

WEST VIRGINIA LEGISLATURE

2020 REGULAR SESSION

Introduced

House Bill 4032

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CADLE AND FAST

[Introduced January 08, 2020; Referred to the Committee
on Finance]

1 A BILL to amend and reenact §29-3E-8 of the Code of West Virginia, 1931, as amended, relating
2 to requiring the State Fire Marshal to create a procedure that allows a fireworks retailer to
3 combine and pay all applicable fees in a single payment.

Be it enacted by the Legislature of West Virginia:

ARTICLE 3E. FIREWORKS SAFETY.

§29-3E-8. State Fire Marshal's Rule-making Authority.

1 ~~(a)~~ The State Fire Marshal may promulgate emergency rules and shall propose legislative
2 rules for promulgation, in accordance with ~~the provisions of §29A-3-1 et seq.~~ of this code, to
3 implement ~~the provisions of~~ this article, including:

4 (1) Adopting by reference the most recent edition of APA Standard 87-1;

5 (2) Adopting by reference the most recent edition of NFPA 1123, Code for Fireworks
6 Display;

7 (3) Adopting by reference NFPA 1124, code for the manufacture, transportation, storage
8 and retail sales of fireworks and pyrotechnic articles;

9 (4) Adopting by reference the most recent edition of NFPA 1126, standard for the use of
10 pyrotechnics before a proximate audience;

11 (5) Procedures for the issuance and renewal of a registration, certificate and permit;

12 (6) A fee schedule;

13 (7) Establishing insurance or bond requirements;

14 (8) Establishing additional criteria for the granting of a registration, certificate, or permit
15 under this article; ~~and~~

16 (9) Registration of manufacturers, wholesalers and distributors; and

17 (10) Establishing a procedure that allows a retailer to combine and pay all applicable fees
18 in a single payment.

NOTE: The purpose of this bill is to require the State Fire Marshal to create a procedure

that allows a fireworks retailer to combine and pay all applicable fees in a single payment.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.