

# MAINE STATE LEGISLATURE

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# 117th MAINE LEGISLATURE

## SECOND REGULAR SESSION-1996

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Legislative Document

No. 1693

H.P. 1233

House of Representatives, January 11, 1996

### **An Act to Enhance Fireworks Safety.**

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Submitted by the Department of Public Safety pursuant to Joint Rule 24.  
Reference to the Committee on Criminal Justice suggested and ordered printed.

A handwritten signature in black ink that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative CLUKEY of Houlton.  
Cosponsored by Representatives: BUNKER of Kossuth Township, MORRISON of Bangor,  
WHEELER of Bridgewater, Senator: O'DEA of Penobscot.

2 **Be it enacted by the People of the State of Maine as follows:**

4 **Sec. 1. 8 MRSA §222**, as enacted by PL 1985, c. 23, §2, is amended to read:

6 **§222. Possession of fireworks**

8 No person may possess or have under his that person's  
10 control fireworks, except if that person is issued a permit pursuant to section 227.

12 **Sec. 2. 8 MRSA §229, sub-§1**, as enacted by PL 1985, c. 23, §2, is amended to read:

14 **1. Criminal penalties.** Any person who violates section  
16 222, where if the value of the fireworks possessed exceeds \$100,  
18 or section 224 or 225 is guilty of a Class E crime. Any person who violates section 227 by failing to obtain a permit for display commits a Class D crime. Any person who violates section 227 by conducting the display in violation of the rules commits of a Class E crime.

22  
24 **STATEMENT OF FACT**

26 This bill clarifies that only properly permitted persons may  
28 possess fireworks. A person who possesses fireworks that exceed  
30 \$100 in value without obtaining a permit is guilty of a Class D crime. A person who obtains the permit but fails to display the fireworks according to the rules adopted by the Commissioner of Public Safety is guilty of a Class E crime.