



DATE: August 22, 2006
TO: All Contractors Conducting Kitchen Hood Extinguishing System Inspections
FROM: Fort Worth Fire Marshal
RE: New Yellow Tag for Kitchen Hood Extinguishing Systems

Please be advised that as of April 1, 2006, the State Fire Marshal's Fire Extinguisher Rules have changed. Please visit <http://www.tdi.state.tx.us/fire/fmli.html> or call (512) 305-7900 to learn about these changes. The Fort Worth Fire Marshal would like to specifically identify an important change to the tagging requirements for Kitchen Hood Extinguishing Systems, as it has come to our attention that some contractors may not be aware of the change. The following is an excerpt of this specific change from the current Fire Extinguisher Rules:

"TEXAS ADMINISTRATIVE CODE
TITLE 28. INSURANCE
Part I. Texas Department of Insurance
Chapter 34. State Fire Marshal
Subchapter E. Fire Extinguisher Rules"

"§ 34.524. Yellow Tags

- (a) After any service of a pre-engineered fixed fire extinguishing system installed in accordance with NFPA 17, NFPA 17A or NFPA 96 of the adopted standards for the protection of commercial cooking areas, if it is determined that the system is not in compliance with the minimum requirements of Underwriters Laboratories, Inc., Standard 300, "Fire Testing of Fire Extinguishing Systems for Protection of Restaurant Cooking Area" (UL 300), a yellow tag must be completed in detail indicating all work that has been done, and then attached to the system in such a position as to permit convenient inspection and to not hamper its actuation or operation. The owner or the owner's representative must be notified in writing that the system does not comply with UL Standard 300 and that the system may not extinguish a typical fire, that a red tag shall be attached to the system after January 1, 2008, and that the owner should consider replacing or upgrading the system before that time. A copy of the written notice to the owner shall be postmarked, e-mailed, faxed, or hand delivered to the AHJ within 5 business days. The signature of the licensee on the tag certifies that the service performed complies with requirements of law.
- (b) The yellow tag shall be attached instead of a service tag.
- (c) Tags must be 5 1/4 inches in height and 2 5/8 inches in width.
- (d) Yellow tags must be yellow in color.
- (e) Tags may be printed and established for a multiple period of years.
- (f) A yellow tag may be removed only by an authorized employee of a registered firm who has corrected the impairments and certified the service, an employee of the state fire marshal's office, or an authorized representative of a governmental agency with appropriate regulatory authority.
- (g) Yellow tags must contain the following information in the format of the tag shown in subsection (h) of this section:
- (1) "DO NOT REMOVE BY ORDER OF THE TEXAS STATE FIRE MARSHAL" (all capital letters, at least 10-point boldface type);
 - (2) firm's name, address, and telephone number;
 - (3) firm's certificate of registration number;
 - (4) licensee's name and license number;
 - (5) licensee's signature (a stamped signature is prohibited);

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- (6) month and year (to be punched);
- (7) type of work, maintenance or service (to be punched);
- (8) the inscription "SYSTEM DOES NOT COMPLY WITH STANDARD UL300. SYSTEM MAY NOT EXTINGUISH A TYPICAL FIRE." (all capital letters, at least 10-point boldface type);
- (9) the inscription "This fire protection system may have met the nationally recognized testing requirements at the time it was installed. However recent changes to modern cooking appliances and/or the cooking media may prevent the fire protection system from extinguishing a typical fire. Since this system was not tested according to Underwriter's Laboratories test Standard UL 300 it will be red tagged after January 1, 2008. The owner should consider replacing or upgrading the system before that time.";
- (10) name and address of owner or occupant; and
- (11) service performed.

(h) Sample Yellow tag:

DO NOT REMOVE BY ORDER OF TEXAS STATE FIRE MARSHAL

SYSTEM DOES NOT COMPLY WITH STANDARD UL 300. SYSTEM MAY NOT EXTINGUISH A TYPICAL FIRE.

Name & Address and Phone No. of Extinguisher Firm

Certificate of Registration Number

Name of Licensee

License Number

Signature

TYPE OF WORK

Maintenance

Service

DATE MARKED IS DATE OF LAST SERVICE

| | | | | | | | | | | | |
|------|-----|-----|------|-----|-----|------|-----|------|------|-----|------|
| JAN | FEB | MAR | APR | MAY | JUN | JUL | AUG | SEPT | OCT | NOV | DEC |
| 2005 | | | 2006 | | | 2007 | | | 2008 | | 2009 |
| | | | | | | | | | | | 2010 |

SYSTEM DOES NOT COMPLY WITH STANDARD UL 300.

This fire protection system may have met the nationally recognized testing requirements at the time it was installed. However recent changes to modern cooking appliances and/or the cooking media may prevent the fire protection system from extinguishing a typical fire. Since this system was not tested according to Underwriter's Laboratories test Standard UL 300 it will be red tagged after January 1, 2008. The owner should consider replacing or upgrading the system before that time.

Name of owner or occupant

Address

List Services

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In summary, as of April 1, 2006, if a Kitchen Hood Extinguishing System does not meet the requirements of UL 300, it must be yellow tagged, and written notification must be provided to the owner and the AHJ, as required by the Texas State Fire Marshal.

As of January 1, 2008, these non-compliant systems must then be red-tagged as impaired equipment and require immediate upgrade or replacement to meet the UL 300 standard, as per the Texas State Fire Marshal requirements.

Should you have any questions concerning this matter after reviewing the rule changes, please contact the Fort Worth Fire Prevention Bureau at 817-392-6830.

Thank you for your assistance in this matter.

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THE CITY OF FORT WORTH ★ 1000 THROCKMORTON ★ FORT WORTH, TEXAS 76102
(817) 392-6840 ★ FAX (817) 392-6867