

## Code Language for Fireworks Licenses

This language and section is from the South Carolina Code of Laws.

### **SECTION 23-35-70.** Wholesale distributor's and jobber's licenses; retailer's license or permit.

- (1) Each wholesale distributor of fireworks in this State is required to purchase an annual license from the State Board of Pyrotechnic Safety at a cost of one thousand dollars which is subject to regulations of the State Fire Marshal's office governing storage of fireworks. A "wholesale distributor" is defined as a person or firm selling fireworks to licensed jobbers or licensed retailers.
- (2) Each jobber selling fireworks in this State is required to purchase an annual license from the State Board of Pyrotechnic Safety at a cost of four hundred dollars which is subject to regulations of the State Fire Marshal's office governing storage of fireworks. A "jobber" is defined as a person or firm selling fireworks to licensed retailers.
- (3) Each retailer is required to procure an annual license or permit at a cost of fifty dollars which shall authorize the licensee to sell permissible fireworks. The license or permit must be obtained from the municipal clerk, or comparable municipal official, for retail sales within a municipality, after approval of the applicant and his place of business by the municipal fire chief serving such municipality; or, from the county clerk of court for retail sales in the county outside a municipality after approval of the applicant and his place of business by the county sheriff.

No permit may be issued to an applicant until the premises where the fireworks are to be kept for the purpose of sale have been inspected and it is determined that the building and the facilities within the building meet safety standards for the storage and sale of permissible fireworks. The issuance of the permit is subject to regulations promulgated by the State Board of Pyrotechnic Safety governing the storage, safekeeping, and sale of fireworks.

No person or firm may be issued a retail license who is not already licensed by the State Department of Revenue for sales tax purposes and who has not held the sales tax license for at least sixty days. Permits issued to retailers must be prominently displayed. No permit provided for herein may be transferred nor shall a person be permitted to operate under a permit issued to any other person.

- (4) The respective licenses and permits must be issued on the form or forms as the State Board of Pyrotechnic Safety may determine.

All funds derived from the sale of permits as prescribed in item (3) must be retained by the county or municipality collecting the funds.