

House File 44 - Introduced

HOUSE FILE 44
BY GUSTOFF

A BILL FOR

- 1 An Act relating to the sale and use of consumer fireworks.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

unofficial

1 Section 1. Section 10A.519, subsection 4, paragraph c,
2 subparagraph (1), Code 2025, is amended to read as follows:

3 (1) At a permanent building that meets the requirements of
4 paragraph "a", ~~between June 1 and July 8 and between December 10~~
5 ~~and January 3 each year, all dates inclusive.~~

6 Sec. 2. Section 727.2, subsection 4, Code 2025, is amended to
7 read as follows:

8 4. *Limitations.*

9 a. A person shall not use or explode consumer fireworks on
10 days other than June 1 through July 8, the general election
11 on the first Tuesday after the first Monday in November of
12 even-numbered years, and December 10 through January 3 of each
13 year, all dates inclusive.

14 b. A person shall not use or explode consumer fireworks at
15 times other than between the hours of 9:00 a.m. and 10:00 p.m.,
16 except that on the following dates consumer fireworks shall not
17 be used at times other than between the hours specified:

18 (1) Between the hours of 9:00 a.m. and 11:00 p.m. on July 4
19 and the Saturdays and Sundays immediately preceding and following
20 July 4.

21 (2) Between the hours of 9:00 a.m. and 10:00 p.m. on the date
22 of the general election on the first Tuesday after the first
23 Monday in November of even-numbered years.

24 ~~(2)~~ (3) Between the hours of 9:00 a.m. on December 31 and
25 12:30 a.m. on the immediately following day.

26 ~~(3)~~ (4) Between the hours of 9:00 a.m. and 11:00 p.m. on
27 the Saturdays and Sundays immediately preceding and following
28 December 31.

29 c. A person shall not use consumer fireworks on real property
30 other than that person's real property or on the real property of
31 a person who has consented to the use of consumer fireworks on
32 that property.

33 d. A person who violates this subsection commits a simple
34 misdemeanor. A court shall not order imprisonment for violation
35 of this subsection.

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EXPLANATION

The inclusion of this explanation does not constitute agreement with the explanation's substance by the members of the general assembly.

This bill relates to limitations on the sale and use of consumer fireworks.

The bill allows for consumer fireworks to be sold from a permanent structure at any time throughout the year. Current law prohibits the sale of fireworks from a permanent structure on dates other than between June 1 and July 8 and between December 10 and January 3. The bill does not amend the current restriction on the sale of fireworks from a temporary structure (June 13 to July 8).

The bill allows for the use or explosion of consumer fireworks on the date of the general election on the first Tuesday after the first Monday in November of even-numbered years, between the hours of 9:00 a.m. and 10:00 p.m.

