



## Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

# Final Fiscal Note

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<b>Drafting Number:</b>	LLS 21-0043	<b>Date:</b>	August 30, 2021
<b>Prime Sponsors:</b>	Rep. Bird; Benavidez Sen. Story	<b>Bill Status:</b>	Signed into Law
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**Bill Topic:** REGULATION OF FIREWORKS

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**Summary of Fiscal Impact:**

<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input checked="" type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

The bill modifies firework regulations in Colorado. The bill may increase state and local workload and decrease local revenue on an ongoing basis.

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**Appropriation Summary:** No appropriation is required.

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**Fiscal Note Status:** This fiscal note reflects the enacted bill.

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## Summary of Legislation

**Selling fireworks.** Under current law, only firework retailers, wholesalers, and exporters are allowed to sell permissible fireworks if licensed by the Division of Fire Prevention and Control (DFPC) in the Department of Public Safety. This bill clarifies the scope of sales for each license type so that:

- licensed retailers may only sell permissible fireworks to another person;
- licensed display retailers may only sell display fireworks or articles pyrotechnic to persons with an appropriate permit; and
- licensed wholesalers may only sell permissible fireworks to licensed fireworks retailers.

**Exporting fireworks.** Under current law, a person or manufacturer who furnishes fireworks for export outside the state is licensed as a fireworks exporter by the DFPC. Fireworks exporters may sell fireworks to a customer and allow the purchaser to transport the fireworks in a private vehicle if the customer has a valid driver license and vehicle registration from another state, or has a valid driver license issued by Colorado and a valid wholesale or retail license issued by a governing body outside of Colorado.

The bill requires all related purchasers to display a valid motor vehicle driver's license, and to have a Colorado exporter of fireworks license or a valid wholesale, retail, or resale license from another state or local authority outside of Colorado.

## State Expenditures

The bill may require the Department of Public Safety to clarify its policies regarding licensure for firework retailers, wholesalers, and exporters; no change in appropriations is required.

## Local Government

The bill may increase local government law enforcement costs to enforce the bill. The bill may also reduce revenue from the sale of fireworks and result in a corresponding sales tax revenue decrease.

## Effective Date

The bill was signed into law by the Governor and took effect on June 30, 2021.

## State and Local Government Contacts

Counties

Municipalities

Revenue

Information Technology

Public Safety

Local Affairs

Regulatory Agencies