

~~103.~~ 17.

(a) Any person possessing or discharging fireworks in violation of the provisions of this sub-title shall be guilty of a misdemeanor and shall be punished for each offense by a fine of not more than ~~[\$50.00]~~ \$250.00. Any person selling fireworks in violation of the provisions of this sub-title shall be guilty of a misdemeanor and shall be punished for each offense by a fine of not more than ~~[\$200.00; \$1,000.00;~~ provided, however, that nothing in this sub-title shall prevent the manufacture of fireworks or the possession of the materials for the manufacture of same, or the storage thereof in any warehouse or building maintained by the manufacturer of fireworks in the State of Maryland, nor shall anything in this sub-title prevent any manufacturer of fireworks from experimenting with pyrotechnics or materials used in the manufacture thereof, under such rules and regulations as may be promulgated from time to time by the Insurance Commissioner of Maryland. ~~]~~ \$1,000.00.

~~104A.~~ 18A. (a) *The State Insurance Department of Maryland shall have sole authority to issue licenses for the operation of fireworks plants. Such licenses shall be issued only after applicants' plants have been inspected and found to be in compliance with the provisions of this sub-title and of all regulations promulgated hereunder; shall be valid for a period not to exceed one year from date of issue; shall be subject to suspension and/or revocation for cause, at the discretion of the department; and shall be contingent upon payment of such annual fee as the Department may determine, but not to exceed the following: AND AN ANNUAL FEE AS FOLLOWS:*

- (i) *Type 1—Plants manufacturing Class A ~~or B~~ explosives* \$500.00
- (ii) *Type 2—Plants manufacturing Class B AND C, but not Class A ~~or B~~ explosives.....* \$250.00
- (iii) *Type 3—Plants manufacturing only signal flares, sparklers or other fireworks not classed as A, B, or C explosives.....* \$100.00

(b) *The department will promulgate and enforce, through the office of the State Fire Marshal, such regulations, consistent with this sub-title, as it may find necessary or advisable to protect the safety of plant employees and the general public, and to protect public property. The scope of such regulations includes, but is not limited to the implementation of the provisions of this sub-title relating to the location, construction, arrangement and operation of fireworks plants.*

~~104B.~~ 18B. (a) *All fireworks plants, except Type 3 plants as defined in Section 104A (a) ~~(ii),~~ (iii), shall be completely surrounded by a ~~chain link~~ SUBSTANTIAL fence having a minimum height of six feet and surmounted by not less than three strands of barbed wire. All buildings, except office buildings in which no processing or storage is permitted, must be located inside said fence. All openings in said fence shall be fitted with SUITABLE gates of the same construction as the fence, which shall be kept securely locked at all times except when in actual use; except that the main gate of the plant may be left open during the regular hours of plant operation while in plain view of, and under observation by authorized responsible employees or guards.*