

WEST VIRGINIA CODE: §29-3E-11

§29-3E-11. Violations of this article; penalties.

- (a) A person may not intentionally ignite, discharge or use consumer fireworks on public or private property without the express permission of the owner to do so.
- (b) A person may not intentionally ignite or discharge any consumer fireworks or sparkling devices within or throw the same from a motor vehicle or building.
- (c) A person may not intentionally ignite or discharge any consumer fireworks or sparkling devices into or at a motor vehicle or building, or at any person or group of people.
- (d) A person may not intentionally ignite or discharge any consumer fireworks or sparkling device while the person:
 - (1) Is under the influence of alcohol;
 - (2) Is under the influence of any controlled substance;
 - (3) Is under the influence of any other drug; or
 - (4) Is under the combined influence of alcohol and any controlled substance or any other drug.
- (e) A person who is less than eighteen years of age may not purchase, nor offer for sale, consumer fireworks.
- (f) The provisions of this section shall be effective June 1, 2016.