

SENATE BILL No. 300

April 28, 2015, Introduced by Senators HOOD, BIEDA, HOPGOOD, EMMONS and GREGORY and referred to the Committee on Government Operations.

A bill to amend 2011 PA 256, entitled "Michigan fireworks safety act," by amending section 7 (MCL 28.457), as amended by 2013 PA 65.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 7. (1) ~~Except as provided in this act, NOTWITHSTANDING~~
2 **ANYTHING IN THIS ACT TO THE CONTRARY**, a local unit of government
3 ~~shall not~~ **MAY** enact or enforce an ordinance, code, or regulation
4 pertaining to or in any manner regulating the sale, display,
5 storage, transportation, or distribution of fireworks regulated
6 under this act.

7 (2) A local unit of government may enact an ordinance
8 regulating the ignition, discharge, and use of consumer fireworks,
9 including, but not limited to, an ordinance prescribing the hours
10 of the day or night during which a person may ignite, discharge, or
11 use consumer fireworks. ~~If a local unit of government enacts an~~

1 ~~ordinance under this subsection, the ordinance shall not regulate~~
2 ~~the ignition, discharge, or use of consumer fireworks on the day~~
3 ~~preceding, the day of, or the day after a national holiday except~~
4 ~~as follows:~~

5 ~~—— (a) A local unit of government with a population of 50,000 or~~
6 ~~more or a local unit of government located in a county with a~~
7 ~~population of 750,000 or more may regulate the ignition, discharge,~~
8 ~~or use of consumer fireworks between the hours of 12 midnight and 8~~
9 ~~a.m. or between the hours of 1 a.m. and 8 a.m. on New Year's day.~~

10 ~~—— (b) A local unit of government with a population of less than~~
11 ~~50,000 located in a county with a population of less than 750,000~~
12 ~~may regulate the ignition, discharge, or use of consumer fireworks~~
13 ~~between the hours of 1 a.m. and 8 a.m.~~

14 ~~—— (3) An ordinance under subsection (2) shall only impose a~~
15 ~~civil fine of not more than \$500.00 for each violation of the~~
16 ~~ordinance and no other fine or sanction.~~