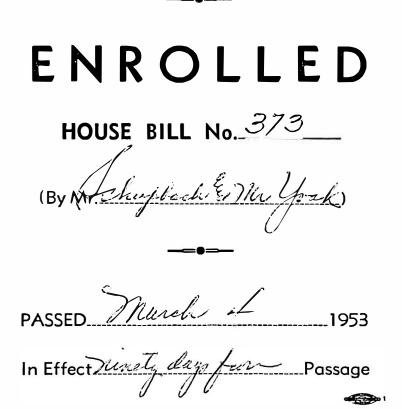
## WEST VIRGINIA LEGISLATURE

**REGULAR SESSION, 1953** 





## ENROLLED House Bill No. 373

(By Mr. Schupbach and Mr. YOAK)

[Passed March 4, 1953; in effect ninety days from passage.]

AN ACT to amend and reenact section twenty-eight, article three, chapter twenty-nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to definition of "fireworks".

Be it enacted by the Legislature of West Virginia:

That section twenty-eight, article three, chapter twenty-nine of the code of West Virginia, one thousand nine hundred thirtyone, as amended, be amended and reenacted to read as follows:

Section 28. "Fireworks" Defined.—The term "fireworks"
shall mean and include any combustible or explosive composition, or any substance or combination of substances,
or article prepared for the purpose of producing a visible
or an audible effect by combustion, explosion, deflagration
or detonations, and shall include blank cartridges, toy
pistols, toy cannons, toy canes, or toy guns in which explosives are used, the type of balloons which require fire

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9 underneath to propel the same, firecrackers, torpedoes, 10 sky rockets, roman candles, daygo bombs, sparklers or other fireworks of like construction and any fireworks con-11 12 taining any explosive of flammable compound, or any tablets or other device containing any explosive sub-13 stance: Provided, however, That the term "fireworks", 14 as herein used, shall not be held to mean and include fixed 15 16 ammunition for firearms, and the primers therefor: And provided further, That the term "fireworks" as herein 17 18 used, shall not include toy pistols, toy canes, toy guns or other devices in which paper caps manufactured in ac-19 20 cordance with the United States interstate commerce com-21 mission regulations for packing and shipping of toy paper 22 caps are used and toy pistol paper caps manufactured as 23 provided therein, the sale and use of which shall be per-24 mitted at all times.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

0 Chairman Senate Committee

Chairman House Committee

Originated in the House of Delegates

Takes effect Turnet, day from passage. Clerk of the Senate

Clerk of the Mouse of Delegates President of the Senate Speaker House of Delegates

The within approved this the 11th

day of \_\_\_\_\_, 1953.

William C. marlos Governor

