

1. The term "fireworks" includes any explosive composition, or combination of explosive substances, or article prepared for the purpose of producing a visible or audible effect by combustion, explosion, deflagration, or detonation, and includes blank cartridges, firecrackers, torpedoes, skyrocketes, roman candles, or other fireworks of like construction and fireworks containing any explosive or flammable compound, or other device containing any explosive substance. The term "fireworks" does not include goldstar-producing sparklers on wires which contain no magnesium or chlorate or perchlorate, flitter sparklers in paper tubes that do not exceed one-eighth of an inch in diameter, toy snakes which contain no mercury, or caps used in cap pistols.

Paragraph 1 above, is defining what is, and what is not a Firework under Iowa Law.

2. A person, firm, partnership, or corporation who offers for sale, exposes for sale, sells at retail, or uses or explodes any fireworks, commits a simple misdemeanor.

This section's second sentence explains that SELLING, or EXPLODING are the only two things (not purchasing, transporting, storing, or possessing), Fireworks is a simple Misdemeanor. It is standard to imply a Permit is required for a Business or Person to sell.

In addition to any other penalties, the punishment imposed for a violation of this section shall include assessment of a fine of not less than two hundred fifty dollars.

The next sentence states the fine which MUST be assessed to anyone found guilty of the Misdemeanor. This can be made more, but by Law MUST be at least \$250.

However, the council of a city or a county board of supervisors may, upon application in writing, grant a permit for the display of fireworks by municipalities, fair associations, amusement parks, and other organizations or groups of individuals approved by the city or the county board of supervisors when the fireworks display will be handled by a competent operator, but no such permit shall be required for the display of fireworks at the Iowa state fairgrounds by the Iowa state fair board, at incorporated county fairs, or at district fairs receiving state aid. Sales of fireworks for such display may be made for that purpose only.

A fourth (and rather lengthy) paragraph says that the council of a city, or the county board MAY (if there is no Legal Prohibition there), issue a Permit to explode any Fireworks as Defined in Paragraph One above - IF - they first determine (by an unspecified procedure) that these Fireworks will be exploded by a "Competent Operator". The State issues a business tax permit and the license required to any business as usual (as covered in other Section(s) of Iowa Code.

AND;

It further exempts the Iowa State Fair, Incorporated County Fairs, "District Fairs" receiving State Funding, - and - exempts all Iowa Citizens/Businesses from needing a State Permit to sell these Fairs and/or persons Fireworks for those express purposes.

3. a. This section does not prohibit the sale by a resident, dealer, manufacturer, or jobber of such fireworks as are not prohibited by this section, or the sale of any kind of fireworks if they are to be shipped out of the state, or the sale or use of blank cartridges for a show or the theater, or for signal purposes in athletic sports or by railroads or trucks, for signal purposes, or by a recognized military organization.

This paragraph (3.a.) makes it crystal clear that NO Fireworks are made "Illegal", nor Prohibited from Sale - WHETHER OR NOT - the provisions of the above sections apply if they are earmarked for transport out-of-State, "are not Prohibited by this Section" (nothing is Prohibited if Permitted), if it is for a theater (stage) show, for athletic signaling (like a starter's pistol), Railroad Signaling (like at Intersections), by Trucking (?), or by any State-Sanctioned Military Organization (National Guard, Coast Guard, Army, Air Force, Marines, Navy, etc)

b. This section does not apply to any substance or composition prepared and sold for medicinal or fumigation purposes.

3.b. Exempts ANYTHING sold for medicinal or fumigation purposes.

So; to sum up:

- 1: NOTHING is made "Illegal" - and - NOTHING except Selling, or Using Fireworks is prohibited in any way. Purchasing, Transporting, or Storing Fireworks by ANYONE in Iowa is Legal. You just need a Permit to Use from a legal Entity (PGA).
- 2: Fairs (most Fairs) are expressly exempted from ANYTHING this section mentions.
- 3: The City or County Governing Boards are made Permit Granting Authorities (PGAs), but are left on their own in how to determine who is "competent" - IF - they are not prohibited from issuing Fireworks Permits. - AND THAT'S ALL.