



## 98TH GENERAL ASSEMBLY

### State of Illinois

2013 and 2014

HB5902

by Rep. David Reis

#### SYNOPSIS AS INTRODUCED:

425 ILCS 35/2.2  
425 ILCS 35/2 rep.

Amends the Pyrotechnic Use Act. Repeals a provision prohibiting the sale and use of fireworks. Provides that fireworks may only be discharged by individuals over the age of 18. Provides that fireworks may only be discharged between the hours of 9:00 a.m. to 11:00 p.m. except on Memorial Day, Independence Day, Labor Day, and New Year's Eve.

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CORRECTIONAL  
BUDGET AND  
IMPACT NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning safety.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Pyrotechnic Use Act is amended by changing  
5 Section 2.2 as follows:

6 (425 ILCS 35/2.2)

7 Sec. 2.2. Consumer displays.

8 (a) Fireworks may only be discharged by individuals over  
9 the age of 18.

10 (b) Fireworks may only be discharged between the hours of  
11 9:00 a.m. to 11:00 p.m. except on Memorial Day, Independence  
12 Day, Labor Day, and New Year's Eve. On those specified  
13 holidays, fireworks may be discharged between the hours of 9:00  
14 a.m. to midnight.

15 ~~Each consumer display shall be handled by a competent~~  
16 ~~individual who has received training from a consumer fireworks~~  
17 ~~training class approved by the Office of the State Fire~~  
18 ~~Marshal. Applications for consumer display permits shall be~~  
19 ~~made in writing at least 15 days in advance of the date of the~~  
20 ~~display, unless agreed to otherwise by the local jurisdiction~~  
21 ~~issuing the permit and the fire chief of the jurisdiction in~~  
22 ~~which the display will occur. After a permit has been granted,~~  
23 ~~sales, possession, use, and distribution of consumer fireworks~~

1 ~~for display shall be lawful for that purpose only. No permit~~  
2 ~~granted hereunder shall be transferable.~~

3 ~~Permits may be granted hereunder to any adult individual~~  
4 ~~applying for a permit who provides proof that he or she has~~  
5 ~~received the requisite training. The local jurisdiction~~  
6 ~~issuing the permit is authorized to conduct a criminal~~  
7 ~~background check of the applicant as a condition of issuing a~~  
8 ~~permit.~~

9 ~~A permit shall be issued only after inspection of the~~  
10 ~~display site by the fire chief providing fire protection~~  
11 ~~coverage to the area of display, or his or her designee, to~~  
12 ~~determine that the display is in full compliance with the rules~~  
13 ~~adopted by the State Fire Marshal. Nothing in this Section~~  
14 ~~shall prohibit the issuer of a permit from adopting more~~  
15 ~~stringent rules.~~

16 (Source: P.A. 94-658, eff. 1-1-06.)

17 (425 ILCS 35/2 rep.)

18 Section 10. The Pyrotechnic Use Act is amended by repealing  
19 Section 2.