PRINTER'S NO. 2248

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1802 Session of 1987

INTRODUCED BY REINARD, CLYMER, BURNS, HECKLER, J. L. WRIGHT, MELIO, CORNELL, WILSON AND CORRIGAN, OCTOBER 6, 1987

REFERRED TO COMMITTEE ON STATE GOVERNMENT, OCTOBER 6, 1987

AN ACT

Amending the act of May 15, 1939 (P.L.134, No.65), entitled, as amended, "An act relating to fireworks; defining fireworks; prohibiting the sale, offering or exposing for sale and use of fireworks, except in certain cases; authorizing cities, boroughs, towns and townships to issue permits for fireworks displays, and to regulate the same; imposing duties on the Pennsylvania State Police, sheriffs, police officers and constables; and providing penalties," further providing for unlawful sale of fireworks.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 4 of the act of May 15, 1939 (P.L.134, No.65), referred to as the Fireworks Law, amended February 10, 1956 (1955 P.L.1033, No.325), is amended to read:

Section 4. <u>(a)</u> Nothing in this act shall [be construed to] prohibit any resident wholesaler, dealer or jobber [to sell] <u>from selling</u> at wholesale such fireworks as are not herein prohibited, or the sale of any kind of fireworks, provided the same [are to be shipped directly out of state, or] are to be used by a person holding a permit from any municipality at the display covered by such permit, or when used as authorized by a

permit for agricultural purposes in connection with the raising of crops and the protection of crops from bird and animal damage, or the use of fireworks by railroads or other transportation agencies for signal purposes or illumination, or when used in quarrying or for blasting or other industrial use, or the sale or use of blank cartridges for a show or theatre, or for signal or ceremonial purposes in athletics or sports, or for use by military organizations or organizations composed of veterans of the United States Army or Navy.

(b) It shall be unlawful for any resident wholesaler, dealer or jobber to sell at wholesale or retail fireworks of any kind except as provided in subsection (a).

Section 2. This act shall take effect in 60 days.