

BY: Economic and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL NO. 779

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Exceptions and Expansion of Types of 1.4 G Fireworks” and substitute “Sparklers and Sparkling Devices”; in line 4, strike “expanding” and substitute “eliminating”; in line 5, strike “to” and substitute “that”; strike beginning with “that” in line 5 down through “diameter” in line 6; strike beginning with “that” in line 6 down through “weight” in line 7; in line 7, after the semicolon insert “requiring the licensing of manufacturers of certain sparklers or sparkling devices; requiring certain distributors or wholesalers of certain sparklers or sparkling devices to register annually with the office of the State Fire Marshal; providing an annual registration fee be paid by certain distributors or wholesalers of certain sparklers or sparkling devices; prohibiting the sale of sparklers or sparkling devices to a person under a certain age; providing certain penalties;”; in line 10, after “(c)” insert “and 19(e)”; in line 15, strike “and 19(e)”; and after line 17, insert:

“BY adding to

Article 38A - Fires and Investigations

Section 16A and 19A

Annotated Code of Maryland

(1997 Replacement Volume and 2000 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 3, strike the brackets; strike beginning with “OR” in line 3 down through “CONTAIN” in line 4; in line 5, after the comma insert “OR GROUND-BASED SPARKLING DEVICES THAT ARE NONAERIAL AND NONEXPLOSIVE,”; and in line 5, strike “BY” and substitute “IN ACCORDANCE WITH THE REQUIREMENTS OF”.

AMENDMENT NO. 3

On page 2, strike in their entirety lines 31 through 35, inclusive.

(Over)

On page 2 in lines 36 and 39, and on page 3 in lines 1, 3, 5, and 8, strike “(6)”, “(7)”, “(8)”, “(9)”, “(10)”, and “(11)”, respectively, and substitute “(4)”, “(5)”, “(6)”, “(7)”, “(8)”, and “(9)”, respectively.

AMENDMENT NO. 4

On page 3, in lines 13 and 14, in each instance, after “fireworks,” insert “SPARKLERS, OR SPARKLING DEVICES,”.

AMENDMENT NO. 5

On page 3, after line 11, insert:

“16A.

(A) A PERSON MAY NOT SELL SPARKLERS OR SPARKLING DEVICES TO A PERSON UNDER THE AGE OF 16 YEARS.

(B) A PERSON WHO VIOLATES THE PROVISIONS OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$1,000.”.

AMENDMENT NO. 6

On page 3, after line 25, insert:

“19A.

(A) THIS SECTION APPLIES TO A DISTRIBUTOR OR WHOLESALER OF SPARKLERS OR SPARKLING DEVICES WHO:

(1) INTENDS TO CONDUCT BUSINESS IN THE STATE; OR

(2) SELLS, SHIPS, OR ASSIGNS FOR SALE IN THE STATE THE PRODUCTS OF THE DISTRIBUTOR OR WHOLESALER.

(B) A DISTRIBUTOR OR WHOLESALER SHALL REGISTER ANNUALLY WITH THE OFFICE OF THE STATE FIRE MARSHAL ON FORMS PRESCRIBED BY THE OFFICE.

(C) THE ANNUAL FEE FOR REGISTRATION UNDER THIS SECTION SHALL BE \$750.

(D) A PERSON WHO VIOLATES THE PROVISIONS OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$1,000 OR IMPRISONMENT NOT EXCEEDING 1 YEAR OR BOTH.”.