

HOUSE BILL 791

By Wilburn

AN ACT to amend Tennessee Code Annotated, Title 68,
Chapter 104, relative to fireworks.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 68-104-112, is amended by adding the following as a new subsection:

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(1) It is unlawful for any individual, firm, partnership, or corporation to sell or to possess for the purpose of selling Class C common fireworks in any county having a population of not less than thirty-eight thousand four hundred (38,400) nor more than thirty-eight thousand five hundred (38,500), according to the 2010 federal census or any subsequent federal census, except within one-half (1/2) mile of the intersection of an interstate highway or similar restricted access arterial road with another highway.

(2) Any individual, firm, partnership, or corporation selling or possessing for the purpose of selling Class C common fireworks in a planned growth area as defined in § 6-58-101, and located in any county having a population of not less than thirty-eight thousand four hundred (38,400) nor more than thirty-eight thousand five hundred (38,500), according to the 2010 federal census or any subsequent federal census, shall conform to all zoning, subdivision, and other applicable regulations.

(3) A violation of this subsection is a Class A misdemeanor.

(4) This subsection shall have no effect unless approved by a two-thirds (2/3) vote of the county legislative body of any county to which it may apply. Its

approval or nonapproval shall be proclaimed by the presiding officer of the county legislative body and certified by the officer to the secretary of state.

SECTION 2. This act shall take effect July 1, 2015, the public welfare requiring it.