

SB1662



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB1662

Introduced 2/20/2015, by Sen. Chapin Rose

SYNOPSIS AS INTRODUCED:

225 ILCS 210/2000
225 ILCS 227/11 new

from Ch. 96 1/2, par. 1-2000

Amends the Illinois Explosives Act and the Pyrotechnic Distributor and Operator Licensing Act. Provides that a person who is licensed under the Pyrotechnic Distributor and Operator Licensing Act is not required to have a license under the Illinois Explosives Act for the detonation, ignition, or deflagration of consumer fireworks or display fireworks.

LRB099 09245 AMC 29449 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Explosives Act is amended by
5 changing Section 2000 as follows:

6 (225 ILCS 210/2000) (from Ch. 96 1/2, par. 1-2000)
7 Sec. 2000. Scope; exemptions.

8 (a) The license requirements of this Article apply to all
9 explosive materials unless otherwise excepted under this
10 Section or Section 1005 of this Act.

11 (b) This Article does not apply to the purchase, receipt,
12 possession, or use of black powder solely for sporting,
13 recreational, or cultural purposes by an individual for his or
14 her own use or for his or her immediate family living in the
15 same household. This includes components for use in muzzle
16 loading firearms and other antique devices and hand loading,
17 reloading, or custom loading fixed ammunition.

18 (c) A person is not required to have a license under this
19 Article for the acquisition, possession, use, transfer, or
20 disposal of explosive materials in connection with mine,
21 quarry, construction, manufacturing, or wholesale or retail
22 explosive materials operations if (1) the person holds a
23 storage certificate under Article 3 of this Act and (2) the

1 acquisition, possession, use, transfer, or disposal of the
2 explosive materials is limited to the purpose authorized by his
3 or her storage certificate.

4 In addition to the person who holds the storage
5 certificate, this exemption shall also apply to any employee,
6 contractor, or other authorized individual if he or she is
7 under the direct supervision of an individual who is either
8 licensed under this Act, licensed for blasting operations or
9 use of explosives in aggregate mining operations under the
10 Surface-Mined Land Conservation and Reclamation Act, certified
11 for blasting or use of explosives in mining operations under
12 the Surface Coal Mining Land Conservation and Reclamation Act,
13 or certified as a shot firer under the Coal Mining Act. Direct
14 supervision requires the supervising individual to be
15 physically present at all times during the use or disposal of
16 the explosive materials.

17 (d) A person who is licensed under the Pyrotechnic
18 Distributor and Operator Licensing Act is not required to have
19 a license under this Act for the detonation, ignition, or
20 deflagration of consumer fireworks or display fireworks, as
21 defined in the Pyrotechnic Distributor and Operator Licensing
22 Act.

23 (Source: P.A. 96-1194, eff. 1-1-11.)

24 Section 10. The Pyrotechnic Distributor and Operator
25 Licensing Act is amended by adding Section 11 as follows:

1 (225 ILCS 227/11 new)

2 Sec. 11. Licensure; Illinois Explosives Act.

3 Notwithstanding any other provision of this Act, a person
4 licensed under this Act is not required to be licensed under
5 the Illinois Explosives Act for the detonation, ignition, or
6 deflagration of consumer fireworks or display fireworks.

7 Section 99. Effective date. This Act takes effect upon
8 becoming law.