Any city or county fire department, or any district  
30 providing fire protection services, may adopt a schedule of fees  
31 as required to cover the cost of enforcing the provisions of this  
32 chapter.

33 (b) Original and renewal certificates and permits shall be valid  
34 for the period from January 1 to December 31. The annual renewal  
35 period shall begin on September 1 and end on November 1  
36 preceding the year for which the renewal is requested. A penalty  
37 of 50 percent of the certificate or permit fee shall be assessed in  
38 all cases in which the renewal fees are not paid on or before the  
39 November 1 preceding the year for which renewal is requested.

1 (c) All original and renewal fees collected pursuant to this  
2 section shall be deposited in the State Fire Marshal Licensing and  
3 Certification Fund established pursuant to Section 13137 and shall  
4 be available, upon appropriation by the Legislature, only for the  
5 purposes specified in this chapter.

6 13200.10. It shall be unlawful and a violation of this chapter  
7 for any person to do any of the following:

8 (a) Perform work on a fire suppression system without  
9 possessing a valid sprinkler fitter or limited scope sprinkler fitter  
10 certificate, or a sprinkler fitter apprentice or trainee permit, pursuant  
11 to this chapter.

12 (b) Employ a person, or cause or direct a person, to perform  
13 work on a fire suppression system unless the person performing  
14 that work holds a sprinkler fitter or limited scope sprinkler fitter  
15 certificate, or sprinkler fitter apprentice or trainee permit, issued  
16 pursuant to this chapter.

17 (c) Engage in other conduct prohibited by Section 13200.02 of  
18 this chapter.

19 (d) Obtain a certificate or permit pursuant to this chapter through  
20 error, fraud, or intentional or reckless misrepresentation.

21 (e) Impersonate another person, use an expired or revoked  
22 certificate or permit issued pursuant to this chapter, or use a  
23 sprinkler fitter apprentice permit when the holder is not enrolled  
24 in an approved apprenticeship program.

25 (f) Give false or forged evidence of any kind to the State Fire  
26 Marshal or any employee thereof in an application for the issuance  
27 or renewal of a certificate or permit under this chapter.

28 (g) Knowingly or recklessly make a material false statement  
29 regarding a person's certificate or permit status with intent to  
30 influence, persuade, or induce an individual to contract for services  
31 regulated under this chapter.

32 13200.11. (a) The requirements of this chapter shall be  
33 enforced by the State Fire Marshal pursuant to Sections 13145 and  
34 13146.

35 (b) The State Fire Marshal may inspect project worksites where  
36 work on fire suppression systems is being performed to ensure  
37 that persons performing that work possess valid certificates or  
38 permits as required by this chapter. The State Fire Marshal shall  
39 require persons performing that work to provide proof of applicable

1 certificates or permits and shall maintain records of inspections  
2 conducted for this purpose.

3 (c) In any circumstance in which the State Fire Marshal  
4 determines that work on fire suppression systems is being  
5 performed in violation of this chapter, he or she shall issue or cause  
6 to be issued a stop work order requiring that work to cease. The  
7 work shall not be resumed until a full investigation has been  
8 undertaken and verification has been made that all work on the  
9 fire suppression system in question has been performed by duly  
10 authorized persons.

11 13200.12. (a) The State Fire Marshal shall revoke or suspend  
12 a sprinkler fitter or limited scope sprinkler fitter certificate or  
13 sprinkler fitter apprentice or trainee permit, or reprimand a  
14 certificate or permitholder, for incompetence or for any violation  
15 of this chapter or of rules or regulations of the State Fire Marshal  
16 issued pursuant to this chapter.

17 (b) (1) Any person who violates any provision of this chapter  
18 or any applicable rule, regulation, permit or other order of the State  
19 Fire Marshal shall be subject to a civil penalty of not less than five  
20 hundred dollars (\$500) and not more than one thousand dollars  
21 (\$1,000) for each act or violation.

22 (2) Each day a person performs work on a fire suppression  
23 system without a valid sprinkler fitter or limited scope sprinkler  
24 fitter certificate or apprentice or trainee permit as required by this  
25 chapter shall constitute a separate violation.

26 (c) Any person licensed under Chapter 9 (commencing with  
27 Section 7000) of Division 3 of the Business and Professions Code  
28 who violates any provision of this chapter shall be subject to  
29 Section 7110 of the Business and Professions Code and,  
30 accordingly, shall be subject to disciplinary action by the  
31 Contractors' State License Board.

32 (d) A person who knowingly or willfully violates this chapter  
33 or any applicable rule or regulation adopted pursuant to this chapter  
34 shall be guilty of a misdemeanor.

35 (e) In addition to any disciplinary action taken by the State Fire  
36 Marshal or the Contractors' State License Board, the Department  
37 of Justice, after a hearing, may suspend, for a period of up to one  
38 year, any license, registration, or certificate issued by the state to  
39 a person or entity that knowingly or recklessly employs or directs

1 a person to perform work on a fire suppression system in violation  
2 of this chapter.  
3 SEC. 3. No reimbursement is required by this act pursuant to  
4 Section 6 of Article XIII B of the California Constitution because  
5 the only costs that may be incurred by a local agency or school  
6 district will be incurred because this act creates a new crime or  
7 infraction, eliminates a crime or infraction, or changes the penalty  
8 for a crime or infraction, within the meaning of Section 17556 of  
9 the Government Code, or changes the definition of a crime within  
10 the meaning of Section 6 of Article XIII B of the California  
11 Constitution.