

By: Cortez

H.B. No. 288

Substitute the following for H.B. No. 288:

By: Stucky

C.S.H.B. No. 288

A BILL TO BE ENTITLED

AN ACT

relating to requirements for fireworks sales buildings of indoor retail fireworks sites in certain counties.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter E-1, Chapter 2154, Occupations Code, is amended by adding Section 2154.2215 to read as follows:

Sec. 2154.2215. FIREWORKS SALES BUILDINGS IN CERTAIN COUNTIES. (a) This section applies only to a county with a population of more than 1.5 million in which more than 75 percent of the population lives in a single municipality.

(b) In addition to the requirements of Section 2154.221, a fireworks sales building of an indoor retail fireworks site located in or directly adjacent to a residential real estate subdivision with at least 3,300 homes that is governed by a property owners association must:

(1) be, at the time the building's construction commences, a minimum distance of 100 feet from any inhabited building;

(2) have, at a minimum, one-hour fire-rated exterior walls with minimum three-fourths-hour fire-rated protected openings; and

(3) have a complete automatic fire sprinkler system installed in accordance with the provisions of the edition of the National Fire Protection Association, Standard 13, "Standard for

1 the Installation of Sprinkler Systems," as adopted and amended by
2 the commissioner.

3 SECTION 2. Section 2154.2215, Occupations Code, as added by
4 this Act, applies only to a fireworks sales building of an indoor
5 retail fireworks site for which construction commences on or after
6 September 1, 2023. A fireworks sales building of an indoor retail
7 fireworks site for which construction commenced before that date is
8 governed by the law in effect before September 1, 2023, and the
9 former law is continued in effect for that purpose.

10 SECTION 3. This Act takes effect September 1, 2023.