
SENATE BILL No. 285

DIGEST OF INTRODUCED BILL

Citations Affected: IC 22-11-14; IC 31-30-1-2; IC 31-37-2-7.

Synopsis: Age requirement for fireworks. Prohibits the wholesale and retail sale of fireworks to a person less than 16 years of age. Provides that a child less than 16 years of age who purchases fireworks commits a Class C infraction and a delinquent act.

Effective: Upon passage.

Wheeler

January 10, 2000, read first time and referred to Committee on Corrections, Criminal and Civil Procedures.

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Second Regular Session 111th General Assembly (2000)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1999 General Assembly.

SENATE BILL No. 285



A BILL FOR AN ACT to amend the Indiana Code concerning fireworks.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 22-11-14-6 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 6. A person who
3 violates section 4(c), 5(c), 5(d), 7, ~~or 8~~, **or 8.3** of this chapter commits
4 a Class A misdemeanor.

5 SECTION 2. IC 22-11-14-8.3 IS ADDED TO THE INDIANA
6 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
7 [EFFECTIVE UPON PASSAGE]: **Sec. 8.3. A person shall not**
8 **knowingly or intentionally sell fireworks, at wholesale or at retail,**
9 **to a person less than sixteen (16) years of age.**

10 SECTION 3. IC 22-11-14-8.5 IS ADDED TO THE INDIANA
11 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
12 [EFFECTIVE UPON PASSAGE]: **Sec. 8.5. A person less than sixteen**
13 **(16) years of age who purchases fireworks commits:**

- 14 (1) a Class C infraction; and
- 15 (2) a delinquent act under IC 31-37-2-7.

16 SECTION 4. IC 31-30-1-2 IS AMENDED TO READ AS
17 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. Except as



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1 provided in IC 33-5-29.5-4 ~~IC 33-5-35.1-4~~, and section 8 of this
 2 chapter, the juvenile law does not apply to the following:

3 (1) A child at least sixteen (16) years of age who allegedly
 4 committed a violation of a traffic law, the violation of which is a
 5 misdemeanor, unless the violation is an offense under IC 9-30-5.

6 (2) A child who is alleged to have committed a violation of a
 7 statute defining an infraction, except as provided under IC 7.1-5-7
 8 **and IC 22-11-14-8.5.**

9 (3) A child who is alleged to have committed a violation of an
 10 ordinance.

11 (4) A child who:

12 (A) is alleged to have committed an act that would be a crime
 13 if committed by an adult; and

14 (B) has previously been waived under IC 31-30-3 (or
 15 IC 31-6-2-4 before its repeal) to a court having misdemeanor
 16 or felony jurisdiction.

17 SECTION 5. IC 31-37-2-7 IS ADDED TO THE INDIANA CODE
 18 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE
 19 UPON PASSAGE]: **Sec. 7. A child commits a delinquent act if,**
 20 **before becoming sixteen (16) years of age, the child violates**
 21 **IC 22-11-14-8.5 concerning minors and the purchase of fireworks.**

22 SECTION 6. **An emergency is declared for this act.**

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