

Colorado Revised Statutes 12-28-101(1)

“Articles pyrotechnic” means pyrotechnic special effects materials and pyrotechnic devices for professional use that are similar to consumer fireworks in chemical composition and construction but are intended for theatrical performances and not intended for consumer use. Articles pyrotechnic shall also include pyrotechnic devices meeting the weight limits for consumer fireworks but are not labeled as such and are classified as UN0431 or UN0432 pursuant to 49 CFR 172.101, as amended.

Colorado Revised Statutes 12-28-101(1.5)

“Display fireworks” means large fireworks designed primarily to produce visible or audible effects by combustion, deflagration, or detonation and includes, but is not limited to, salutes containing more than one hundred thirty milligrams of explosive material, aerial shells containing more than forty grams of pyrotechnic compositions, and other display pieces that exceed the limits of explosive materials for classification as consumer fireworks as defined in 16 CFR 1500.1 to 1500.272 and 16 CFR 1507.1 to 1507.12 and are classified as fireworks UN0333, UN0334, or UN0335 pursuant to 49 CFR 172.101, as amended, and including fused set pieces containing components that exceed fifty milligrams of salute powder.

Colorado Revised Statutes 12-28-101(8)(a)

“Permissible fireworks” means the following small fireworks devices designed to produce audible or visual effects by combustion, complying with the requirements of the United States consumer product safety commission as set forth in 16 CFR 1500.1 to 1500.272 and 1507.1 to 1507.12, and classified as consumer fireworks UN0336 and UN0337 pursuant to 49 CFR 172.101:

(I) Cylindrical fountains, total pyrotechnic composition not to exceed seventy-five grams each for a single tube or, when more than one tube is mounted on a common base, a total pyrotechnic composition of no more than two hundred grams;

(II) Cone fountains, total pyrotechnic composition not to exceed fifty grams each for a single cone or, when more than one cone is mounted on a common base, a total pyrotechnic composition of no more than two hundred grams;

(III) Wheels, total pyrotechnic composition not to exceed sixty grams for each driver unit or two hundred grams for each complete wheel;

(IV) Ground spinner, a small device containing not more than twenty grams of pyrotechnic composition venting out of an orifice usually in the side of the tube, similar in operation to a wheel, but intended to be placed flat on the ground;

(V) Illuminating torches and colored fire in any form, total pyrotechnic composition not to exceed two hundred grams each;

(VI) Dipped sticks and sparklers, the total pyrotechnic composition of which does not exceed one hundred grams, of which the

composition of any chlorate or perchlorate shall not exceed five grams;

(VII) Any of the following that do not contain more than fifty milligrams of explosive composition:

- (A) Explosive auto alarms;
- (B) Toy propellant devices;
- (C) Cigarette loads;
- (D) Other trick noise makers;

(VIII) Snake or glow worm pressed pellets of not more than two grams of pyrotechnic composition and packaged in retail packages of not more than twenty-five units;

(IX) Fireworks that are used exclusively for testing or research by a licensed explosives laboratory;

- (X) Multiple tube devices with:

- (A) Each tube individually attached to a wood or plastic base;
- (B) The tubes separated from each other on the base by a distance of at least one-half of one inch;

- (C) The effect limited to a shower of sparks to a height of no more than fifteen feet above the ground;

- (D) Only one external fuse that causes all of the tubes to function in sequence; and

- (E) A total pyrotechnic composition of no more than five hundred grams.

Prohibited Acts

Unless otherwise authorized, the following acts are prohibited on all public lands, roads, trails, or waterways administered by the BLM in Colorado:

1. The possession, discharge, or use of all fireworks as defined by Colorado Revised Statutes 12-28-101(1), 12-28-101(1.5), and 12-28-101(8)(a); and

2. The violation of the terms, conditions of use, or stipulations of any written authorization that may be exempted under this rule. The following person(s) are exempt from this order: Any Federal, State, or local officer, or member of an organized rescue or fire suppression or fuels management force or other authorized agency personnel while in the performance of their official duties.

Penalties

Under the Taylor Grazing Act of 1934, 43 U.S.C. 315a, any willful violation of these supplementary rules on public lands within a grazing district shall be punishable by a fine of not more than \$500 or,

Under section 303(a) of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1733(a) and 43 CFR 8360.0-7, any person who violates any of these supplementary rules on public lands within Colorado may be tried before a United States Magistrate and fined no more than \$1,000, imprisoned for no more than 12 months, or both. Such violations may also be subject to

the enhanced fines provided for by 18 U.S.C. 3571.

Helen M. Hankins,
State Director.

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DEPARTMENT OF THE INTERIOR**Bureau of Land Management**

[AZA23294]

**Notice of Proposed Withdrawal
Extension and Opportunity for Public
Meeting; Arizona**

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice.

SUMMARY: The United States Department of Agriculture (USDA) Forest Service has filed an application with the Bureau of Land Management (BLM) that proposes to extend the duration of Public Land Order (PLO) No. 6801 for an additional 20-year period. This order withdrew approximately 61,356 acres of National Forest System land from the mining laws to protect the Smithsonian Institution’s Fred Lawrence Whipple Observatory. The withdrawal created by PLO No. 6801 will expire on September 18, 2010, unless extended. This notice gives an opportunity to comment on the proposed action and to request a public meeting.

