

House File 614

H-1341

1 Amend House File 614 as follows:
2 1. Page 1, before line 1 by inserting:
3 <DIVISION I
4 FIREWORKS REGULATION>
5 2. Page 2, line 26, by striking <four> and
6 inserting <eight>
7 3. Page 2, line 30, by striking <two> and inserting
8 <four>
9 4. Page 2, line 34, by striking <two> and inserting
10 <four>
11 5. Page 3, line 3, by striking <twenty-five> and
12 inserting <one hundred>
13 6. Page 4, line 24, by striking <seller license>
14 7. Page 4, line 27, by striking <seller license>
15 8. Page 4, line 28, by striking <seller license>
16 9. Page 4, line 32, after <section> by inserting
17 <and section 100.19A>
18 10. Page 4, line 35, after <3> by inserting <and
19 the fees collected by the state fire marshal under
20 section 100.19A for wholesaler registration>
21 11. Page 5, after line 16 by inserting:
22 <Sec. _____. NEW SECTION. 100.19A Consumer fireworks
23 wholesaler — registration — penalty.
24 1. For purposes of this section:
25 a. "*Consumer fireworks*" means first-class consumer
26 fireworks and second-class consumer fireworks, as those
27 terms are defined in section 100.19.
28 b. "*Wholesaler*" means a person who engages in the
29 business of selling or distributing consumer fireworks
30 for the purpose of resale in this state.
31 2. The state fire marshal shall adopt rules to
32 require all wholesalers to annually register with
33 the state fire marshal. The state fire marshal may
34 also adopt rules to regulate the storage or transfer
35 of consumer fireworks by wholesalers and to require
36 wholesalers to maintain insurance.
37 3. The state fire marshal shall establish an
38 annual registration fee of one thousand dollars for
39 wholesalers of consumer fireworks within the state.
40 Registration fees collected pursuant to this section
41 shall be deposited in the consumer fireworks fee fund
42 created in section 100.19, subsection 6.
43 4. A person who violates a provision of this
44 section or a rule adopted pursuant to this section is
45 guilty of a simple misdemeanor.>
46 12. Page 6, line 9, by striking <resolution
47 suspend> and inserting <ordinance or resolution
48 prohibit>
49 13. Page 6, lines 10 and 11, by striking <727.2, if
50 the board determines that the use of such devices would

1 constitute a threat to public safety> and inserting
2 <727.2>
3 14. Page 6, line 18, by striking <resolution
4 suspend> and inserting <ordinance or resolution
5 prohibit>
6 15. Page 6, by striking lines 20 through 22 and
7 inserting <novelties, as described in section 727.2.>
8 16. Page 8, line 10, by striking <suspended by a
9 resolution> and inserting <prohibited or limited by an
10 ordinance>
11 17. Page 8, lines 30 and 31, by striking <suspended
12 by a resolution> and inserting <prohibited or limited
13 by an ordinance>
14 18. Page 10, by striking lines 4 and 5 and
15 inserting:
16 <Sec. _____. EFFECTIVE UPON ENACTMENT. This division
17 of this Act, being deemed of immediate importance,
18 takes effect upon enactment.
19 DIVISION ____
20 RULEMAKING
21 Sec. _____. EMERGENCY RULES. The state fire
22 marshal shall adopt emergency rules under section
23 17A.5, subsection 2, paragraph "b", to facilitate the
24 implementation and administration of this Act.
25 Sec. _____. EFFECTIVE UPON ENACTMENT. This division
26 of this Act, being deemed of immediate importance,
27 takes effect upon enactment.>
28 19. Title page, line 2, by striking <and providing
29 penalties> and inserting <, providing fees and
30 penalties, and including effective date provisions>
31 20. By renumbering as necessary.

WINDSCHITL of Harrison