

State of South Dakota

SEVENTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2003

973I0722

HOUSE BILL NO. 1233

Introduced by: Representatives Engels, Elliott, Gassman, and Rounds and Senators Sutton
(Dan), Dempster, Jaspers, Moore, and Napoli

1 FOR AN ACT ENTITLED, An Act to increase the time period that fireworks may be sold to
2 out-of-state residents.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 34-37-2.2 be amended to read as follows:

5 34-37-2.2. In addition to licenses available in § 34-37-2, two special retail licenses may be
6 obtained for sales to out-of-state residents. The first is a ~~sixty-six~~ one hundred eighty-six day
7 license from the first day of ~~May~~ January through the fifth day of July with a required fee of one
8 thousand dollars. The second option is a ~~fifty-seven~~ one hundred seventy-nine day license from
9 the sixth day of July through the thirty-first day of ~~August~~ December with a required fee of one
10 thousand dollars. A copy of the South Dakota law which prohibits the discharge of fireworks and
11 a map of the Black Hills Forest Fire Protection District shall be provided with every sale of
12 fireworks under a license granted pursuant to this section, except for sales occurring from the
13 twenty-seventh day of June through the fifth day of July.

14 Section 2. That § 34-37-10 be amended to read as follows:

15 34-37-10. No person, firm, or corporation may offer fireworks for sale to individuals at retail



1 before the twenty-seventh day of June and after the fifth day of July. Any person obtaining the
2 special ~~sixty-six~~ one hundred eighty-six day or the special ~~fifty-seven~~ one hundred seventy-nine
3 day retail licenses may sell fireworks to out-of-state residents for the periods of time designated
4 in § 34-37-2.2. Retail sales are not permitted after twelve a.m. or prior to seven a.m. from the
5 twenty-seventh day of June through the fifth day of July.