



2023 FIREWORKS SALES AND DISCHARGE DATES

Sales

Class "C" fireworks can be sold the following dates:

June 24 – July 25

December 29 – December 31

2 days before & on Chinese New Year's Eve

Discharge

Between the hours of 11am & 11pm except as noted:

July 2 – July 5

(July 4 hours extended to midnight)

July 22 – July 25

(July 24 hours extended to midnight)

December 31*

(11am – 1am, January 1)

NOT through January 2, 1am

**Chinese New Year's Eve (January 21 - January 22, 2023)
(11am – 1am the following day)**

*if New Year's Eve is on a Sunday and the county, municipality or metro township determines to celebrate New Year's Eve on the prior Saturday (December 30), then a person may discharge Class C common State approved explosives on that prior Saturday within the county, municipality, or metro township;

53-7-226 Violations -- Misdemeanor.

A person is guilty of a class B misdemeanor if he:

- (1) violates this part;
- (2) violates any order made under this part;
- (3) produces, reproduces, or uses the official seal of registration of the division in any manner or for any purpose inconsistent with the designated purpose of the seal;
- (4) removes, uses, or damages service tags or other labels or markings in a manner inconsistent with the designated use of the service tag;
- (5) engages in the sale, storage, or handling of class C fireworks without a permit where a local government requires a permit;
- (6) sells at retail, transports, possesses, or discharges class C dangerous explosives as defined in Section 53-7-202;
- (7) performs or intends to perform services or induces the public to enter into any obligation relating to the performance of those services that are untrue, misleading, or reasonably known to be untrue or misleading; or
- (8) builds in violation of the division's plan review or written instructions conducted on building specifications, building plans, or amendments of those specifications or plans as required under this part.

Amended by Chapter 322, 2007 General Session

CLASS C "DANGEROUS EXPLOSIVES"
PROHIBITED FOR SALE OR USE IN UTAH
House Bill 22 (2011 Legislative Session)

Sec.1(6)(a)(i) A firecracker, cannon cracker, ground salute, M-80, Cherry bomb, or other similar explosive

Sec.1(6)(a)(ii) A A skyrocket

 B A missile type rocket

 C A single shot or reloadable aerial shell

 D A rocket similar to one in Subsections (6)(a)(ii)(A) through (C), including an aerial salute, a flash shell, a comet, a mine, or a cake containing more than 500 grams of pyrotechnic composition

Sec.1(6)(a)(iii) A A bottle rocket

 B A roman candle

 C A rocket mounted on a wire or stick

 D A device containing a rocket described in this Subsection (6)(a)(iii)

Sec.1(6)(b) A Class C "dangerous explosive" does not mean exempt explosives.

Effective 5/8/2018

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 person may sell class C common state approved explosives in the state as follows:
 - (a) beginning on June 24 and ending on July 25;
 - (b) beginning on December 29 and ending on December 31; and
 - (c) two days before and on the Chinese New Year's eve.
- (3) A person may not discharge class C common state approved explosives in the state except as follows:
 - (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:
 - (i) beginning on July 2 and ending on July 5; and
 - (ii) beginning on July 22 and ending on July 25;
 - (b)
 - (i) beginning at 11 a.m. on December 31 and ending at 1 a.m. on the following day; or
 - (ii) if New Year's eve is on a Sunday and the county, municipality, or metro township determines to celebrate New Year's eve on the prior Saturday, then a person may discharge class C common state approved explosives on that prior Saturday within the county, municipality, or metro township; and
 - (c) beginning at 11 a.m. on the Chinese New Year's eve and ending at 1 a.m. on the following day.
- (4) A person is guilty of an infraction, punishable by a fine of up to \$1,000, if the person discharges a class C common state approved explosive:
 - (a) outside the legal discharge dates and times described in Subsection (3); or
 - (b) in an area in which fireworks are prohibited under Subsection 15A-5-202.5(1)(b).
- (5)
 - (a) Except as provided in Subsection (5)(b) or (c), a county, a municipality, a metro township, or the state forester may not prohibit a person from discharging class C common state approved explosives during the permitted periods described in Subsection (3).
 - (b)
 - (i) As used in this Subsection (5)(b), "negligent discharge":
 - (A) means the improper use and discharge of a class C common state approved explosive; and
 - (B) does not include the date or location of discharge or the type of explosive used.
 - (ii) A municipality or metro township may prohibit:
 - (A) the discharge of class C common state approved explosives in certain areas with hazardous environmental conditions, in accordance with Subsection 15A-5-202.5(1)(b); or
 - (B) the negligent discharge of class C common state approved explosives.
 - (iii) A county may prohibit the negligent discharge of class C common state approved explosives.
 - (c) The state forester may prohibit the discharge of class C common state approved explosives as provided in Subsection 15A-5-202.5(1)(b) or Section 65A-8-212.
- (6) If a municipal legislative body, the state forester, or a metro township legislative body 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:

- (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);
 - (b) provide the map described in Subsection (6)(a) to:
 - (i) each retailer that sells fireworks within the county; and
 - (ii) the state fire marshal; and
 - (c) publish the map on the county's website.
- (7) A retailer that sells fireworks shall display:
- (a) a sign that:
 - (i) is clearly visible to the general public in a prominent location near the point of sale;
 - (ii) indicates the legal discharge dates and times described in Subsection (3); and
 - (iii) indicates the criminal charge and fine associated with discharge:
 - (A) outside the legal dates and times described in Subsection (3); and
 - (B) within an area in which fireworks are prohibited under Subsection 15A-5-202.5(1)(b); and
 - (b) the map that the county provides, in accordance with Subsection (6)(b).

Amended by Chapter 189, 2018 General Session

Title 15A. State Construction and Fire Codes Act

15A-5-202.5 Amendments and additions to Chapters 3 and 4 of IFC.

(1) For IFC, Chapter 3, General Requirements:

(a) IFC, Chapter 3, Section 304.1.2, Vegetation, is amended as follows: Delete line six and

replace it with: "the Utah Administrative Code, R652-122-200, Minimum Standards for Wildland Fire Ordinance".

(b) IFC, Chapter 3, Section 308.1.2, Throwing or Placing Sources of Ignition, is deleted and

rewritten as follows: "No person shall throw or place, or cause to be thrown or placed, a lighted match, cigar, cigarette, matches, lighters, or other flaming or glowing substance or

object on any surface or article where it can cause an unwanted fire."

(c) IFC, Chapter 3, Section 310.8, Hazardous and Environmental Conditions, is deleted and

rewritten as follows: "When the fire code official determines that hazardous environmental

conditions necessitate controlled use of any ignition source, including fireworks, lighters, matches, sky lanterns, and smoking materials, any of the following may occur:

1. If the hazardous environmental conditions exist in a municipality, the legislative body of the municipality may prohibit the ignition or use of an ignition source in mountainous,

brush-covered, or forest-covered areas or the wildland urban interface area, which means

the line, area, or zone where structures or other human development meet or intermingle with

undeveloped wildland or land being used for an agricultural purpose.

2. Except as provided in paragraph 3, if the hazardous environmental conditions exist in an unincorporated area, the state forester may prohibit the ignition or use of an ignition

source in all or part of the areas described in paragraph 1 that are within the unincorporated

area, after consulting with the county fire code official who has jurisdiction over that area.

3. If the hazardous environmental conditions exist in a township created under Section 17-27a-306 that is in a county of the first class, the county legislative body may prohibit the

ignition or use of an ignition source in all or part of the areas described in paragraph 1 that are

within the township."