



ARIZONA STATE SENATE
Fifty-Fifth Legislature, Second Regular Session

FACT SHEET FOR S.B. 1275

fireworks; use; overnight hours; prohibition

Purpose

Allows a city, town or county to prohibit the use of permissible consumer fireworks (consumer fireworks) between 11:00 P.M. and 8:00 A.M. on all days except the New Year and July 4 holidays.

Background

The sale and use of consumer fireworks are of statewide concern and not subject to further regulation, except that a city or town within corporate limits or county within unincorporated areas may: 1) prohibit the sale and use of consumer fireworks on all days except specified dates; 2) regulate, consistent with the standards set by the National Fire Protection Association, the sale of consumer fireworks within its corporate limits; and 3) prohibit the use of consumer fireworks within a one-mile radius of the border of preservation lands owned by a city or town that has purchased more than 15,000 acres of land for preservation purposes.

A county and city or town in a county with a population of less than 500,000 may prohibit the sale and use of consumer fireworks if a federal or state agency implements a stage one or higher fire restriction and on all days within a one-mile radius of specified areas. A county and city or town in a county with a population of more than 500,000 persons may prohibit the use of consumer fireworks on all days during a stage one or higher fire restriction within a one-mile radius of specified areas ([A.R.S. § 36-1606](#)).

Statute specifies consumer fireworks are the following types of fireworks as defined by the American Pyrotechnics Association (APA): 1) ground and handheld sparkling devices; 2) cylindrical fountains; 3) cone fountains; 4) illuminating torches; 5) wheels; 6) ground spinners; 7) flitter sparklers; 8) toy smoke devices; 9) wire sparklers or dipped sticks; and 10) multiple tube ground and handheld sparkling devices, cylindrical fountains, cone fountains and illuminating torches manufactured to the APA's standards ([A.R.S. § 36-1601](#)).

There is no anticipated fiscal impact to the state General Fund associated with this legislation.

Provisions

1. Allows a city, town or county to prohibit, on all days, the use of consumer fireworks between the hours of 11:00 P.M. and 8:00 A.M. except:
 - a) between the hours of 11:00 P.M. on December 31 of each year through 1:00 A.M. on January 1 of each year; and
 - b) between the hours of 11:00 P.M. on July 4 of each year through 1:00 A.M. on July 5 of each year.

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2. Becomes effective on the general effective date.

Prepared by Senate Research

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JT/CY/sr