

# TEXAS FIRE MARSHALS' ASSOCIATION

## RESOLUTION

### A RESOLUTION IN FAVOR of SB 760 RELATING TO THE COUNTY AUTHORITY TO REGULATE FIREWORKS

**WHEREAS**, the Texas Fire Marshals' Association recognizes the Local Government Code Section 352.051 Regulation of Fireworks and;

**WHEREAS**, currently the regulation under this section that if drought conditions exist, a commissioner's court of the county by order may prohibit or restrict the sale or use of fireworks in the unincorporated area of the county;

**WHEREAS**, currently during these restrictions, the jurisdiction limits the sales of fireworks and creates hardship on local authorities for control and management of the restrictions that can be ordered from commissioner's court;

**WHEREAS**, Senate Bill 760 creates, that when a county issues an order restricting or prohibiting the sale or use of fireworks, the county may designate one or more areas of appropriate size and accessibility in the county as safe areas where the use of restricted fireworks is not prohibited;

**WHEREAS**, this bill helps to provide a controlled environment for citizens to use fireworks while allowing the local authority to have adequate public safety and fire protection. By designating an area of appropriate size and accessibility will limit the possible restriction for sales while still allowing for a controlled environment;

**NOW, THEREFORE, BE IT RESOLVED** that the Texas Fire Marshals' Association is in favor of Senate Bill 760 for the practical solution that allows alternative solution to the restrictions on firework seasons, thus allowing safe areas to be designated for the citizens of each county.

**BE IT FURTHER RESOLVED** that this resolution shall be read into the permanent minutes of the Texas Fire Marshals' Association and that copies be sent to the office of Senator José Menéndez, the Intergovernmental Relations sub-committee and the State Fire Marshal's Office of the State of Texas.

  
Laurie L. Christensen

TFMA President  
Title

3/17/17  
Date