

TITLE XII
PUBLIC SAFETY AND WELFARE
CHAPTER 158
EXPLOSIVES AND EXPLOSIVE SUBSTANCES

License to Purchase, Store and Transport

Section 158:9-f

158:9-f Rules; Enforcement. –

I. The director of the division of state police may adopt rules pursuant to RSA 541-A relative to:

(a) The sale, storage, handling, transportation, inspection, administration, and use of explosives, including provisions relative to the purchase of insurance by commercial entities.

(b) The procedures for the sale, storage, handling, transportation, inspection, administration, permit fees, and use of display fireworks to be followed by the licensing board of any city or town, or if a duly constituted licensing board does not exist, the chief of police of a city or town, if any, or the governing board of a town, city, or village district, when issuing permits for the sale or display of display fireworks pursuant to RSA 160-B. **Rules adopted pursuant to this subparagraph shall include a requirement that no person may be issued a display permit for display fireworks unless the person has previously demonstrated his or her competence to handle such displays and has been issued a certificate of competency by the division of state police.**

(c) The purchase of insurance by commercial entities, relative to the sale, storage, handling, transportation, inspection, administration, and display of display fireworks.

II. The director shall enforce all laws of the state relative to the sale, storage, handling, transportation, inspection, administration, and use of explosives and display fireworks and rules adopted under this section. The director shall assist the several counties, cities, towns, village districts, and precincts in supervising and enforcing local laws, bylaws, and ordinances where existent, relative to the storage, transportation, sale, and use of explosives and display fireworks. The powers and duties authorized by this section shall not be restricted by the provisions of RSA 106-B:15.

III. As used in this section "display fireworks" shall mean the same as display fireworks defined in 27 C.F.R. section 55.11, packaged or unpackaged.

Source. 1977, 361:11. 1987, 323:3. 1988, 292:3, 4. 1991, 286:3. 1999, 348:2, eff. Jan. 21, 2000.

TITLE XII
PUBLIC SAFETY AND WELFARE
CHAPTER 160-B
FIREWORKS

Section 160-B:7

160-B:7 Requirements for Display of Fireworks. –

I. The commissioner may issue a certificate of competency to display fireworks as provided in RSA 158:9-f to a person who meets the requirements established under that section.

II. Any municipality, fair association, amusement park or other organization may apply for a permit to display fireworks and shall include in the application the name of a person who has been issued a certificate of competency who shall be responsible for conducting the display and a copy of that individual's certificate.

III. The chief of police, licensing board, or governing body of the municipality, after an inspection has been conducted by the fire chief, may issue a permit to display fireworks. The permit shall specify the date on which the display is to be conducted and any other conditions that may be imposed.

IV. The display shall be of such a character, and so located and displayed, as in the opinion of the chief of the fire department or fire ward, after proper inspection, that it shall not be hazardous to property or endanger any person.

V. An application for a display permit shall be made in writing at least 15 days in advance of the date of the display. The town, city or village district may charge a reasonable fee for a permit to display fireworks. No display permit granted under this section shall be transferable, and each display permit shall be valid for only one display to be held on the date permitted. If, in the opinion of the chief of the fire department, conditions deteriorate during the 15 days before the date for which such permit is granted so that a fire hazard exists, the chief may revoke the permit.

Source. 1991, 286:2. 1998, 37:7, eff. May 5, 1998.

NOTE: Additional laws apply. It is the responsibility of the applicant to know and abide by controlling laws.