

Introduced: 3/5/63
Referred: State Affairs

BY MESSRS. PARSONS,
LEONARD, RADER AND
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1 IN THE HOUSE

2 HOUSE BILL NO. 146

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRD LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act to regulate fireworks."

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 * Section 1. AS 18.70 is amended by adding new sections to
9 read:

10 ARTICLE 4. FIREWORKS

11 Sec. 18.70.170. FIREWORKS PROHIBITED. Except as pro-
12 vided in secs. 170 - 210 of this chapter no person may sell,
13 offer for sale, use, or set off fireworks.

14 Sec. 18.70.180. EXCEPTION FOR AUTHORIZED DISPLAYS.

15 (a) Fireworks may be used for public displays by public or
16 private bodies, groups, or organizations if

17 (1) a permit is obtained from the city or borough
18 in which the display is to take place, or, if the display is
19 not to take place within a city or borough, from the state
20 fire marshal;

21 (2) the display is prepared and presented under
22 the immediate direction of a person approved by the fire
23 chief of the city or borough in which the display is to take
24 place, or if the display is not to take place within a
25 or borough, by the state fire marshal;

26 (3) the plan for the display is approved in ad-
27 vance by the fire chief or fire marshal, as the case may be.

28 (b) The fire chief or fire marshal, as the case may
29 be, may inspect the preparations for the display at all

1 reasonable times, and may at any time suspend or halt the
2 display if it is not prepared or presented in conformity
3 with law, ordinance or the particular plan or permit.

4 Sec. 18.70.190. EXCEPTION FOR CERTAIN HARMLESS OR
5 FUL FIREWORKS. (a) Nothing in this chapter prohibits sell-
6 ing, offering for sale, or using (1) devices such as distress
7 flares, flare guns, or other distress signal devices; (2)
8 sparklers, paper caps, or paper cap devices which comply
9 with United States Interstate Commerce Commission regulations.

10 (b) Nothing in this chapter prohibits the use in train-
11 ing by military personnel, including reserve components, of
12 devices intended to lend realism to training, such as smoke
13 bombs, artillery simulators, blanks, and the like.

14 Sec. 18.70.200. FURTHER RESTRICTIONS. Cities and
15 boroughs may by ordinance further limit or regulate displays
16 of fireworks.

17 Sec. 18.70.210. BOND OR INSURANCE. A city or borough,
18 or, in the area outside cities and boroughs, the state fire
19 marshal, shall require a bond in the amount of \$500, con-
20 ditioned for the payment of all damages to persons or
21 property arising from the display or from acts of persons
22 preparing or presenting the display. The bond requirement
23 is suspended if any insurance policy is in effect which
24 accomplishes the same purpose as the bond.
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