

Sixty-second  
Legislative Assembly  
of North Dakota

**HOUSE BILL NO. 1372**

Introduced by

Representative Guggisberg

Senator Flakoll

1 A BILL for an Act to create and enact a new section to chapter 43-07 of the North Dakota  
2 Century Code, relating to water-based fire protection system contractors.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1.** A new section to chapter 43-07 of the North Dakota Century Code is created  
5 and enacted as follows:

6 **Water-based fire protection system contractor - Definitions.**

- 7 1. A contractor shall comply with this section to install a water-based fire protection  
8 system. If a contractor fails to comply with this section, the noncompliance is a  
9 fraudulent act. A water-based fire protection contractor shall employ a responsible  
10 managing employee. The responsible managing employee shall file the required  
11 certification by the national institute for certification engineering technologies with the  
12 secretary of state. The secretary of state shall verify this certification.
- 13 2. "Responsible managing employee" means an individual who is employed full time by  
14 the water-based fire protection system contractor and who currently is certified by the  
15 national institute for certification in engineering technologies at a level III or level IV in  
16 fire protection engineering technology, automatic sprinkler layout, or another nationally  
17 recognized certification in an automatic sprinkler system layout and design and who is  
18 an owner, partner, or officer or in a management position of a contractor.
- 19 3. "Water-based fire protection system" means a system of overhead piping separate  
20 from the domestic water system which is:
- 21 a. Designed in accordance with fire protection engineering standards, usually  
22 activated by heat from a fire and which, when activated, discharges water over  
23 the fire area;
- 24 b. Supplied by an acceptable water supply;

- 1           c. Specially sized or hydraulically designed and installed in a building, structure, or  
2           fire area to which fire sprinklers are connected;
- 3           d. Inclusive of a controlling valve and usually a device for actuating an alarm when  
4           the system is in operation; and
- 5           e. Inclusive of wet pipe systems, dry pipe systems, foam water systems, preaction  
6           systems, deluge systems, combined dry pipe and preaction systems, stand pipe  
7           systems, combined stand pipe and sprinkler systems, water spray fixed systems,  
8           fire pumps, fire protection water storage tanks, antifreeze systems, and  
9           circulating closed loop systems.
- 10          4. "Water-based fire protection system contractor" means a person engaged in the  
11          business of installation, repair, alteration, addition, maintenance, or inspection of  
12          water-based fire protection systems. The term does not include individuals employed  
13          by and working under the direction of a contractor or local building officials, fire  
14          inspectors, or insurance inspectors when acting in their official capacity.