

CHAPTER Fire 100 ORGANIZATIONAL RULES

Statutory Authority: RSA 21-P:27

PART Fire 101 DEFINITIONS

Fire 101.01 “Agency” means an establishment engaged in doing business for another.

Source. #2013, eff 5-5-82, EXPIRED: 5-5-88

New. #5726, eff 10-21-93, EXPIRED: 10-21-99

New. #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

New. #7331, *eff 8-1-00*

Fire 101.02 “Appointment” means the act of naming a person to a position of fire fighter.

Source. #2013, eff 5-5-82, EXPIRED: 5-5-88

New. #5726, eff 10-21-93, EXPIRED: 10-21-99

New. #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

New. #7331, *eff 8-1-00*

Fire 101.03 “Candidate” means a person who has made an application to become a fire fighter.

Source. #5726, eff 10-21-93, EXPIRED: 10-21-99

New. #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

New. #7331, *eff 8-1-00*

Fire 101.04 “Certified career fire fighter” means a fire fighter who has successfully completed the commission’s prescribed course of study for a career firefighter in accordance with Fire 701.02.

Source. #5726, eff 10-21-93, EXPIRED: 10-21-99

New. #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

New. #7331, *eff 8-1-00*

Fire 101.05 “Chairman” means chairman of the New Hampshire fire standards and training commission.

Source. #5726, eff 10-21-93; ss by #6883, eff 11-17-98; ss by #7331, *eff 8-1-00*

Fire 101.06 “Commission” means “commission” as defined in RSA 21-P:25,II(a).

Source. #5726, eff 10-21-93, EXPIRED: 10-21-99

New. #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

New. #7331, *eff 8-1-00*

Fire 101.07 “Complaint” means any submitted written comment which protests an action of the commission or its functions where a specific remedy regarding a person’s certification or rights under these rules is requested.

Source. #5726, eff 10-21-93, EXPIRED: 10-21-99

New. #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

New. #7331, *eff 8-1-00*

Fire 101.08 “Course” means the entire progression of training, consisting of one or more modules, leading to commission certification at a particular level.

Source. #5726, eff 10-21-93, EXPIRED: 10-21-99

New. #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

New. #7331, *eff 8-1-00*

Fire 101.09 “Course coordinator” means an individual instructor who is present and oversees each area of instruction. The course coordinator is the primary person responsible for training delivery.

Source. #5726, eff 10-21-93, EXPIRED: 10-21-99

New. #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

New. #7331, *eff 8-1-00*

Fire 101.10 “Days” means working days excluding Saturdays, Sundays, or state legal holidays.

Source. #5726, eff 10-21-93, EXPIRED: 10-21-99

New. #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

New. #7331, *eff 8-1-00*

Fire 101.11 “Director” means the director of the division of fire standards and training of the department of safety.

Source. #5726, eff 10-21-93, EXPIRED: 10-21-99

New. #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

New. #7331, *eff 8-1-00*

Fire 101.12 “Discharge” means the hiring authority’s dismissal of a person from an office or agency.

Source. #5726, eff 10-21-93, EXPIRED: 10-21-99

New. #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

New. #7331, *eff 8-1-00*

Fire 101.13 “Division” means division of fire standards and training of the department of safety.

Source. #5726, eff 10-21-93, EXPIRED: 10-21-99

New. #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

New. #7331, *eff 8-1-00*

Fire 101.14 “Effective date” means the dates on which action was taken concerning an appointment, a death, a promotion, retirement, or termination.

Source. #5726, eff 10-21-93, EXPIRED: 10-21-99

New. #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

New. #7331, *eff 8-1-00*

Fire 101.15 “Fire department” means the legally constituted municipal or privately incorporated agency that provides services such as, but not limited to, fire suppression, fire prevention, rescue, hazardous materials, emergency medical care, fire investigation, and fire or building inspections in the state, county, municipality, organized fire district, or area.

Source. #5726, eff 10-21-93, EXPIRED: 10-21-99

New. #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

New. #7331, *eff 8-1-00*

Fire 101.16 “Fire service personnel” means “fire service personnel” as defined in RSA 21-P:25, II(c).

Source. #5726, eff 10-21-93, EXPIRED: 10-21-99

New. #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

New. #7331, *eff 8-1-00*

New. #9319-A, *eff 11-12-08*

Fire 101.17 “Full-time career fire personnel” means any fire service personnel, as defined in Fire 101.16 who is:

(a) Employed as a member of one or more fire departments of the state, political subdivision of the state, or private fire department providing fire services to the general public; and

(b) Working in such a capacity for an average of 30 hours per week or more during any consecutive 12-month period.

