

1 **SHB 1464 - H AMD 000063 ADOPTED 3-13-93**

2 By Representatives Horn, H. Myers, and Edmondson

3 On page 64, after line 7, insert the following:

4 "Sec. 75. RCW 70.77.177 and 1984 c 249 s 6 are each amended
5 to read as follows:

6 "Local fire official" means the chief of a local fire
7 department (~~((or fire protection district,))~~) or a chief fire
8 protection officer or such other person as may be designated by the
9 governing body of a city(~~((,))~~) or county(~~((, or district))~~) to act as
10 a local fire official under this chapter.

11 NEW SECTION. **Sec. 76.** A new section is added to chapter
12 70.77 RCW to read as follows:

13 "City" means any city or town.

14 **Sec. 77.** RCW 70.77.265 and 1984 c 249 s 12 are each amended
15 to read as follows:

16 The local fire official receiving an application for a permit
17 under RCW 70.77.260(1) shall investigate the application and submit
18 a report of findings and a recommendation for or against the
19 issuance of the permit, together with reasons, to the governing
20 body of the city(~~((,))~~) or county(~~((, or fire protection district))~~).

21 **Sec. 78.** RCW 70.77.270 and c 249 s 13 are each amended to
22 read as follows:

23 The governing body of a city(~~((,))~~) or county(~~((, or fire
24 protection district))~~) may grant or deny an application for a permit
25 under RCW 70.77.260(1). The governing body may place reasonable
26 conditions on any permit it issues.

27 **Sec. 79.** RCW 70.77.280 and 1984 c 249 s 14 are each amended

1 to read as follows:

2 The local fire official receiving an application for a permit
3 under RCW 70.77.260(2) for a public display of fireworks shall
4 investigate whether the character and location of the display as
5 proposed would be hazardous to property or dangerous to any person.
6 Based on the investigation, the official shall submit a report of
7 findings and a recommendation for or against the issuance of the
8 permit, together with reasons, to the governing body of the
9 city(()) or county((~~or fire protection district~~)). The
10 governing body may grant or deny the application and may place
11 reasonable conditions on any permit it issues.

12 **Sec. 80.** RCW 70.77.355 and 1986 c 266 s 105 are each amended
13 to read as follows:

14 (1) Any adult person may secure a general license from the
15 director of community development, through the director of fire
16 protection, for the public display of fireworks within the state of
17 Washington. A general license is subject to the provisions of this
18 chapter relative to the securing of local permits for the public
19 display of fireworks in any city(()) or county((~~or fire
20 protection district~~)), except that in lieu of filing the bond or
21 certificate of public liability insurance with the appropriate
22 local official under RCW 70.77.260 as required in RCW 70.77.285,
23 the same bond or certificate shall be filed with the director of
24 community development, through the director of fire protection.
25 The bond or certificate of insurance for a general license in
26 addition shall provide that: (a) The insurer will not cancel the
27 insured's coverage without fifteen days prior written notice to the
28 director of community development, through the director of fire
29 protection; (b) the duly licensed pyrotechnic operator required by
30 law to supervise and discharge the public display, acting either as
31 an employee of the insured or as an independent contractor and the
32 state of Washington, its officers, agents, employees, and servants

1 are included as additional insureds, but only insofar as any
2 operations under contract are concerned; and (c) the state is not
3 responsible for any premium or assessments on the policy.

4 (2) The director of community development, through the
5 director of fire protection, may issue such general licenses. The
6 holder of a general license shall file a certificate from the
7 director of community development, through the director of fire
8 protection, evidencing the license with any application for a local
9 permit for the public display of fireworks under RCW 70.77.260.

10 **Sec. 81.** RCW 70.77.450 and 1986 c 266 s 113 are each amended
11 to read as follows:

12 The director of community development, through the director of
13 fire protection, may make an examination of the books and records
14 of any licensee, or other person relative to fireworks, and may
15 visit and inspect the premises of any licensee he may deem at any
16 time necessary for the purpose of enforcing the provisions of this
17 chapter. The licensee, owner, lessee, manager, or operator of any
18 such building or premises shall permit the director of community
19 development, through the director of fire protection, his or her
20 deputies(~~(, his or her)~~) or salaried assistants (~~(and the chief of~~
21 ~~any city or county fire department or fire protection district)~~),
22 the local fire official, and their authorized representatives to
23 enter and inspect the premises at the time and for the purpose
24 stated in this section."

25 Renumber the remaining sections consecutively and correct internal
26 references accordingly.

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EFFECT: Deletes the authority of fire protection districts to issue permits related to fire works and fire chiefs of fire protection districts to act as local fire officials for purposes of the state fireworks law. Defines the term "city" in the fireworks laws to include any city or town.