



ARIZONA STATE SENATE
Fifty-First Legislature, First Regular Session

FACT SHEET FOR H.B. 2461

fireworks; NFPA; 2013 code; adoption

Purpose

Modernizes the code the state fire marshal must adopt related to fireworks and pyrotechnic articles.

Background

Arizona law asserts that the sale and use of permissible consumer fireworks are of statewide concern. The use of permissible consumer fireworks is not subject to further regulation by a governing body with limited exceptions, such as an incorporated city or town regulating their use within its corporate limits. A county may regulate the use of permissible consumer fireworks within the unincorporated areas of the county when there is a reasonable risk of wildfires in the immediate county (A.R.S. § 36-1606).

The National Fire Protection Association (NFPA) was established in 1896 and develops, publishes and disseminates more than 300 codes and standards related to fire safety (www.nfpa.org). Statute requires the state fire marshal (marshal) to adopt rules to carry out requirements related to fireworks, including a rule that adopts the NFPA code for the manufacture, transportation, storage and retail sales of fireworks and pyrotechnic articles, 2006 edition. Permissible consumer fireworks sellers must comply with rules relating to the storage and retail sales before selling permissible consumer fireworks to the public (A.R.S. § 36-1609).

There is no anticipated fiscal impact to the state General Fund associated with this legislation.

Provisions

1. Updates the NFPA code the marshal must adopt for the manufacture, transportation, storage and retail sales of fireworks and pyrotechnic articles from the 2006 version to the 2013 edition, as published in August 2012.
2. Becomes effective on the general effective date.

House Action

PSMRA	2/6/13	DP	8-0-0-0
3 rd Read	2/25/13		53-7-0-0

Prepared by Senate Research
March 11, 2013
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