

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 335, Page 21, Section 287.243, Line 128 by
2 inserting after said line the following:

3
4 "320.151. 1. It is unlawful to attempt to sell or to sell at retail any fireworks to children under the age
5 of fourteen years except when such child is in the presence of a parent or guardian.

6 2. It is unlawful for any person under the age of sixteen to sell fireworks or work in a facility where
7 fireworks are stored, sold, or offered for sale unless supervised by an adult.

8 3. It is unlawful to explode or ignite consumer fireworks within six hundred feet of any church,
9 hospital, mental health facility, school, or within one hundred feet of any location where fireworks are stored,
10 sold, or offered for sale. Any person who obtains approval from the church board of trustees of any affected
11 church, in writing, to explode or ignite consumer fireworks within six hundred feet of the church at least
12 twenty-four hours in advance of the time of the explosion or ignition shall not be in violation of this
13 subsection so long as the person is not exploding or igniting those fireworks within six hundred feet of any
14 other church, hospital, mental health facility or school or within one hundred feet of any location where
15 fireworks are stored, sold, or offered for sale.

16 4. No person shall ignite or discharge any permissible articles of consumer fireworks within or throw
17 the same from a motorized vehicle including watercraft or any other means of transportation, except where
18 display permit has been issued for a floating vessel or floating platform, nor shall any person place or throw
19 any ignited article of fireworks into or at a motorized vehicle including watercraft or any other means of
20 transportation, or at or near any person or group of people.

21 5. No person shall ignite or discharge consumer fireworks within three hundred feet of any permanent
22 storage of ignitable liquid, gases, gasoline pump, gasoline filling station, or any nonpermanent structure where
23 fireworks are stored, sold or offered for sale.

24 6. No items of explosive or pyrotechnic composition other than fireworks as defined by subdivisions
25 (3), (5), and (17) of section 320.106 shall be displayed, sold, or offered for sale within the applicable permit
26 location as identified on such permit granted by the state fire marshal.

27 7. Proximate fireworks shall not be allowed to be stored with consumer fireworks.

28 8. All storage and transportation of fireworks shall be in accordance with all federal and state rules
29 and regulations.

30 9. Nothing in sections 320.106 to 320.161 shall be construed to prevent permittees from
31 demonstrating or testing fireworks. Any such demonstration or test shall require the notification and approval
32 of the local fire service or the state fire marshal.

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34 Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Action Taken _____ Date _____