



## OKLAHOMA STATE FIRE MARSHAL

### AUTHORITY HAVING JURISDICTION AGREEMENT

Pursuant to 74 O.S. §§ 317 and 324.11, please complete and sign this agreement that the County of Muskogee will perform as the Authority Having Jurisdiction ("AHJ") within its entire political subdivision boundaries.

By signing this document, you are attesting that you will ensure compliance with all current state-adopted building codes and standards along with all requirements of the Americans with Disabilities Act (hereinafter, "ADA"), for County of Muskogee in its entirety.

More specifically, you will be responsible for all plan reviews and associated inspections, including, but not limited to, those related to building plans, smoke control, fire alarms, fire suppression/hood suppression, fire sprinklers, access control, carbon dioxide and carbon monoxide plans, in addition to all required annual life safety inspections.

This agreement does not extend to State owned or occupied buildings within the geographical boundaries of any municipality, town, or county acting as the AHJ. The Office of the State Fire Marshal will retain jurisdiction for State owned or occupied property. *See, e.g.*, OAC 265:25-1-4(d).

### **2010 Oklahoma Statutes Title 74. State Government § 324.8. Uniform Force and Effect - Authority of Cities, Towns and Counties.**

The rules promulgated pursuant to Section 324.1 et seq. of this title shall have uniform force and effect throughout the state and **no municipality or subdivision shall enact or enforce any ordinances, rules for construction of or major alterations to buildings with standards less stringent than the building code, as last adopted by the Oklahoma Uniform Building Code Commission.** Provided, nothing in this act shall prevent or take away from any city, town or county, the authority to enact and enforce rules containing higher standards and

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requirements than those provided herein nor prevent or take away from any city, town or county the authority to amend such adopted codes to make changes necessary to accommodate local conditions. And provided further, that nothing in this act shall in any way impair the power of any municipality, county or subdivision to regulate the use of land by zoning, building codes or restricted fire district regulations.

It is understood that the Office of the State Fire Marshal has the statutory obligation to ensure all jurisdictions accepting the responsibility of being the AHJ adhere to the minimum state-adopted building codes and standards and the ADA. *See* 74 O.S. §§ 317, 324.4, and 324.11. The Office of the State Fire Marshal retains the authority to review any projects permitted by a municipality, town, or county. *See id.*

This agreement will remain in effect for a period of three years from the date of last signature, or until terminated by either party with a thirty-day written notice.

<b>Print Name</b>	<b>Signature</b>	<b>Date</b>
<b>City/Town/County Code Official</b>		

<u>Ken Duke</u>	<u>[Signature]</u>	
<b>Print Name</b>	<b>Signature</b>	<b>Date</b>
<b>City Manager/Mayor/ County Commission Chair</b>		

<b>Print Name</b>	<b>Signature</b>	<b>Date</b>
<b>City/Town/County/District Fire Chief (Cities and Towns only)</b>		

<u>Carrie Wages</u>	<u>[Signature]</u>	
<b>Print Name</b>	<b>Signature</b>	<b>Date</b>
<b>County/Health &amp; Safety Official (Counties only)</b>		

3rd day of Nov 2025

Chairman	<u>[Signature]</u>
Member	<u>[Signature]</u>
Member	<u>[Signature]</u>
Attest	<u>[Signature]</u>
	County Clerk

