
HOUSE BILL 2864

State of Washington

54th Legislature

1996 Regular Session

By Representatives Pelesky, McMorris, Thompson, Horn, Carrell, Smith and Sterk

Read first time 01/23/96. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to establishing as a gross misdemeanor the
2 unauthorized manufacture, import, transport, storage, sale, or
3 possession with the intent to sell explosives that are not fireworks;
4 amending RCW 70.77.255; adding a new section to chapter 70.77 RCW; and
5 prescribing penalties.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

7 **Sec. 1.** RCW 70.77.255 and 1995 c 61 s 13 are each amended to read
8 as follows:

9 (1) Except as otherwise provided in this chapter, no person,
10 without ~~((an))~~ appropriate state licenses and city or county permits as
11 required may:

12 (a) Manufacture, import, possess, or sell any fireworks at
13 wholesale or retail for any use;

14 (b) Make a public display of fireworks; ~~((or))~~

15 (c) Transport fireworks, except as a public carrier delivering to
16 a licensee; or

17 (d) Manufacture, import, transport, store, sell, or possess with
18 intent to sell explosives, as defined under RCW 70.74.010, that are not
19 fireworks, as defined under this chapter.

1 (2) Except as authorized by a license and permit under subsection
2 (1)(b) of this section or as provided in RCW 70.77.311, no person may
3 discharge special fireworks at any place.

4 (3) No person less than eighteen years of age may apply for or
5 receive a license or permit under this chapter.

6 (4) No license or permit is required for the possession or use of
7 common fireworks lawfully purchased at retail.

8 NEW SECTION. **Sec. 2.** A new section is added to chapter 70.77 RCW
9 to read as follows:

10 (1) A violation of RCW 70.77.255(1)(d) is a gross misdemeanor
11 punishable by not less than thirty days in jail and a fine of not less
12 than five thousand dollars.

13 (2) The minimum sentences required under subsection (1) of this
14 section may not be suspended or deferred.

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