

HOUSE RESEARCH

Bill Summary

FILE NUMBER: H.F. 1774
Version: First Engrossment

DATE: February 23, 2012

Authors: Kriesel

Subject: Fireworks

Analyst: Jeff Diebel

This publication can be made available in alternative formats upon request. Please call 651-296-6753 (voice); or the Minnesota State Relay Service at 1-800-627-3529 (TTY) for assistance. Summaries are also available on our website at: www.house.mn/hrd.

Overview

Authorizes the sale and use of consumer fireworks and reduces regulations imposed on the sale of sparkling devices and novelties.

1 Regulation.

Para. (a). Defines the following terms: "APA 87-1," "Consumer fireworks," "Display fireworks," "Fireworks," "Novelties," and "Sparkling devices."

Para. (b). Prohibits the use of sparkling devices, novelties, and consumer fireworks on public property.

Para. (c). Authorizes local units of government to impose a license fee on retailers of consumer fireworks. Local units of government may not:

- impose additional fees on the sale of consumer fireworks;
- require a permit, license, or charge on the retail or wholesale sale of sparkling devices or novelties;
- prohibit or restrict the sale of consumer fireworks, sparkling devices, and novelties as long as they are sold in a structure that complies with accepted standards for the sale of fireworks;
- establish insurance or bonding requirements for fireworks retailers beyond those imposed on other businesses; or
- enact any ordinance, rule, or regulation that prohibits, limits, or restricts the wholesale or retail sale of sparkling devices or novelties.

2 Operator certification requirements. Technical change to reflect definitions established in section 1.

- 3** Violation. Establishes a petty misdemeanor penalty for use of consumer fireworks on public property. The penalty is increased to a misdemeanor if the violation is within five years of a prior offense.