

House Engrossed

fire code; municipalities; county buildings

State of Arizona  
House of Representatives  
Fifty-seventh Legislature  
Second Regular Session  
2026

# HOUSE BILL 2324

AN ACT

AMENDING TITLE 37, CHAPTER 9, ARTICLE 4, ARIZONA REVISED STATUTES, BY  
ADDING SECTION 37-1392; RELATING TO THE OFFICE OF THE STATE FIRE MARSHAL.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 37, chapter 9, article 4, Arizona Revised  
3 Statutes, is amended by adding section 37-1392, to read:

4 37-1392. Fire code; municipal review; county-owned buildings;  
5 request; exemption; time frame

6 A. A CITY OR TOWN THAT HAS ADOPTED AN ORDINANCE PURSUANT TO SECTION  
7 37-1383, SUBSECTION A, PARAGRAPH 5 MAY REQUEST THE ASSISTANT DIRECTOR OF  
8 THE OFFICE OF THE STATE FIRE MARSHAL TO ENTER INTO AN INTERGOVERNMENTAL  
9 AGREEMENT WITH A COUNTY ON BEHALF OF THE OFFICE OF THE STATE FIRE MARSHAL  
10 TO ENFORCE THE FIRE CODE ADOPTED BY THE CITY OR TOWN FOR COUNTY-OWNED  
11 BUILDINGS IF ALL OF THE FOLLOWING CONDITIONS APPLY:

12 1. THE CITY OR TOWN SUBMITS THE REQUEST IN CONJUNCTION WITH THE  
13 APPLICABLE COUNTY.

14 2. THE ENFORCEMENT OF THE STATE ADOPTED FIRE CODE FOR COUNTY-OWNED  
15 BUILDINGS IS UNDULY BURDENSOME FOR THE CITY OR TOWN OR THE COUNTY.  
16 EVIDENCE OF ANY OF THE FOLLOWING IS SUFFICIENT TO PROVE THE ENFORCEMENT IS  
17 UNDULY BURDENSOME:

18 (a) THE ENFORCEMENT OF THE STATE ADOPTED FIRE CODE REQUIRES THE  
19 HIRING OF ADDITIONAL STAFF.

20 (b) THE ENFORCEMENT OF THE STATE ADOPTED FIRE CODE REQUIRES  
21 ADDITIONAL STAFF TRAINING.

22 (c) REVIEW BY THE ASSISTANT DIRECTOR OF THE OFFICE OF THE STATE  
23 FIRE MARSHAL SUBSTANTIALLY EXCEEDS THE TIME FRAME FOR REVIEW IF REVIEWED  
24 BY THE CITY OR TOWN OR APPLICABLE COUNTY.

25 3. THE CITY'S OR TOWN'S CURRENT FIRE CODE AND ENFORCEMENT,  
26 INCLUDING THE OCCUPANCY AND HAZARD REGULATION APPLICABLE TO THE  
27 COUNTY-OWNED BUILDINGS, ARE NOT SUBSTANTIALLY LESS STRINGENT THAN THE  
28 CURRENT STATE FIRE CODE AS DETERMINED JOINTLY BY THE ASSISTANT DIRECTOR OF  
29 THE OFFICE OF THE STATE FIRE MARSHAL AND THE APPLICABLE OFFICIAL AT THE  
30 CITY OR TOWN.

31 B. THE ASSISTANT DIRECTOR OF THE OFFICE OF THE STATE FIRE MARSHAL  
32 SHALL TAKE ACTION ON A REQUEST WITHIN THIRTY DAYS AFTER RECEIPT AND SHALL  
33 STATE THE REASON FOR THE DENIAL OR APPROVAL OF THE REQUEST. IF THE  
34 ASSISTANT DIRECTOR OF THE OFFICE OF THE STATE FIRE MARSHAL DOES NOT TAKE  
35 ACTION ON A REQUEST WITHIN THIRTY DAYS AFTER RECEIPT, THE REQUEST IS  
36 AUTOMATICALLY APPROVED.

37 C. A CITY OR TOWN THAT ENTERS INTO AN INTERGOVERNMENTAL AGREEMENT  
38 PURSUANT TO THIS SECTION IS SOLELY RESPONSIBLE FOR THE INSPECTION AND  
39 ENFORCEMENT OF THE FIRE CODE IN ALL COUNTY-OWNED BUILDINGS IN THE CITY'S  
40 OR TOWN'S JURISDICTION.

41 D. A CITY OR TOWN THAT ENTERS INTO AN INTERGOVERNMENTAL AGREEMENT  
42 PURSUANT TO THIS SECTION SHALL PROVIDE THE OFFICE OF THE STATE FIRE  
43 MARSHAL A RECORD OF THE CERTIFICATE OF OCCUPANCY AND ALL APPLICABLE FIRE

1 CODE INSPECTION REPORTS, INCLUDING REGULARLY REQUIRED INSPECTIONS  
2 CONDUCTED PURSUANT TO THE CITY'S OR TOWN'S FIRE CODE AND UPDATED BUILDING  
3 INVENTORY IN A MANNER AS DETERMINED BY THE OFFICE OF THE STATE FIRE  
4 MARSHAL.

5 Sec. 2. Short title

6 This act may be cited as the "Fire Marshal Bill Burns Act".