

SB0103S01 compared with SB0103

{Omitted text} shows text that was in SB0103 but was omitted in SB0103S01

inserted text shows text that was not in SB0103 but was inserted into SB0103S01

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

1 **Fireworks Revisions**
.
2025 GENERAL SESSION
.
STATE OF UTAH
.
Chief Sponsor: Jen Plumb

3 **LONG TITLE**

4 **General Description:**

5 This bill makes changes related to the sale of fireworks.

6 **Highlighted Provisions:**

7 This bill:

- 8 ▶ prohibits the sale of fireworks in restricted discharge areas under certain circumstances{:} ; and
- 10 ▶ replaces incorrect terms related to fireworks.

11 **Money Appropriated in this Bill:**

12 None

13 None

16 **AMENDS:**

17 **53-7-225** , as last amended by Laws of Utah 2024, Chapters 128, 438 , as last amended by Laws of
Utah 2024, Chapters 128, 438

19 *Be it enacted by the Legislature of the state of Utah:*

20 Section 1. Section **53-7-225** is amended to read:

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53-7-225. Times for sale and discharge of fireworks -- Criminal penalty -- Permissible closure of certain areas -- Maps and signage.

- 21 (1) Except as provided in Section 53-7-221, this section supersedes any other code provision regarding
the sale or discharge of fireworks.
- 23 (2)
- . (a) Except as provided in Subsection (2)(b) or (c), a person may sell ~~[class C]~~ a division 1.4G common
state approved ~~[explosives]~~ explosive in the state as follows:
- 25 (i) beginning on June 24 and ending on July 25;
- 26 (ii) beginning on December 29 and ending on December 31; and
- 27 (iii) two days before and on the Chinese New Year's eve.
- 28 (b) The restrictions in Subsection (2)(a) do not apply to:
- 29 (i) online sales to a person outside the state for use outside the state; or
- 30 (ii) sales to persons described in Subsection 53-7-222(1)(b)(i)(A).
- 31 (c)
- . (i) As used in this Subsection (2)(c), "temporary fireworks stand" means a stand, trailer, tent, or other
non-permanent structure used for the sale of {class C} a division 1.4G common state approved
{explosives} explosive.
- 34 (ii) A municipality may prohibit the operation of a temporary fireworks stand in an area where the
municipality has prohibited the discharge of {class C} a division 1.4G common state approved
{explosives is restricted} explosive under Subsection (5)(b)(ii)(A), if:
- 37 (A) the municipality's chief fire official recommends the prohibition; and
- 38 (B) the municipality's legislative body approves the prohibition.
- 39 (3) A person may not discharge ~~[class C]~~ a division 1.4G common state approved
~~[explosives]~~ explosive in the state except as follows:
- 41 (a) between the hours of 11 a.m. and 11 p.m., except that on July 4 and July 24, the hours are 11 a.m. to
midnight:
- 43 (i) beginning on July 2 and ending on July 5; and
- 44 (ii) beginning on July 22 and ending on July 25;
- 45 (b)
- . (i) beginning at 11 a.m. on December 31 and ending at 1 a.m. on the following day; or
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- (ii) if New Year's eve is on a Sunday and the county or municipality determines to celebrate New Year's eve on the prior Saturday, then a person may discharge ~~[class-C]~~ a division 1.4G common state approved ~~[explosives]~~ explosive on that prior Saturday within the county or municipality;
- 51 (c) between the hours of 11 a.m. and 11 p.m. on January 1; and
- 52 (d) beginning at 11 a.m. on the Chinese New Year's eve and ending at 1 a.m. on the following day.
- 54 (4) A person is guilty of an infraction, punishable by a fine of up to \$1,000, if the person discharges a ~~[class-C]~~ division 1.4G common state approved explosive:
- 56 (a) outside the legal discharge dates and times described in Subsection (3); or
- 57 (b) in an area in which fireworks are prohibited under Subsection 15A-5-202.5(1)(b).
- 58 (5)
- . (a) Except as provided in Subsection (5)(b) or (c), a county, a municipality, or the state forester may not prohibit a person from discharging ~~[class-C]~~ a division 1.4G common state approved ~~[explosives]~~ explosive during the permitted periods described in Subsection (3).
- 61 (b)
- . (i) As used in this Subsection (5)(b), "negligent discharge":
- 62 (A) means the improper use and discharge of a ~~[class-C]~~ division 1.4G common state approved explosive; and
- 64 (B) does not include the date or location of discharge or the type of explosive used.
- 65 (ii) A municipality may prohibit:
- 66 (A) the discharge of ~~[class-C]~~ a division 1.4G common state approved ~~[explosives]~~ explosive in certain areas with hazardous environmental conditions, in accordance with Subsection 15A-5-202.5(1)(b); or
- 69 (B) the negligent discharge of ~~[class-C]~~ a division 1.4G common state approved ~~[explosives]~~ explosive.
- 70 (iii) A county may prohibit the negligent discharge of ~~[class-C]~~ a division 1.4G common state approved ~~[explosives]~~ explosive.
- 72 (c) The state forester may prohibit the discharge of ~~[class-C]~~ a division 1.4G common state approved ~~[explosives]~~ explosive as provided in Subsection 15A-5-202.5(1)(b) or Section 65A-8-212.
- 74 (6) If a municipal legislative body or the state forester provides a map to a county identifying an area in which the discharge of fireworks is prohibited due to a historical hazardous environmental condition under Subsection 15A-5-202.5(1)(b), the county shall, before June 1 of that same year:

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(a) create a county-wide map, based on each map the county has received, indicating each area within the county in which fireworks are prohibited under Subsection 15A-5-202.5(1)(b);

81 (b) provide the map described in Subsection (6)(a) to:

82 (i) each retailer that sells fireworks within the county; and

83 (ii) the state fire marshal; and

84 (c) publish the map on the county's website.

85 (7) A retailer that sells fireworks shall display:

86 (a) a sign that:

87 (i) is clearly visible to the general public in a prominent location near the point of sale;

89 (ii) indicates the legal discharge dates and times described in Subsection (3); and

90 (iii) indicates the criminal charge and fine associated with discharge:

91 (A) outside the legal dates and times described in Subsection (3); and

92 (B) within an area in which fireworks are prohibited under Subsection 15A-5-202.5(1)(b); and

94 (b) the map that the county provides, in accordance with Subsection (6)(b).

100 Section 2. **Effective date.**

This bill takes effect on May 7, 2025.

1-23-25 10:38 AM