

State of Arkansas

85th General Assembly

Regular Session, 2005

A Bill

HOUSE BILL 2077

By: Representative J. Hutchinson

For An Act To Be Entitled

AN ACT CONCERNING THE USE OF FIREWORKS NEAR
LIVESTOCK OR POULTRY; AND FOR OTHER PURPOSES.

Subtitle

AN ACT CONCERNING THE USE OF FIREWORKS
NEAR LIVESTOCK OR POULTRY.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 20-22-713 is amended to read as follows:
20-22-713. Place of explosion or ignition.

(a) It shall be unlawful to explode or ignite fireworks within six hundred feet (600') of any church, hospital, asylum, public school, or within two hundred feet (200') of where fireworks are stored, sold, or offered for sale.

(b) It shall be unlawful, without prior permission of the owner of the livestock or poultry, to explode or ignite fireworks within one thousand feet (1000') of:

(1) Livestock, including, but not limited to, cattle, sheep, and horses;

(2) Poultry, including, but not limited to, chickens and turkeys; or

(3) Any building or facility where livestock or poultry are housed.

(c) No person shall ignite or discharge any permissible articles of fireworks within, or throw the fireworks from, a motor vehicle while therein, nor shall any person place or throw any ignited article of fireworks into or



1 at a motor vehicle or at or near any person or group of people.

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3 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the
4 General Assembly of the State of Arkansas that the use of fireworks near
5 livestock or poultry is harmful to agricultural operations; that this act
6 establishes a reasonable buffer to protect livestock and poultry; and that
7 this act is immediately necessary in order to protect livestock and poultry
8 before the next period for which it is lawful for the public to purchase and
9 use fireworks. Therefore, an emergency is declared to exist and this act
10 being immediately necessary for the preservation of the public peace, health,
11 and safety shall become effective on:

12 (1) The date of its approval by the Governor;

13 (2) If the bill is neither approved nor vetoed by the Governor,
14 the expiration of the period of time during which the Governor may veto the
15 bill; or

16 (3) If the bill is vetoed by the Governor and the veto is
17 overridden, the date the last house overrides the veto.