DATES: Comments and requests for a public meeting must be received by August 9, 2010.

ADDRESSES: Comments and meeting request should be sent to the Coronado National Forest Office, Federal Building, 300 West Congress Street, Tucson, Arizona 85701, (520) 388-8348.

FOR FURTHER INFORMATION CONTACT: Karl Sandwell-Weiss, Minerals Resource Geologist, at the Forest Service address listed above, or Vivian Titus, Bureau of Land Management, Arizona State Office, One North Central, Suite 800, Phoenix, Arizona 85004, (602) 417-9598.

SUPPLEMENTARY INFORMATION: The USDA Forest Service has filed an application requesting that the Secretary of the Interior extend PLO No. 6801 (55 FR 38550, (1990)) which withdrew approximately 61,356 acres of National Forest System land located in Santa Cruz County, Arizona, from location and entry under the United States mining laws (30 U.S.C. ch. 2) for an additional 20-year term, subject to valid existing rights. PLO No. 6801 is incorporated herein by reference.

The purpose of the proposed extension is to continue to protect

valuable facilities and improvements for scientific work associated with the Smithsonian Institution's Fred Lawrence Whipple Observatory. The Federal investment and utility of the observatory may be lost if the site is open to mineral location.

As extended, the withdrawal would not alter the applicability of those public land laws governing the use of land under lease, license, or permit, or governing the disposal of the mineral or vegetative resources other than under the mining laws.

The use of a right-of-way or interagency or cooperative agreement would not provide adequate protection from prospecting disturbance, mining operations, or mineral patent, under the 36 CFR part 228, surface protection regulations.

There is no alternative site to ensure protection of the existing facilities on the above described public lands.

No water rights would be needed to fulfill the purpose of the requested withdrawal extension.

For a period of 90 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal extension may present their views in writing to the Coronado National Forest Office, at the address stated above.

Before including your address, phone number, e-mail address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so. All submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, will be made available for public inspection in their entirety.

Notice is hereby given that an opportunity for a public meeting is afforded in connection with the proposed withdrawal extension. All interested parties who desire a public meeting for the purpose of being heard on the proposed withdrawal extension must submit a written request to Karl Sandwell-Weiss, Coronado National Forest Office, at the address stated above by August 9, 2010. Upon determination by the authorized officer that a public meeting will be held, a notice of the time and place will be published in the **Federal Register** and in at least one local newspaper no less

than 30 days before the scheduled date of the meeting.

The withdrawal extension application will be processed in accordance with the regulations set forth in 43 CFR 2310.4.

Authority: 43 CFR 2310.3–1(b).

Deborah E. Stevens,

Acting, Deputy State Director, Office of Communications.

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from location and entry under the United States mining laws (30 U.S.C. ch. 2) for an additional 20-year term. PLO No. 6812 is incorporated herein by reference.

The purpose of the proposed extension is to continue to protect valuable facilities and improvements associated with the Smithsonian Institution's Fred Lawrence Whipple Observatory Base Camp Site. The facilities include a visitor center, administrative offices, and a motor pool. The Federal investment and utility of the observatory may be lost if the site is open to mineral location.

As extended, the withdrawal would not alter the applicability of those public land laws governing the use of land under lease, license, or permit, or governing the disposal of the mineral or vegetative resources other than under the mining laws.

The use of a right-of-way or interagency or cooperative agreement would not provide adequate protection from prospecting disturbance, mining operations, or mineral patent, under the 36 CFR part 228, surface protection regulations.

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Before including your address, phone number, e-mail address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so. All submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, will be made available for public inspection in their entirety.

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[AZA22647]

Notice of Proposed Withdrawal Extension and Opportunity for Public Meeting; Arizona

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice.

SUMMARY: The United States Department of Agriculture (USDA) Forest Service has filed an application with the Bureau of Land Management (BLM) that proposes to extend the duration of Public Land Order (PLO) No. 6812 for an additional 20-year period. PLO No. 6812 withdrew approximately 40 acres of National Forest System land from the mining laws for use as a base camp site for the Smithsonian Institution's Fred Lawrence Whipple Observatory. The withdrawal created by PLO No. 6812 will expire on October 30, 2010, unless extended. This notice gives an opportunity to comment on the proposed action and to request a public meeting.

DATES: Comments and requests for a public meeting must be received by August 9, 2010.

ADDRESSES: Comments and meeting request should be sent to the Coronado National Forest Office, Federal Building, 300 West Congress Street, Tucson, Arizona 85701, (520) 388–8348.

FOR FURTHER INFORMATION CONTACT: Karl Sandwell-Weiss, Minerals Resource Geologist, at the Forest Service address listed above, or Vivian Titus, Bureau of Land Management, Arizona State Office, One North Central, Suite 800, Phoenix, Arizona 85004, (602) 417–9598.

SUPPLEMENTARY INFORMATION: The USDA Forest Service has filed an application requesting that the Secretary of the Interior extend PLO No. 6812 (55 FR 45805, (1990)), which withdrew 40 acres of National Forest System land located in Santa Cruz County, Arizona,