



Fire Marshal's Notice

February 2013

State Fire Marshal Announces Changes to the Texas Fireworks Rules

The following is a synopsis of some of the substantive changes to the Fireworks Rules. The Commissioner of Insurance, through the State Fire Marshal, has amended the Fireworks Rules in order to resolve inconsistencies within the rules, update obsolete statutory references, and clarify the intent of the rules to better reflect statutory purpose. The new rules took effect February 14, 2013 - Commissioner's Order No. 2237.

28 TAC §§ 34.800 the Fireworks Rules (effective 2/14/2013)

- §34.811. **Requirements ... License** amended to add requirement that tests required for a license must have been completed within 1 year prior to application. To conform with similar testing requirements in alarm rules.
- §34.815. **Retail Permits** added new paragraph (b)(6) to clarify that retail permits cannot be sold along with fireworks to a non-retailer
- §34.817. **Retail Sales General Requirements** language added to (f) – Fireworks may not be sold or stored for future sale at any inhabited dwelling, house, apartment, or other structure used in whole or in part as a home or place of abode by any persons or persons.

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