

No. 1984-4

AN ACT

SB 562

Amending the act of May 15, 1939 (P.L.134, No.65), entitled, as amended, "An act relating to fireworks; defining fireworks; prohibiting the sale, offering or exposing for sale and use of fireworks, except in certain cases; authorizing cities, boroughs, towns and townships to issue permits for fireworks displays, and to regulate the same; imposing duties on the Pennsylvania State Police, sheriffs, police officers and constables; and providing penalties," prohibiting a common carrier, common carrier by motor vehicle or a contract carrier by motor vehicle from accepting fireworks for delivery in Pennsylvania in certain instances; and providing for registration of certain businesses.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. The act of May 15, 1939 (P.L.134, No.65), referred to as the Fireworks Law, is amended by adding sections to read:

Section 5.1. A common carrier or a common carrier by motor vehicle, as defined in 66 Pa.C.S. § 102 (relating to definitions), or contract carrier by motor vehicle, as defined in 66 Pa.C.S. § 2501(b) (relating to declaration of policy and definitions), shall not accept fireworks for delivery to a person in Pennsylvania unless the consignor of such fireworks has evidence from the consignee that a permit for their use has been issued by the governing body of a city, borough, town or township or evidence that such fireworks permit is not required by local authorities. These provisions shall not apply to those businesses registered under section 5.2.

Section 5.2. (a) Any business entity which performs, provides or supervises fireworks displays or exhibitions for profit shall register annually with the Attorney General.

(b) The Attorney General shall promulgate rules to implement this section.

Section 2. This act shall take effect in 60 days.

APPROVED—The 9th day of February, A. D. 1984.

DICK THORNBURGH