GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2009

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HOUSE DRH70558-RCf-13 (05/19)

Short Title:	Legalize Certain Pyrotechnics.	(Public)
Sponsors:	Representative McCormick.	
Referred to:		

A BILL TO BE ENTITLED

AN ACT TO LEGALIZE CONSUMER FIREWORKS IN NORTH CAROLINA.

3 The General Assembly of North Carolina enacts:

SECTION 1. G.S. 14-414 reads as rewritten:

5 "§ 14-414. Pyrotechnics defined; exceptions.

6 For the proper construction of the provisions of this Article, "pyrotechnics," as is herein 7 used, shall be deemed to be and include any and all kinds of fireworks and explosives, which 8 are used for exhibitions or amusement purposes: provided, however, that nothing herein 9 contained shall prevent the manufacture, purchase, sale, transportation, and use of explosives or 10 signaling flares used in the course of ordinary business or industry, or shells or cartridges used 11 as ammunition in firearms. This Article shall not apply to the sale, use, or possession of the 12 following:

- 13 (1) Explosive caps designed to be fired in toy pistols, provided that the explosive mixture of the explosive caps shall not exceed twenty-five hundredths (.25) of a gram for each cap.
 16 (2) Snake and glow worms composed of pressed pellets of a pyrotechnic
 - (2) Snake and glow worms composed of pressed pellets of a pyrotechnic mixture that produce a large, snake-like ash when burning.
 - (3) Smoke devices consisting of a tube or sphere containing a pyrotechnic mixture that produces white or colored smoke.
 - (4) Trick noisemakers which produce a small report designed to surprise the user and which include:
 - a. A party popper, which is a small plastic or paper item containing not in excess of 16 milligrams of explosive mixture. A string protruding from the device is pulled to ignite the device, expelling paper streamers and producing a small report.
 - b. A string popper, which is a small tube containing not in excess of 16 milligrams of explosive mixture with string protruding from both ends. The strings are pulled to ignite the friction-sensitive mixture, producing a small report.
 - c. A snapper or drop pop, which is a small, paper-wrapped item containing no more than 16 milligrams of explosive mixture coated on small bits of sand. When dropped, the device produces a small report.



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1	(5)	Wire sparklers consisting of wire or stick coated with none	explosive
2		pyrotechnic mixture that produces a shower of sparks upon ignitio	n. These
3		items must not exceed 100 grams of mixture per item.	
4	(6)	Other sparkling devices which emit showers of sparks and som	etimes a
5		whistling or crackling effect when burning, do not detonate or exp	olode, do
6		not spin, are hand-held or ground-based, cannot propel themselves	through
7		the air, and contain not more than 75 grams of chemical compound	per tube,
8		or not more than a total of 200 grams if multiple tubes are used.	
9	<u>(7)</u>	Class 1.4G pyrotechnics not otherwise included in subdivisions (1)) through
10		(6) of this section."	
11	SECT	FION 2. G.S. 14-410(b) reads as rewritten:	
12	"(b) Notw	rithstanding the provisions of G.S. 14-414, it shall be unlawful	for any
13	individual, firm,	partnership, or corporation to sell pyrotechnics as defined in G.S. 14	4-414(2),
14	(3), (4)c., (5), or -	(6) (6), or (7) to persons under the age of 16."	
15	SECT	TION 3. This act becomes effective July 1, 2010.	