

FIREWORKS AMENDMENTS

2012 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: James A. Dunnigan

Senate Sponsor: John L. Valentine

LONG TITLE

Committee Note:

The Business and Labor Interim Committee recommended this bill.

General Description:

This bill modifies the Fire Prevention and Fireworks Act regarding the allowable times to discharge fireworks.

Highlighted Provisions:

This bill:

- ▶ modifies the times during which fireworks may be sold and discharged.

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 2011, Chapter 13

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.

(1) A person may sell Class C common state approved explosives [~~may be: (1) sold~~



28 ~~each year~~ in the state as follows:

29 (a) beginning on June ~~[26]~~ 23 and ending on July ~~[26]~~ 27;

30 (b) beginning on December ~~[26]~~ **Ĥ→ [30] 29 ←Ĥ** and ending on

30a **Ĥ→ [January 1] December 31 ←Ĥ** ; and

31 (c) ~~[three]~~ two days before and on the Chinese New **Ĥ→ [Year] Year's eve ←Ĥ** [~~;~~and].

32 (2) ~~[discharged each year]~~ A person may discharge Class C common state approved

33 explosives in the state as follows:

34 (a) between the hours of 11 a.m. and 11 p.m. **Ŝ→** , except that on July 4 and July 24, the

34a hours are 11 a.m. to midnight **←Ŝ** :

35 ~~[(a)]~~ (i) beginning on ~~[June 26]~~ July 1 and ending on July ~~[26]~~ 7; and

36 (ii) beginning on July 21 and ending on July 27;

37 (b) **Ŝ→ (i) ←Ŝ** beginning at 11 a.m. on December 31 and ending at 1 a.m. on the following

37a day:

38 **Ŝ→ [and] or**

38a **(ii) if New Year's eve is on a Sunday and the local governmental jurisdiction determines**

38b **to celebrate New Year's eve on the prior Saturday, then it is lawful to discharge Class C**

38c **common state approved explosives on that prior Saturday; and **←Ŝ****

39 (c) beginning at 11 a.m. on the Chinese New **Ĥ→ [Year] Year's eve ←Ĥ** and ending at 1

39a a.m. on the

40 following day.

41 **Ŝ→ (3) A person who violates the time restrictions stated in Subsections 2(a), 2(b), or**

41a **2(c) is guilty of an infraction. **←Ŝ**** ~~[(b) on January 1 and December 31; and]~~

42 ~~[(c) the day before and on the Chinese New Year.]~~

Legislative Review Note

as of 10-11-11 7:01 AM

Office of Legislative Research and General Counsel