

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 84th General Assembly
3 Regular Session, 2003

A Bill

HOUSE BILL 2782

4
5 By: Representatives Bradford, Scroggin
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For An Act To Be Entitled

8
9 AN ACT TO AMEND ARKANSAS CODE § 20-22-708 TO
10 PROHIBIT THE POSSESSION, SALE OR USE OF BOTTLE
11 ROCKETS; AND FOR OTHER PURPOSES.
12

Subtitle

13
14 AN ACT TO AMEND ARKANSAS CODE § 20-22-
15 708 TO PROHIBIT THE POSSESSION, SALE OR
16 USE OF BOTTLE ROCKET.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code § 20-22-708 is amended to read as follows:
23 20-22-708. Possession, sale, and use unlawful - Exceptions.

24 (a)(1) It ~~shall be~~ is unlawful for any person to possess, sell, or
25 use, within the State of Arkansas, or ship into the State of Arkansas, except
26 as provided in § 20-22-711, any pyrotechnics, commonly known as fireworks,
27 other than the permissible items enumerated in this section, except as
28 provided in this subchapter.

29 (2) 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)~~(A)(i) Roman candles, with no handle or spike affixed
33 thereto, not exceeding ten (10) balls spaced uniformly in the tube, total
34 pyrotechnic composition not to exceed twenty grams (20 g.) each in weight.

35 (ii) The inside tube diameter shall not exceed
36 three-eighths inch (3/8");



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1 ~~(2)~~(B)(i) Sky rockets, with sticks, total pyrotechnic
2 composition not to exceed twenty grams (20 g.) each in weight.

3 (ii) The inside tube diameter shall not exceed one-
4 half inch (1/2").

5 (iii) The rocket sticks must be securely fastened to
6 the tubes.

7 (iv) However a skyrocket, customarily known as a
8 "bottle rocket," is not permissible if the casing is less than three-eighths
9 of an inch (3/8") for the outside diameter and less than two and one-fourth
10 inches (2 1/4") in length;

11 ~~(3)~~(C)(i) Helicopter-type rockets, total pyrotechnic
12 composition not to exceed twenty grams (20 g.) each in weight.

13 (ii) The inside tube diameter shall not exceed one-
14 half inch (1/2");

15 ~~(4)~~(D)(i) Cylindrical fountains, total pyrotechnic
16 composition not to exceed seventy-five grams (75 g.) each in weight.

17 (ii) The inside tube diameter shall not exceed
18 three-fourths inch (3/4");

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

21 ~~(6)~~(F)(i) Wheels, total pyrotechnic composition not to
22 exceed sixty grams (60 g.) for each driver unit or two hundred forty grams
23 (240 g.) for each complete wheel.

24 (ii) The inside tube diameter of driver units shall
25 not exceed one-half inch (1/2");

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

29 ~~(8)~~(H) Sparklers and dipped sticks, total pyrotechnic
30 composition not to exceed one hundred grams (100 g.) each in weight.

31 Pyrotechnic composition containing any chlorate or perchlorate shall not
32 exceed five grams (5 g.);

33 ~~(9)~~(I) Mines and shells of which the mortar is an integral
34 part, total pyrotechnic composition not to exceed forty grams (40 g.) each in
35 weight;

36 ~~(10)~~(J) Firecrackers and salutes with casings, the

1 external dimensions of which do not exceed one and one-half inches (1 1/2") in
 2 length or one-quarter inch (1/4") in diameter, and other items designed to
 3 produce an audible effect, total pyrotechnic composition not to exceed ~~two~~
 4 ~~(2) grams~~ two grams (2 g.) each in weight;

5 ~~(11)~~(K) Novelties consisting of two (2) or more devices
 6 enumerated in this paragraph, trick matches, and cigarette plugs, when
 7 approved by the Federal Bureau of Explosives; and

8 ~~(12)~~(L) Railway fusees, truck flares, hand ship distress
 9 signals, smoke signals, and smoke pots.

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

14 (c)(1) After midnight, January 5, 2004, the possession, sale, and use
 15 of the common fireworks devices customarily known as "bottle rockets", and as
 16 described in subdivision (a)(2)(B) of this section, is unlawful within the
 17 State of Arkansas.

18 (2) However, the possession or sale of bottle rockets by a
 19 manufacturer, importer, distributor, or jobber wholesaler to a person outside
 20 the State of Arkansas for the purpose of resale outside the state shall not
 21 be considered as possession or sale occurring within the State of Arkansas.

22 (3) Violation of this subsection is a Class C misdemeanor.

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