



# 125th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2011

---

Legislative Document

No. 523

H.P. 406

House of Representatives, February 15, 2011

### An Act To Modify the Regulation of Fireworks

---

Reference to the Committee on Criminal Justice and Public Safety suggested and ordered printed.

A handwritten signature in cursive script that reads "Heather J.R. Priest".

HEATHER J.R. PRIEST  
Clerk

Presented by Representative CROCKETT of Bethel.  
Cosponsored by Representatives: GIFFORD of Lincoln, GUERIN of Glenburn,  
MORISSETTE of Winslow, PLUMMER of Windham, SARTY of Denmark, TIMBERLAKE  
of Turner, WOOD of Sabattus, Senator: HASTINGS of Oxford.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 8 MRSA §221-A, sub-§4**, as enacted by PL 1999, c. 671, §2, is amended  
3 to read:

4 **4. Fireworks.** "Fireworks" means any:

5 A. Combustible or explosive composition or substance;

6 B. Combination of explosive compositions or substances;

7 C. Other article that was prepared for the purpose of producing a visible or audible  
8 effect by combustion, explosion, deflagration or detonation, including blank  
9 cartridges ~~or toy cannons~~ in which explosives are used, the type of balloon that  
10 requires fire underneath to propel it, firecrackers, torpedoes, skyrockets, roman  
11 candles, bombs, rockets, wheels, colored fires, fountains, mines, serpents and other  
12 fireworks of like construction;

13 D. Fireworks containing any explosive or flammable compound; or

14 E. Tablets or other device containing any explosive substance or flammable  
15 compound.

16 The term "fireworks" does not include toy pistols, toy canes, toy guns or other devices in  
17 which paper caps or plastic caps containing 25/100 grains or less of explosive compound  
18 are used if they are constructed so that the hand can not come in contact with the cap  
19 when in place for the explosion, toy pistol paper caps or plastic caps that contain less than  
20 20/100 grains of explosive mixture ~~or~~, sparklers that do not contain magnesium chlorates  
21 or perchlorates or toy, antique or replica cannons if no projectile is fired.

22 **SUMMARY**

23 This bill amends the definition of "fireworks" to allow the use of toy, antique or  
24 replica cannons if no projectile is fired.