

**Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.**

1 State of Arkansas  
2 83rd General Assembly  
3 Regular Session, 2001  
4

*As Engrossed: H3/16/01*

## A Bill

HOUSE BILL 1895

5 By: Representatives Bradford, Scroggin, *Bledsoe, Biggs, Judy, Dees, Altes, Pritchard, Goss, Trammell,*  
6 *Rodgers, Lendall, Eason*

7 By: Senator Gullett  
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### For An Act To Be Entitled

10 AN ACT TO AMEND ARKANSAS CODE 20-22-708 TO  
11 PROHIBIT THE POSSESSION, SALE OR USE OF BOTTLE  
12 ROCKETS; AND FOR OTHER PURPOSES.  
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### Subtitle

15 AN ACT TO AMEND ARKANSAS CODE 20-22-708  
16 TO PROHIBIT THE POSSESSION, SALE OR USE  
17 OF BOTTLE ROCKETS.  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. Arkansas Code 20-22-708 is amended to read as follows:  
24 20-22-708. Possession, sale, and use unlawful - Exceptions.

25 (a) It shall be unlawful for any person to possess, sell, or use,  
26 within the State of Arkansas, or ship into the State of Arkansas, except as  
27 provided in § 20-22-711, any pyrotechnics, commonly known as fireworks, other  
28 than the permissible items enumerated in this section, except as provided in  
29 this subchapter. The permissible fireworks consist of those defined in  
30 Interstate Commerce Commission regulations described as Class C fireworks  
31 only and shall include the following:

32 (1) Roman candles, with no handle or spike affixed thereto, not  
33 exceeding ten (10) balls spaced uniformly in the tube, total pyrotechnic  
34 composition not to exceed twenty grams (20 g.) each in weight. The inside  
35 tube diameter shall not exceed three-eighths inch (3/8");

36 (2) Sky rockets, with sticks, total pyrotechnic composition not

1 to exceed twenty grams (20 g.) each in weight. The inside tube diameter shall  
2 not exceed one-half inch (1/2"). The rocket sticks must be securely fastened  
3 to the tubes. Notwithstanding the foregoing, the following is not a  
4 permissible item: a skyrocket with a casing of less than three-eighths of an  
5 inch (3/8") for the outside diameter and less than two and one-fourth inches  
6 (2 1/4") in length and with an overall length, including stick, of less than  
7 twelve inches (12"), customarily known as "bottle rockets";

8 (3) Helicopter-type rockets, total pyrotechnic composition not  
9 to exceed twenty grams (20 g.) each in weight. The inside tube diameter shall  
10 not exceed one-half inch (1/2");

11 (4) Cylindrical fountains, total pyrotechnic composition not to  
12 exceed seventy-five grams (75 g.) each in weight. The inside tube diameter  
13 shall not exceed three-fourths inch (3/4");

14 (5) Cone fountains, total pyrotechnic composition not to exceed  
15 ~~fifty (50) grams~~ fifty grams (50 g.) each in weight;

16 (6) Wheels, total pyrotechnic composition not to exceed sixty  
17 grams (60 g.) for each driver unit or two hundred forty grams (240 g.) for  
18 each complete wheel. The inside tube diameter of driver units shall not  
19 exceed one-half inch (1/2");

20 (7) Illuminating torches and colored fire in any form, except  
21 items included in subdivision (a)(12) of this section, total pyrotechnic  
22 composition not to exceed one hundred grams (100 g.) in weight;

23 (8) Sparklers and dipped sticks, total pyrotechnic composition  
24 not to exceed one hundred grams (100 g.) each in weight. Pyrotechnic  
25 composition containing any chlorate or perchlorate shall not exceed five  
26 grams (5 g.);

27 (9) Mines and shells of which the mortar is an integral part,  
28 total pyrotechnic composition not to exceed forty grams (40 g.) each in  
29 weight;

30 (10) Firecrackers and salutes with casings, the external  
31 dimensions of which do not exceed one and one-half inches (1 1/2") in length  
32 or one-quarter inch (1/4") in diameter, and other items designed to produce  
33 an audible effect, total pyrotechnic composition not to exceed ~~two (2) grams~~  
34 two grams (2 g.) each in weight;

35 (11) Novelties consisting of two (2) or more devices enumerated  
36 in this paragraph, trick matches, and cigarette plugs, when approved by the

1 Federal Bureau of Explosives;

2 (12) Railway fuses, truck flares, hand ship distress signals,  
3 smoke signals, and smoke pots.

4 (b) No component of any device listed in this section which is  
5 designed to produce an audible effect shall contain pyrotechnic composition  
6 in excess of ~~two (2) grams~~ two grams (2 g.) in weight excluding propelling or  
7 expelling charges.

8 (c) On and after *midnight, January 5, 2002*, the possession, sale, and  
9 use of the common fireworks devices customarily known as "bottle rockets",  
10 and as described herein, shall be unlawful within the State of Arkansas.  
11 Provided, however, the possession or sale of bottle rockets by a  
12 manufacturer, importer, distributor, or jobber wholesaler to a person outside  
13 the State of Arkansas for the purpose of resale outside the state shall not  
14 be considered *as possession or sale occurring within the State of Arkansas.*  
15 *Any person violating the provisions of this subsection* shall be guilty of a  
16 Class C misdemeanor.

17 /s/ Bradford, et al.

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