



SPONSOR: Rep. Miro & Sen. Lawson  
Reps. Outten, Schwartzkopf, Wilson; Sen. McBride

HOUSE OF REPRESENTATIVES  
149th GENERAL ASSEMBLY

HOUSE BILL NO. 445

AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO FIREWORKS; EXCEPTIONS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

1           Section 1. Amend §6901, Title 16 of the Delaware Code by making deletions as shown by strikethrough and  
2           insertions as shown by underline as follows:

3           (d) The sale of wood stick or wire sparklers which produce a shower of sparks upon ignition and which consist of  
4           wire or stick coated with not more than 100 grams of pyrotechnic mixture per item; other hand-held or ground-based  
5           sparkling devices which are nonexplosive and nonaerial, which sometimes produce a crackling or whistling effect, and  
6           which contain 75 grams or less of pyrotechnic mixture per tube or a total of 500 grams or less for multiple tubes; snakes,  
7           glow worms, and smoke devices which contain 20 grams or less of pyrotechnic mixture; or trick noisemakers, which  
8           include party poppers, snappers, and drop pops, each containing 16 milligrams or less of pyrotechnic mixture excepted  
9           under subsection (c) of this section is limited to persons 18 years of age and older during a 30 day period prior to ~~the~~  
10          ~~allowed use of these items~~ and including the days of allowed use of these items, and the use of these items shall be limited  
11          to July 4, ~~and~~ December 31, and January 1 of each year. The regulation of items listed in this paragraph including the  
12          storage and sale shall be consistent with the standards set forth in NFPA1124 National Fire protection Association Code for  
13          the Manufacture, Transportation, Storage, and Retail Sales of Fireworks and Pyrotechnic Articles, 2006 edition.

SYNOPSIS

This bill makes a technical correction to House Bill 53 enacted earlier this session. It would make the original intent clear that these firework devices can be sold and used on July 4, December 31, and January 1.