

Mark Gordon
GOVERNOR



Byron Mathews
STATE FIRE MARSHAL

THE STATE OF WYOMING

Department of Fire Prevention and Electrical Safety

October 22, 2025

Virgil Marlin, Building Official
Town of Wheatland
600 9th Street
Wheatland, WY 82201

Dear Building Official Virgil Marlin:

The Wyoming Department of Fire Prevention and Electrical Safety has audited our delegation of local authority to the City of Wheatland as outlined in Wyoming State Statute 35-9-121 "Local enforcement." Wyoming State Statute requires the local municipality to follow minimum standards in certification, licensing, and code adoption to receive and maintain local authority. At this time the state will not delegate any code enforcement authority. As soon as you have the people with the proper credentials we will happily revisit this. Once individuals with the appropriate credentials are in place, we will gladly revisit this matter.

Summary of Authorities

The State is delegating authority to the City of Wheatland of the structures and buildings in the city limits, for:

- Electrical inspection and permitting regulated by the National Electrical Code (NEC) for new and remodel/addition construction. Included are state buildings and schools.

The State is assuming authority from the Town of Wheatland of the structures and buildings in the city limits, for:

- Life safety plan review and inspections regulated by the International Fire Code (IFC) and the International Building Code (IBC)
 - For new and remodel construction
 - Fire code maintenance
 - Includes schools and state buildings
 - Exempt are structures and buildings detailed in the Wyoming State Statute 35-9-118.
- Electrical plan review of structures regulated by the National Electrical Code (NEC, NFPA 70), International Fire Code (IFC), and International Building Code (IBC).

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<http://wsfm.wyo.gov>

- This includes alternative energy sources such as photovoltaic and diesel generators, even for residences regulated by the IRC. A plan review is required when the system is connected to the utility, where power will flow “back to the grid.”

The Town of Wheatland has authority, as granted locally, regardless of our agency’s delegation status, of structures and buildings in the city limits for:

- International Residential Code (IRC) construction and maintenance inspections, including home wiring.
- IRC plan review
- Inspector certifications for IRC- related activities
- International Building Code (IBC) code enforcement that is not strictly fire and life safety related.
- Permitting, inspection, and review of all code provisions not enforced by the State.
- Permits to construct and certificates of occupancy in conjunction with our office for buildings under our authority, and for all other properties as permitted by local ordinances or similar resolutions.

Expectations for Cooperation

The Town of Wheatland may continue to permit local construction for structures and buildings, as desired. When the project requires a State plan review, the State will issue a permit to construct. A local permit, if also issued, should be done after the customer provides a permit to construct from the State. Similarly, a local certification of occupancy or completion should only be given after the customer presents a State certification of occupancy or letter of completion.

State reviewers and inspectors will share their findings with whomever the Town designates. The State will conduct fire, building, and life safety plan reviews and inspections within the state statute timeframes (W.S. 3535-9-108(b)). The State will conduct electrical plan reviews and inspections within the state statute timeframes (W.S. 35-9-108 (b)&(c)) and W.S. 35-9-120 (b) (ii)).

You may send all submitters with projects for our review to our ePortal, wsfm.wy.gov and click on “Wyoming State Fire Marshal’s Public Portal and Look Up” or directly at <https://wyelectrician.imagetrendlicense.com/lms/public/portal#/login>. There they may upload building and electrical plans for approval. Optionally, the City may submit building and electrical plans for review within ten days of receipt via the ePortal.

The State conducts new construction plan reviews (<https://wsfm.wyo.gov/fire-prevention/plan-review>) for:

- Structures owned or leased by the state
- Educational occupancies

- Public buildings (has customer/client access) over 5,000 square feet of total floor area including the basement
- Public buildings with two or more stories
- Child care centers housing more than ten children
- Assembly occupancies of any size (including public bars, public lounges, restaurants, night clubs, lodge halls, theaters, churches, sporting arenas with spectator areas, and public meeting places)
- Above ground fuel dispensing facilities
- Above ground hazardous materials storage, such as fuel
- Alternate energy generation installations, even on residential properties²
- Healthcare facilities (for electrical)

The state conducts plan reviews for remodel projects of the above buildings:

- At or above \$40,000 in project total value
- Projects that impact life safety systems including fire alarm and fire sprinkler systems
- Changes in occupancy group or use to one of the above buildings

Future

The Town of Wheatland does not have to continue to adopt the same building codes as the State as there is no delegated authority. However, all of our inspections and plan reviews will be based on the appropriate code. Code adoption will be a requirement for delegated authority (W.S. 35-9-121 (a) (ii)).

To gain/maintain delegated authority, employees or contractors holding any one of the following ICC certifications (W.S. 35-9-121 (a) (iii)) may conduct:

- Fire and Life Safety Inspections
 - Fire Inspector I
 - Fire Inspector II (necessary acceptance of life safety systems, state buildings, and schools)
 - Combination designations requiring the above certification
- Building Inspections
 - Building Inspector
 - Combination designations requiring the above certification
- Electrical Inspections
 - ICC Electrical Inspector
 - AND
 - Current Wyoming license for Journeyman or Master Electrician (A Master license is required to inspect school, State, and Health Department-regulated buildings)
- Fire and Life Safety System Plan Reviews
 - Fire Plans Examiner
 - Combination designations requiring the above certification
- Building Plan Reviews

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- Building Plans Examiner
- Combination designations requiring the above certification
- Electrical Plan Reviews
 - ICC Electrical Plans Examiner or any other combination designations containing either certification
 - AND
 - Current Wyoming license for Master Electrician

Feel free to contact me via email at monica.colby@wyo.gov or via phone at 307-777-7793 should you have any questions.

Sincerely,



Monica Colby
Deputy Director