



## California State Fire Marshal **CODE INTERPRETATION**

Date Issued	06-08-04	Interpretation #	04-014
Topic	Flame Retardant Requirements for Tents		
Code Section(s)	§13115, California Health and Safety Code		
Requested by	Doug Dupree San Bernardino City Fire Department 200 E. 3 <sup>rd</sup> St. San Bernardino, CA 92410		

- 1. Section 13115(b) specifically states tents not awnings etc. as in 13115(a). Are canopies for less than 10 persons (easy-ups used at street fairs etc.) considered tents in section 13115 (b)?***

Yes, canopies could be deemed to be tents. While the Health and Safety Code does not give a definition of a canopy, Section 3207 of the California Fire Code (2001), which is adopted by the State Fire Marshal, clearly indicates that tents and canopies shall be flame retardant.

- 2. Does it make a difference if cooking is being conducted under the easy-up (10X10) canopy?***

No. The provisions in Article 32, Section 3216.1 of 2001 California Fire Code concerning cooking and heating apply to these canopies.