

SENATE FILE NO. SF0016

Fireworks-prohibition.

Sponsored by: Senator(s) Driskill

A BILL

for

1 AN ACT relating to public health and safety; prohibiting
 2 fireworks from being discharged within any public roadway
 3 right-of-way as specified; and providing for an effective
 4 date.

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6 *Be It Enacted by the Legislature of the State of Wyoming:*

7

8 **Section 1.** W.S. 35-10-209 is created to read:

9

10 **35-10-209. Prohibited locations.**

11

12 (a) Unless authorized by a valid permit, no person
 13 shall ignite, explode, discharge or use any fireworks on
 14 any highway or within any highway right-of-way.

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1 (b) As used in this section, "highway" means as
2 defined in W.S. 31-1-101(a)(viii).

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4 **Section 2.** W.S. 35-10-206 and 35-10-207 are amended
5 to read:

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7 **35-10-206. Enforcement; disposal of seized fireworks.**

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9 Wyoming peace officers shall seize all stocks of fireworks
10 held in violation of W.S. 35-10-201 through 35-10-208 and
11 shall apply to the appropriate court for the disposition of
12 the fireworks. Following a hearing determining the
13 fireworks were held in violation of W.S. 35-10-201 through
14 ~~35-10-208~~ 35-10-209, the fireworks shall be destroyed or
15 otherwise disposed of upon order of any circuit court or
16 district court.

17

18 **35-10-207. Penalties.**

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20 Any person violating any provision of W.S. 35-10-201
21 through ~~35-10-208~~ 35-10-209 is guilty of a misdemeanor and
22 upon conviction thereof shall be punished by a fine of not
23 more than seven hundred fifty dollars (\$750.00), or by

1 imprisonment not exceeding sixty (60) days, or ~~by both.~~
2 ~~such fine and imprisonment.~~

3

4 **Section 3.** This act is effective July 1, 2016.

5

6 (END)