

Defined terms: "Fireworks" § 10-101

"Person" § 1-101

10-104. PERMIT TO DISCHARGE FIREWORKS.

(A) REQUIRED.

A PERSON MUST HAVE A PERMIT TO DISCHARGE FIREWORKS AS PROVIDED BY THIS SUBTITLE BEFORE THE PERSON:

(1) DISCHARGES FIREWORKS; OR

(2) POSSESSES FIREWORKS WITH THE INTENT TO DISCHARGE FIREWORKS OR TO ALLOW THE DISCHARGE OF FIREWORKS.

(B) APPLICATION.

AN APPLICANT FOR A PERMIT TO DISCHARGE FIREWORKS SHALL:

(1) APPLY TO THE STATE FIRE MARSHAL FOR THE PERMIT AT LEAST 10 DAYS BEFORE THE DATE OF DISCHARGE;

(2) PAY TO THE STATE FIRE MARSHAL A PERMIT FEE OF \$50; AND

(3) POST A BOND WITH THE STATE FIRE MARSHAL IN ACCORDANCE WITH § 10-105 OF THIS SUBTITLE.

(C) LATE FEE.

IF THE STATE FIRE MARSHAL DOES NOT RECEIVE THE APPLICATION FOR A PERMIT REQUIRED UNDER SUBSECTION (B) OF THIS SECTION AT LEAST 10 DAYS BEFORE THE DATE OF THE DISCHARGE, THE STATE FIRE MARSHAL SHALL CHARGE THE APPLICANT A LATE FEE OF \$50 IN ADDITION TO ALL REQUIRED FEES.

(D) EXEMPTION FROM FEE.

THE PERMIT FEE REQUIRED UNDER SUBSECTION (B)(2) OF THIS SECTION AND THE LATE FEE REQUIRED UNDER SUBSECTION (C) OF THIS SECTION DO NOT APPLY TO A VOLUNTEER FIRE DEPARTMENT OR VOLUNTEER AMBULANCE AND RESCUE COMPANY.

(E) PERMIT NONTRANSFERABLE.

A PERMIT TO DISCHARGE FIREWORKS IS NONTRANSFERABLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 38A, §§ 16(a)(2), and the second sentence, and, as it related to a prohibition against the discharge of fireworks or possession of fireworks without a permit, the first sentence of (1) and 18(a)(2) and (3), and the third and fourth sentences and, as it related to permit transfer, the fifth sentence of § 18(a)(1) and, as it related to requiring a bond to be posted, the sixth sentence of § 18(a)(1).

In subsections (b) and (c) of this section, references to the "discharge[s]" of