

BEFORE THE INSURANCE AND SAFETY FIRE COMMISSIONER

STATE OF GEORGIA

IN THE MATTER OF:)
)
RULES AND REGULATIONS FOR) DOCKET NUMBER I-15-SF-3
)
CHAPTER 120-3-16)
LIQUEFIED PETROLEUM GASES)
)
CHAPTER 120-3-22)
MANUFACTURING, STORAGE, SALES,)
EXHIBITIONS AND DISPLAYS OF)
FIREWORKS AND PYROTECHNICS)

ORDER

I. STATEMENT OF PROCEEDINGS

On May 28, 2015, Notice of Intent to Adopt Rule Changes and Notice of Hearing was given regarding the proposed adoption of a new Regulation Chapter 120-3-16 entitled “Rules and Regulations for Liquefied Petroleum Gases,” and a new Regulation Chapter 120-3-22 entitled “Rules and Regulations for the Manufacturing, Storage, Sales, Exhibitions and Displays of Fireworks and Pyrotechnics.” (Record, Exhibit 1) By letter dated July 1, 2015, the Office of the Attorney General opined that the proposed regulations were within this Office’s scope of authority. (Record, Exhibit 5) Pursuant to O.C.G.A. §50-13-4(e), the proposed regulations were transmitted to Wayne R. Allen, Legislative Counsel for the General Assembly, for assignment to the appropriate standing committees of the Senate and House of Representatives. (Record, Exhibits 6) The proposed regulations were so assigned. (Record, Exhibit 7)

Interested persons were given the opportunity to participate in the proposed rulemaking by submitting their written comments by June 26, 2015, and by making oral comments at the public hearing held July 2, 2015. No written comments were received. Deputy State Fire

Marshall Chris Stephens was the only person to offer oral comments regarding Regulation Chapter 120-2-16. State Fire Marshall Dwayne Garriss was the only persons to offer oral comments regarding Regulation Chapter 120-3-22.

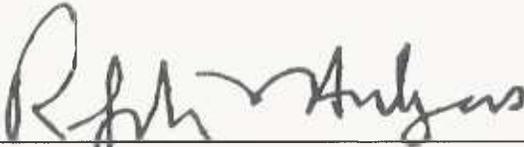
II. CONSIDERATION OF INTERESTED PARTY COMMENTS

According to Mr. Stephens, the proposed new Chapter 120-2-16 is necessary to revise the rules and regulations of this Office in order to incorporate updated National Fire Protection Association 2012 (NFPA 54) and 2014 (NFPA 58) standards. (Record, Transcript pp. 9-10) According to Mr. Garriss, the proposed new Chapter 120-3-22 is necessary to implement changes to Title 25 that resulted from the passage of House Bill 110 during the most recent session of the Georgia General Assembly. (Record, Transcript pp. 8-9) Messrs. Garriss and Stephens recommend that the Commissioner adopt the respective proposed regulation chapters.

III. DECISION

WHEREAS, the Commissioner finds the comments of State Fire Marshall Garriss and Deputy Fire Marshall Stephens persuasive, **IT IS HEREBY ORDERED** that proposed Regulation Chapters 120-2-16 and 120-2-22, titled as described herein, copies of which are attached hereto and made a part by reference, are **HEREBY ADOPTED**.

Given under my Hand and Seal this 21st day of July, 2015.



RALPH T. NUDGENS
INSURANCE AND SAFETY FIRE COMMISSIONER
STATE OF GEORGIA

