



**INFORMATION FOR LAW ENFORCEMENT AND FIRE SERVICE
OFFICIALS AND PROSECUTORS CONCERNING THE NEW
FIREWORKS LAW**

**1. TYPES OF 1.4 FIREWORKS (previously known as “Class C”) DESCRIBED IN THE NEW
LAW:**

**“consumer” = certain types of 1.4G fireworks (bottle
rockets, roman candles and fire crackers)**

**“Sec. 8(a)” = sparklers, ground spinners, cone fountains,
wheels, cylindrical fountains**

**“special fireworks” = 1.3G fireworks for which a permit
from the U.S. Bureau of Alcohol,
Tobacco, Firearms and Explosives
shall be obtained prior to purchase,
storage or use**

2. CONDUCT THAT, WHEN VIOLATED, CREATES CRIMINAL LIABILITY

**a. FIREWORKS CAN BE PURCHASED ONLY BY PERSONS 18 YEARS OF AGE OR
OLDER**

**b. CHILDREN MAY ONLY POSSESS OR USE ANY KIND OF FIREWORKS WHEN AN
ADULT IS PRESENT**

c. FIREWORKS MAY BE USED ONLY;

→ON THE USER’S PROPERTY; OR

**→ON THE PROPERTY OF SOMEONE WHO HAS CONSENTED TO
THE USE OF FIREWORKS ON THE PROPERTY**

→AT A SPECIAL DISCHARGE LOCATION

**“special discharge location” = a place designated for the discharge of
consumer fireworks under temporary policies of the State Fire
Marshal in effect until the Fire Prevention and Building Safety**

Commission adopts rules. The State Fire Marshal will use the same requirements that apply to public display permits required pursuant to IC 22-11-14-2 and IC 22-11-14-3.

d. **CONSUMER AND SEC. 8(a) FIREWORKS MAY BE USED ONLY BETWEEN 9:00 A.M. AND 11:00 P.M. ON DAYS OTHER THAN HOLIDAYS**

e. **HOLIDAYS INCLUDE MEMORIAL DAY, JULY 4, LABOR DAY AND NEW YEAR'S EVE**

3. PENALTIES FOR VIOLATING THE FIREWORKS LAW

a. **IF A PERSON USES *CONSUMER FIREWORKS* AT ANY PLACE OTHER THAN THE 3 OPTIONS LISTED IN 2c ABOVE OR AT TIMES OTHER THAN THOSE LISTED IN 2d ABOVE, THEY COMMIT A CLASS C INFRACTION THAT MAY RESULT IN A FINE OF UP TO \$500 PER INFRACTION. IF A PERSON USES *CONSUMER FIREWORKS* ILLEGALLY MORE THAN 1 TIME IN 5 YEARS, THEY COMMIT A CLASS C MISDEMEANOR, AN OFFENSE THAT IS PUNISHABLE BY IMPRISONMENT OF NOT MORE THAN 60 DAYS AND A FINE OF NOT MORE THAN \$500. (IC 22-11-14-6(b); IC 22-11-14-6(d))**

b. **IF A PERSON RECKLESSLY, KNOWINGLY, OR INTENTIONALLY USES *CONSUMER FIREWORKS* AND DAMAGES SOMEONE ELSE'S PROPERTY, THE PERSON COMMITS A CLASS A MISDEMEANOR, AN OFFENSE THAT IS PUNISHABLE BY IMPRISONMENT FOR UP TO 1 YEAR AND A FINE NOT TO EXCEED \$5,000. (IC 22-11-14-6(e))**

c. **IF A PERSON RECKLESSLY, KNOWINGLY, OR INTENTIONALLY USES *CONSUMER FIREWORKS* AND CAUSES SERIOUS BODILY INJURY TO SOMEONE ELSE, THE PERSON COMMITS A CLASS D FELONY, AN OFFENSE THAT IS PUNISHABLE BY IMPRISONMENT FOR FROM 6 MONTHS TO 3 YEARS AND A FINE NOT TO EXCEED \$10,000. (IC 22-11-14-6(f))**

d. **IF A PERSON RECKLESSLY, KNOWINGLY, OR INTENTIONALLY USES *CONSUMER FIREWORKS* AND CAUSES SOMEONE'S DEATH, THE PERSON COMMITS A CLASS C FELONY, AN OFFENSE THAT IS PUNISHABLE BY IMPRISONMENT FOR FROM 2 TO 8 YEARS AND A FINE NOT TO EXCEED \$10,000. (IC 22-11-14-6(f))**

e. **A CHILD COMMITS A DELINQUENT ACT IF, BEFORE BECOMING 18, THE CHILD VIOLATES IC 22-11-14(6)(c). (IC 31-37-2-7)**