



House of Representatives *State of Utah*

UTAH STATE CAPITOL COMPLEX • 350 STATE CAPITOL
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February 1, 2013

Madam Speaker:

The Business and Labor Committee reports a favorable recommendation on **H.B. 289**, FIREWORKS AMENDMENTS, by Representative J. Dunnigan, with the following amendments:

1. *Page 3, Lines 71 through 79:*

71 (b) IFC, Chapter 3, Section 310.8, Hazardous Environmental Conditions, is deleted
and
72 rewritten as follows: "When the fire code official determines that hazardous environmental
73 conditions necessitate controlled use of any ignition source, including fireworks, lighters,
74 matches, and smoking materials, the [ignition or use of the source in mountainous,
75 brush-covered, or forest-covered areas is prohibited] legislative body of a municipality
within
76 which the hazardous environmental conditions exist may prohibit only the ignition or use
of the
77 ignition source in **mountainous, brush-covered, or forest-covered areas or the**
wildland urban interface area, which means the line, area, or zone where structures
or other human development meet or
78 intermingle with undeveloped wildland or {~~vegetative fuel, except in approved areas~~
as allowed
79 **by the AHJ."}** **land being used for an agricultural purpose."**

2. *Page 4, Lines 96 through 100:*

96 (c) two days before and on the Chinese New Year's eve.

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97 [~~(2)~~ A person may discharge]
98 (3) Except as provided in Subsection ~~{15A-5-202(3)(b)}~~ (5), a county or
 municipality may
99 not prohibit any person from discharging class C common state approved explosives in the
100 state as follows:

3. *Page 4, Lines 112 through 113:*

112 [~~(3)~~] (4) A person who violates the time restrictions stated in Subsection [~~(2)~~] (3)(a),
113 (b), or (c) is guilty of an infraction. =

(5) A county or municipality may prohibit any person from discharging class C
common state approved explosives:

(a) as provided in Subsection 15A-5-202(3)(b); or
(b) in accordance with a municipal ordinance prohibiting the negligent
discharge of class C common state approved explosives.

Respectfully,

James A. Dunnigan
Committee Chair

Voting: 15-0-1

3 HB0289.HC1.WPD 2/1/13 3:15 pm bhowe/BRH SCA/NWB

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