

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

LONG TITLE

General Description:

This bill makes changes related to the sale of fireworks.

Highlighted Provisions:

This bill:

- prohibits the sale of fireworks in restricted discharge areas under certain circumstances.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

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

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

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

53-7-225 . Times for sale and discharge of fireworks -- Criminal penalty --

Permissible closure of certain areas -- Maps and signage.

(1) Except as provided in Section 53-7-221, this section supersedes any other code

provision regarding the sale or discharge of fireworks.

(2)(a) Except as provided in Subsection (2)(b) or (c), a person may sell class C common

state approved explosives in the state as follows:

(i) beginning on June 24 and ending on July 25;

(ii) beginning on December 29 and ending on December 31; and

(iii) two days before and on the Chinese New Year's eve.

(b) The restrictions in Subsection (2)(a) do not apply to:

(i) online sales to a person outside the state for use outside the state; or

(ii) sales to persons described in Subsection 53-7-222(1)(b)(i)(A).

(c)(i) As used in this Subsection (2)(c), "temporary fireworks stand" means a stand.

- 32 trailer, tent, or other non-permanent structure used for the sale of class C common
33 state approved explosives.
- 34 (ii) A municipality may prohibit the operation of a temporary fireworks stand in an
35 area where the discharge of class C common state approved explosives is
36 restricted 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 common state approved explosives in the state
40 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
42 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
46 day; or
47 (ii) if New Year's eve is on a Sunday and the county or municipality determines to
48 celebrate New Year's eve on the prior Saturday, then a person may discharge class
49 C common state approved explosives on that prior Saturday within the county or
50 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
53 following day.
- 54 (4) A person is guilty of an infraction, punishable by a fine of up to \$1,000, if the person
55 discharges a class C 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
59 state forester may not prohibit a person from discharging class C common state
60 approved explosives 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 common state approved
63 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 common state approved explosives in certain areas
67 with hazardous environmental conditions, in accordance with Subsection
68 15A-5-202.5(1)(b); or
- 69 (B) the negligent discharge of class C common state approved explosives.
- 70 (iii) A county may prohibit the negligent discharge of class C common state approved
71 explosives.
- 72 (c) The state forester may prohibit the discharge of class C common state approved
73 explosives 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
75 identifying an area in which the discharge of fireworks is prohibited due to a historical
76 hazardous environmental condition under Subsection 15A-5-202.5(1)(b), the county
77 shall, before June 1 of that same year:
- 78 (a) create a county-wide map, based on each map the county has received, indicating
79 each area within the county in which fireworks are prohibited under Subsection
80 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
88 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
93 15A-5-202.5(1)(b); and
- 94 (b) the map that the county provides, in accordance with Subsection (6)(b).

95 **Section 2. Effective Date.**

96 This bill takes effect on May 7, 2025.