

An Act

ENROLLED SENATE
BILL NO. 1948

By: Logan of the Senate

and

Fetgatter and Kendrix of
the House

An Act relating to fireworks; creating the Rocket's Red Glare Act; amending 68 O.S. 2021, Section 1623, which relates to conditions for storage, transportation, sale, and use; updating statutory language; removing certain requirements to sell fireworks within certain time frame; prohibiting counties from restricting certain firework display under certain circumstances; amending 68 O.S. 2021, Section 1624, as amended by Section 1, Chapter 144, O.S.L. 2024 (68 O.S. Supp. 2025, Section 1624), which relates to the distribution of skyrockets; removing the prohibition of certain skyrockets; providing for noncodification; and declaring an emergency.

SUBJECT: Fireworks sales

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law not to be codified in the Oklahoma Statutes reads as follows:

This act shall be known and may be cited as the "Rocket's Red Glare Act".

SECTION 2. AMENDATORY 68 O.S. 2021, Section 1623, is amended to read as follows:

Section 1623. A. Consumer ~~Fireworks~~ fireworks may be legally stored, transported, sold, and used in this state with the exceptions and conditions specified under the provisions of Section

1621 et seq. of this title and consistent with Section 22-110 of Title 11 of the Oklahoma Statutes. Novelties may be legally stored, transported, sold, and used in this state.

B. All fireworks storage and sales areas shall be conspicuously posted with signs reading "FIREWORKS-NO SMOKING".

C. Fireworks offered for retail sale ~~must~~ shall be sold according to the National Fire Protection Association (NFPA) 1124 Chapter 7, 2006 Edition. Any facility licensed to sell consumer fireworks prior to November 15, 2009, shall be exempt from the NFPA regulations listed in this subsection but shall remain under the regulation of the date of licensure. Mail-order sales to consumers are prohibited through any medium of either interstate or intrastate commerce. Sales of fireworks ~~may only~~ shall be made at properly licensed retail locations within ~~the State of Oklahoma~~ this state. A sales clerk ~~must~~ shall be on duty to serve the consumer at the time of purchase.

D. An enclosed building used for sale of fireworks to the public shall be built according to the International Building Code (IBC) 2006 Edition ~~and/or~~ or the codes and standards adopted by the Oklahoma Uniform Building Code Commission.

E. The retail license holder shall be responsible for the safe operation of retail sales to the public. The retail license holder shall be at least sixteen (16) years of age.

F. Fireworks may be sold by licensed manufacturers, distributors, or wholesalers at wholesale or retail and by retailers to residents and nonresidents of the state ~~from January 1 until December 31 of each calendar year. Fireworks may only be sold by licensed retailers from June 15 until July 6 or the first Sunday after July 4th, whichever is later, and from December 15 until January 2 to residents and nonresidents of the state each calendar year.~~

G. Nothing in Section 1621 et seq. of this title shall be construed to require the State Fire Marshal to inspect or cause to be inspected portable retail fireworks stands, tents, or other nonrigid shelters prior to opening; provided, the provisions of this subsection shall not prohibit the local governing authority of the

location of the portable retail fireworks stand, tent, or other nonrigid shelter from inspecting such stands, tents, or other nonrigid shelters prior to opening.

H. No county shall prohibit a private outdoor consumer fireworks for a noncommercial purpose, provided that:

1. Such display is located on private property;

2. No county burn ban is in effect as provided for in Section 16-26 of Title 2 of the Oklahoma Statutes; and

3. There are no red flag fire warnings in effect, meaning:

a. no sustained winds greater than twenty (20) miles per hour,

b. the relative humidity is above twenty-five percent (25%), and

c. the ten-hour dead fuel is above nine percent (9%) moisture.

I. Persons lighting fireworks under the conditions listed in paragraph 3 of subsection H of this section shall notify the local responding fire department before lighting any fireworks.

SECTION 3. AMENDATORY 68 O.S. 2021, Section 1624, as amended by Section 1, Chapter 144, O.S.L. 2024 (68 O.S. Supp. 2025, Section 1624), is amended to read as follows:

~~Section 1624. A. From and after July 5, 1981, the sale, gift, distribution or use of skyrockets with sticks as defined by the United States Consumer Product Safety Commission is hereby prohibited within the State of Oklahoma. This prohibition shall include, but is not limited to, explosive devices commonly known as "bottle rockets" or "stick rockets". Distribution, gift or sale from Oklahoma to a person outside the State of Oklahoma shall not be considered as occurring within the State of Oklahoma. The provisions of this subsection shall not apply to the sale of skyrockets with sticks by retail and wholesale firework distributors to state-licensed outdoor display operators or the use of skyrockets~~

~~with sticks in connection with commercial aerial displays performed by state-licensed outdoor display operators.~~

~~B.~~ Any and all items of Consumer Fireworks not properly labeled according to the United States Consumer Product Safety Commission and identified with the appropriate United States Department of Transportation markings is prohibited under the provisions of Section 1621 et seq. of this title.

SECTION 4. It being immediately necessary for the preservation of the public peace, health or safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the Senate the 14th day of May, 2026.

Presiding Officer of the Senate

Passed the House of Representatives the 29th day of April, 2026.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____