

# **WEST VIRGINIA LEGISLATURE**

## **2017 REGULAR SESSION**

**Introduced**

### **House Bill 2577**

BY DELEGATES HAMRICK, STORCH, ZATEZALO,

MCGEEHAN AND DEAN

[Introduced February 20, 2017; Referred  
to the Committee on Political Subdivisions then the  
Judiciary.]

1 A BILL to amend and reenact §29-3E-10 of the Code of West Virginia, 1931, relating to fireworks  
 2 safety; and prohibiting counties from regulating the sale and use of consumer fireworks  
 3 within their boundaries.

*Be it enacted by the Legislature of West Virginia:*

1 That §29-3E-10 of the Code of West Virginia, 1931, as amended, be amended and  
 2 reenacted to read as follows:

**ARTICLE 3E. FIREWORKS SAFETY.**

**§29-3E-10. Local municipalities’ regulation of consumer fireworks; counties prohibited  
 from regulation of consumer fireworks.**

1 This article does not affect the authority of the governing body of a municipality to prohibit  
 2 or regulate the use of consumer fireworks within its boundaries.

3 Notwithstanding any other provision of this article or code to the contrary, counties may  
 4 not regulate the sale or use of consumer fireworks within their boundaries.

NOTE: The purpose of this bill is to prohibit counties from regulating the sale and use of  
 consumer fireworks within their boundaries.

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