Source. #5726, eff 10-21-93; ss by #6526, eff 6-25-97; ss by #7331, eff 8-1-00; amd by #8026, eff 1-12-04; ss by #9319-A, eff 11-12-08

Fire 101.18 “Hiring authority” means any public, private, incorporated or unincorporated agency or authorized official of an agency that has authority to employ personnel.

Source. #5726, eff 10-21-93, EXPIRED: 10-21-99

New. #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

New. #7331, eff 8-1-00

Fire 101.19 “Module” means a specific area of instruction which is a part of a course leading to certification.

Source. #5726, eff 10-21-93, EXPIRED: 10-21-99

New. #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

New. #7331, eff 8-1-00

Fire 101.20 “Petition” means any of the following:

(a) A written request to the commission where a specific remedy regarding a person’s certification or rights under these rules is requested;

(b) A written request to adopt, amend or repeal a rule; or

(c) A written request for a declaratory ruling.

Source. #5726, eff 10-21-93, EXPIRED: 10-21-99

New. #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

New. #7331, eff 8-1-00

Fire 101.21 “Promotion” means a raise in rank or a change in position which allows for increased duties and responsibilities.

Source. #5726, eff 10-21-93, EXPIRED: 10-21-99

New. #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

New. #7331, eff 8-1-00

Fire 101.22 “Resignation” means a person gives up an office or position.

[Source.](#) #5726, eff 10-21-93, EXPIRED: 10-21-99

[New.](#) #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

[New.](#) #7331, *eff 8-1-00*

Fire 101.23 “Specialty instructor” means a person who possesses a specialized expertise in a particular subject area and who has met the requirements of these rules to teach only in that particular area as a course coordinator.

[Source.](#) #5726, eff 10-21-93, EXPIRED: 10-21-99

[New.](#) #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

[New.](#) #7331, *eff 8-1-00*

Fire 101.24 “Termination” means resignation or discharge.

[Source.](#) #5726, eff 10-21-93, EXPIRED: 10-21-99

[New.](#) #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

[New.](#) #7331, *eff 8-1-00*

Fire 101.25 “Training coordinator” means the person responsible for the administration of a course or module.

[Source.](#) #5726, eff 10-21-93, EXPIRED: 10-21-99

[New.](#) #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

[New.](#) #7331, *eff 8-1-00*

Fire 101.26 “Training outline” means the compilation of information regarding a module or course which is approved by the commission in accordance with these rules.

[Source.](#) #5726, eff 10-21-93, EXPIRED: 10-21-99

[New.](#) #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

[New.](#) #7331, *eff 8-1-00*

PART Fire 102 COMMISSION

Fire 102.01 Composition of the Commission. Pursuant to RSA 21-P:26, the commission consists of the commissioner of safety or designee and of education or designee, the attorney general or designee, the chief of the forest protection, the director of the division of fire standards and training and emergency medical services, the director of the division of fire safety and 10 members, appointed by governor and council for a term specified by law.

[Source.](#) #2013, eff 5-5-82, EXPIRED: 5-5-88

New. #5726, eff 10-21-93, EXPIRED: 10-21-99

New. #7144, INTERIM, eff 12-2-99, EXPIRED: 3-31-00

New. #7331, eff 8-1-00

New. #9319-A, eff 11-12-08

Fire 102.02 Duties of the Commission.

(a) The responsibilities of the commission include:

- (1) Adopting rules pursuant to RSA 21-P:27;
- (2) Establishing minimum educational and training standards for employment as a full-time firefighter;
- (3) Establishing minimum selection standards for full-time fire service personnel;
- (4) Establishing educational and training standards for fire service personnel;
- (5) Certifying fire service personnel as meeting the educational and training standard;
- (6) Holding hearings as required by RSA 21-P:27; and
- (7) Any other duty or power specified by statute.

Source. #7331, eff 8-1-00

1.1 PART Fire 103 ACCESS TO INFORMATION

Fire 103.01 Requests for Information.

(a) Requests for information from the commission shall be sent to the:

Director, Division of Fire Standards and Training and Emergency Medical Services
33 Hazen Drive
Concord, NH 03305

(b) Public records, not otherwise declared confidential by law, shall be available for inspection by appointment.

(c) A person who receives copies of documents in response to a request pursuant to (a) above, shall be assessed the fee, as provided in RSA 91-A:4, IV.

Source. #7331, eff 8-1-00; and by #9319-A, eff 11-12-08