

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 27-98 of the Code of Virginia, relating to Fire Prevention Code;*
3 *enforcement by locality.*

4 [S 498]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 27-98 of the Code of Virginia is amended and reenacted as follows:**

8 § 27-98. Enforcement of Fire Prevention Code; appeals from decisions of local enforcing agencies;
9 inspection of buildings.

10 Any local government may enforce the Fire Prevention Code *in its entirety or with respect only to*
11 *those provisions of the Fire Prevention Code relating to open burning, fire lanes, fireworks, and*
12 *hazardous materials*. The State Fire Marshal shall also have the authority, in cooperation with any local
13 governing body, to enforce the Code. The State Fire Marshal shall also have authority to enforce the
14 Code in those jurisdictions in which the local governments do not enforce the Code. The local
15 governing body may establish such procedures or requirements as may be necessary for the
16 administration and enforcement of the Code. Appeals concerning the application of the Code by the
17 local enforcing agency shall first lie to a local board of appeals and then to the State Building Code
18 Technical Review Board. Appeals from the application of the Code by the State Fire Marshal shall be
19 made directly to the State Building Code Technical Review Board as provided in § 36-108 et seq. Fees
20 may be levied by the local governing body in order to defray the cost of such enforcement and appeals.

ENROLLED

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