

SENATE BILL NO. 129

BY SENATORS THOMPSON AND WALSWORTH AND REPRESENTATIVE THOMPSON

1 AN ACT

2 To amend and reenact R.S. 40:1472.3(B) and to enact R.S. 40:1472.3(A)(4), relative to
3 public safety; to provide with respect to the regulation of explosives; to provide for
4 requirements to obtain an explosives license; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 40:1472.3(B) is hereby amended and reenacted and R.S.
7 40:1472.3(A)(4) is hereby enacted to read as follows:

8 §1472.3. License; manufacturer, dealer-distributor, user, blaster, or handler of
9 explosives

10 A. * * *

11 **(4) The Department of Public Safety and Corrections is authorized to**
12 **inspect all facilities under the control of an explosives licensee when the license**
13 **is issued pursuant to the provisions of this Section.**

14 **B.(1) Each manufacturer, dealer-distributor, and user shall possess a**
15 **valid United States Bureau of Alcohol, Tobacco, Firearms and Explosives,**
16 **explosives license or permit.**

17 **(2)** Each manufacturer, dealer-distributor, and user maintaining a Type 1,
18 Type 2, Type 4, or Type 5 storage magazine as defined by regulations promulgated
19 pursuant to this Part shall possess an additional license, as ~~herein set forth~~ **set forth**
20 **in this Paragraph**, for each magazine. Type 3 portable magazines or "day boxes"
21 used for taking detonators and other explosives from storage magazines to the
22 blasting area are exempt from the licensing and location reporting requirements of
23 this ~~Subsection~~ **Paragraph**. The department shall assign to each magazine licensed
24 pursuant to this Part a license number which shall be posted on the magazine in a
25 manner prescribed by the department. The exact location of such magazines shall
26 be reported to the deputy secretary in the application for such license. Any change

1 in such magazine locations shall be reported to the Department of Public Safety and
 2 Corrections, explosives control unit, in advance of the actual change in a manner
 3 prescribed by the department. Written notice of such location change shall be filed
 4 with the Department of Public Safety and Corrections, explosives control unit and
 5 the deputy secretary, not later than seven calendar days after such change is effected.

6 * * *

7 Section 2. This Act shall become effective upon signature by the governor or, if not
 8 signed by the governor, upon expiration of the time for bills to become law without signature
 9 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 10 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 11 effective on the day following such approval.

 PRESIDENT OF THE SENATE

 SPEAKER OF THE HOUSE OF REPRESENTATIVES

 GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____