

SENATE BILL No. 698

January 13, 2016, Introduced by Senators COLBECK, SMITH, EMMONS and KNOLLENBERG 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, a local unit of
2 government shall not enact or enforce an ordinance, code, or
3 regulation pertaining to or in any manner regulating the sale,
4 display, storage, transportation, or distribution of fireworks
5 regulated under this act.

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

1 use consumer fireworks. If a local unit of government enacts an
2 ordinance under this subsection, the ordinance shall not regulate
3 the ignition, discharge, or use of consumer fireworks on the day
4 preceding, the day of, or the day after a national holiday except
5 as follows: **THE FOURTH OF JULY.**

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

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

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