ENGROSSED

2015 Regular Session

HOUSE BILL NO. 298

BY REPRESENTATIVE BURRELL

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

AMUSEMENTS/FIREWORKS: Provides for the time period regarding the sale of fireworks

1	AN ACT
2	To amend and reenact R.S. 51:652(B) and 656(B)(2), relative to the sale of fireworks; to
3	provide for the dates and times during which fireworks may be sold; to provide with
4	respect to the issuance of retailer permits; and to provide for related matters.
5	Be it enacted by the Legislature of Louisiana:
6	Section 1. R.S. 51:652(B) and 656(B)(2) are hereby amended and reenacted to read
7	as follows:
8	§652. Proper naming; certification on shipping cases; time for selling; exceptions;
9	sale and storage in homes prohibited
10	* * *
11	B. Permissible items of fireworks, enumerated in R.S. 51:651 may be sold
12	at retail from noon June twenty-fifth sixteenth through midnight July fifth and noon
13	December fifteenth through midnight January first of each year only, except that the
14	term "fireworks" shall not include toy pistols, toy canes, toy guns, or other devices
15	in which paper caps containing twenty-five hundredths (25/100) grains or less of
16	explosive compounds are used, provided they are so constructed that the hand cannot
17	come in contact with the cap when in place for exploding, and toy paper pistol caps
18	which contain less than twenty-five hundredths (25/100) grains of explosive
19	compounds, and the sale and use of which shall be permitted at all times.
20	* * *
21	§656. Permit to sell fireworks; application; fees; permit numbers

22 * *

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CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

1	В.
2	* * *
3	(2) The retail permit shall be effective for purchases of wholesale fireworks,
4	and the permit shall be effective from the date of issuance through midnight
5	December thirty-first of the applicable year. No retailer's permit shall be issued under
6	pursuant to this Part from June twenty-fifth sixteenth through July fifth nor from
7	December fifteenth through January first of each year. All other permits issued under
8	pursuant to the provisions of this Section shall be valid from the date issued through
9	midnight April first of the ensuing permit year. All applications filed after April first
10	shall be assessed a late fee equal to the amount of the permit required by this Section.
11	* * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 298 Engrossed 2015 Regular Session

Burrell

Abstract: Provides with respect to the sale of fireworks.

<u>Present law</u> allows the sale of fireworks from June 25 through July 5 and from Dec. 15 through Jan. 1 of each year.

<u>Proposed law</u> changes the start date for the sale of fireworks from June 25 to June 16 and otherwise retains present law.

<u>Present law</u> requires that in order to sell, construct, or manufacture fireworks, a retailer or manufacturer must first obtain a retailer permit from the state fire marshal.

<u>Present law</u> prohibits the issuance of retailer permits from June 25 through July 5 and from Dec. 15 through Jan. 1 of each year.

<u>Proposed law</u> changes the dates of <u>present law</u> and prohibits the issuance of retailer permits <u>from</u> June 16 through July 5. Otherwise retains <u>present law</u>.

(Amends R.S. 51:652(B) and 656(B)(2))

Summary of Amendments Adopted by House

- The Committee Amendments Proposed by <u>House Committee on Commerce</u> to the <u>original</u> bill:
- 1. Restore provisions of <u>present law</u> applicable to retailer permit fees.
- 2. Restore the definition of "resident" as defined in present law.