

Senate File 489

S-3176

1 Amend Senate File 489 as follows:

2 1. By striking page 3, line 28, through page 4,
3 line 5, and inserting:

4 <c. Permit a retailer or community group issued
5 a license pursuant to this section to sell consumer
6 fireworks, as described in APA 87-1, chapter 3, at
7 a permanent building that meets the requirements of
8 paragraphs "a" and "d", between June 1 and July 8 and
9 between December 10 and January 3 each year, all dates
10 inclusive.

11 d. (1) Require that a retailer or community
12 group issued a license to sell consumer fireworks, as
13 described in APA 87-1, chapter 3, to sell and store
14 consumer fireworks in a permanent building that meets
15 all of the following requirements:

16 (a) The building is constructed entirely of
17 inflammable materials.

18 (b) The building is equipped with fire alarms and
19 fire sprinklers.

20 (c) The building is located at least two hundred
21 feet away from any other structure.

22 (d) No other business operates in the building.

23 (e) The location and construction of the building
24 is approved by the state fire marshal prior to the sale
25 or storage of any consumer fireworks.

26 (2) The state fire marshal may at any time inspect
27 a building used for the sale or storage of consumer
28 fireworks to ensure compliance with this paragraph "d".
29 A retailer or community group that uses a building for
30 the sale or storage of consumer fireworks in violation
31 of this paragraph "d" shall be fined ten thousand
32 dollars and shall not use such building for the sale
33 or storage of consumer fireworks until the state
34 fire marshal has determined that the building is in
35 compliance with all applicable requirements.

1 4A. A retailer or community group shall not
2 transfer consumer fireworks, as described in APA 87-1,
3 chapter 3, to a person who is under eighteen years of
4 age.>

5 2. Page 5, line 25, by striking <A person> and
6 inserting <Unless otherwise provided in this section,
7 a person>

JANET PETERSEN