

Senate File 303 - Introduced

SENATE FILE 303
BY COMMITTEE ON LOCAL
GOVERNMENT

(SUCCESSOR TO SSB 1104)

A BILL FOR

1 An Act relating to county and city regulation of consumer
2 fireworks.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 331.301, subsection 17, Code 2025, is
2 amended to read as follows:

3 17. The board of supervisors may by ordinance or resolution
4 prohibit or limit the use of consumer fireworks or display
5 fireworks, as described in section 727.2, on any day other than
6 July 3, July 4, and December 31 in accordance with section
7 727.2, subsection 4, if the board determines that the use of
8 such devices would constitute a threat to public safety or
9 private property, or if the board determines that the use
10 of such devices would constitute a nuisance to neighboring
11 landowners.

12 Sec. 2. Section 364.2, subsection 6, Code 2025, is amended
13 to read as follows:

14 6. A city council may by ordinance or resolution prohibit
15 or limit the use of consumer fireworks, display fireworks, or
16 novelties, as described in section 727.2, on any day other than
17 July 3, July 4, and December 31 in accordance with section
18 727.2, subsection 4.

19 EXPLANATION

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

22 This bill relates to consumer fireworks.

23 Under current law, Code section 727.2 provides that a person
24 shall not use or explode consumer fireworks on days other
25 than June 1 through July 8 and December 10 through January
26 3 between the hours of 9:00 a.m. and 10:00 p.m. with the
27 following exceptions: on July 4 and the Saturdays and Sundays
28 immediately preceding and following July 4, between the hours
29 of 9:00 a.m. and 11:00 p.m.; on December 31 between the hours
30 of 9:00 a.m. and 12:30 a.m. on January 1; and between the
31 hours of 9:00 a.m. and 11:00 p.m. on the Saturdays and Sundays
32 immediately preceding and following December 31.

33 Under current law, a board of supervisors or city council
34 may by ordinance or resolution prohibit or limit the use
35 of consumer fireworks, display fireworks, or novelties, as

1 described in Code section 727.2. A board of supervisors must
2 first determine that the use would constitute a threat to
3 public safety or private property or a nuisance to neighboring
4 landowners. No such determination is required by a city
5 council.

6 The bill prohibits a board of supervisors or city council
7 from restricting or limiting the use of consumer fireworks,
8 display fireworks, or novelties, as described in Code section
9 727.2, on July 3, July 4, or December 31 in accordance with
10 Code section 727.2(4).

11 A person who violates Code section 727.2 commits a simple
12 misdemeanor.