

## ABC Violation Law

The State of Indiana has alcohol laws that prohibit minors from possessing, consuming, purchasing and transporting alcohol.

### IC: 7.1-5-7-1. False Statements of age

It is a Class C misdemeanor for a minor to knowingly or intentionally make a false statement of the minor's age, or to present or offer false or fraudulent evidence or identity to someone for the purpose of ordering, purchasing, attempting to purchase, or procuring or attempting to procure an alcoholic beverage.

- Additionally, a minor who presents a false or altered driver's license or the driver's license of another person; or
- Is convicted of purchasing or procuring an alcoholic beverage with or without using a false or altered driver's license;

Shall have the minor's driver's license suspended for up to one (1) year.

### IC: 7.1-5-7-3 Possession of false identity

It is a Class C infraction for a minor to have in his/her possession false or fraudulent evidence of identity with the intent to violate the above title.

### IC: 7.1-5-7-2. Furnishing false evidence of identification

It is a Class C misdemeanor for a person to sell, give, or furnish to a minor false or fraudulent evidence of identity with the intent to violate the above title.

### IC 7.1-5-7-7 Illegal possession

It is a Class C misdemeanor for a minor to knowingly:

- Possess an alcoholic beverage;
- Consume it; or
- Transport it on a public highway when not accompanied by at least one (1) of his/ her parents or guardians.

### IC 7.1-5-7-10 Minor in taverns prohibited

It is a Class C misdemeanor for a minor to recklessly be in a tavern, bar, or other public place where alcoholic beverages are sold, bartered, exchanged, given away, provided, or furnished. In addition to other penalties under this subsection, the minor's driver's license shall be suspended for up to one (1) year.

## Probationary Driver's License

In Indiana teen drivers under the age of 18 are considered probationary license holders. The following restrictions apply:

- You may not drive between the hours of 10 p.m. and 5 a.m. for 180 days after getting your license.
- You may not drive with passengers for 180 days after getting your license unless you are accompanied by a licensed instructor, an individual with a valid Indiana driver's license who is 25 years old or older, a parent, guardian or step-parent who is 21 years old or older.
- You may drive with your child, sibling or spouse during the hours allowed by law.
- After you have driven for 180 days, you may not drive during the following hours:
  - Saturday and Sunday between 1 a.m. and 5 a.m.
  - Sunday through Thursday, after 11 p.m.
  - Monday through Friday, before 5 a.m.
- You may drive at any time if you are traveling to or from work, school or a religious event or if you are accompanied by an adult who is 25 years old or older and possesses a valid Indiana driver's license.
- Every passenger in your vehicle must wear a seatbelt.
- You may not use any type of telecommunication device while driving except to make emergency 911 calls.
- You will not qualify for court diversion programs.

### The City of LaPorte Police Department

1206 Michigan Avenue  
LaPorte, Indiana 46350  
Ph. (219) 362-9446  
Fax (219) 324-4375  
www.lpcitypd.com

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## What Parents & Teens Should Know About:

Curfew Ordinance

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Loitering Ordinance

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Tobacco Laws

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ABC Violation Law

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Probationary Driver's  
License Law



Provided Courtesy of:  
**LaPorte Police Department**  
Crime Prevention

A Community Oriented Policing  
Services based agency

## Curfew

The purpose of a curfew for minors is to aid in reducing juvenile crime and to help protect young people from being victimized.

The City of LaPorte has a Curfew Ordinance which limits the lateness of hour and circumstances that youth can be in a public place.

Of course, parents may set curfew times for their children to be home at an earlier time than what the ordinance provides.

The city's curfew ordinance generally states:

Children who are 14 years of age or under are not allowed to be in a public place after 10:00 pm or before 5:00 am on *any day*.

Children who are 15, 16 or 17 years of age cannot be in a public place:

- Between 12:01 am and 5:00 am on Saturday and Sunday
- After 10:00 pm Sunday thru Thursday; or
- Before 5:00 am Monday thru Friday.

Exceptions to this are a child:

- Who is accompanied by his/ her parent, guardian or custodian;
- Who is accompanied by an adult, authorized in writing by his/ her parent, guardian or custodian, which written authorization the child shall have on his/ her person; or

Participating in, going to, or returning from:

- Lawful employment
- A school sanctioned activity; or
- A religious event

Violations of this ordinance will result in the child being taken into custody, and a citation will be issued to the child's parent, guardian or custodian.

**Penalty for Violation of Ordinance:** \$50 fine

See Sections 70-51, 70-52 & 70-53 of the LaPorte Municipal Code for complete text of the Curfew Ordinance.

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## Loitering

The City of LaPorte has a No Loitering Ordinance. This ordinance generally states that it shall be unlawful for any person, either alone, or in concert with others, to loiter, loaf, wander, stand or remain idle in such a manner as to:

1. Obstruct:
  - Any public street or highway;
  - Public sidewalk;
  - Any public place, building, or area open to the public;

by hindering or impeding, or tending to hinder or impede, the free and uninterrupted passage of vehicles, traffic or pedestrians.

2. Commit an act in or upon a:

- Public street or highway;
- Public sidewalk;
- Any public place, building, or area open to the public;

which is an obstruction or interference to the free and uninterrupted use of the property, or with any business lawfully being conducted upon, facing, or fronting any of the above locations, or prevents free and uninterrupted ingress and egress of those locations.

When any person causes or commits any of the conditions stated above, any law enforcement officer may order that person to stop causing or committing such conditions and to move on or disperse. Any person who fails or refuses to obey such orders, shall be guilty of loitering.

**Penalty for Violation of Ordinance:**

1. \$25 for first and subsequent offense.
2. Should any person fail to make payment within 48 hours of the issuance of the citation, a \$10 fee will be added to the citation fine.
3. Should any person fail to make payment within 30 days of the issuance of the citation, a \$25 late fee will be added to the citation fine.

See Sections 70-26 thru 70-29 of the LaPorte Municipal Code for complete text of the Loitering Ordinance.

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## Tobacco Laws

The State of Indiana has tobacco laws that prohibit certain minors from possessing, using and purchasing tobacco products.

**IC : 3546-1-10. Sale of tobacco to certain minors.**

A person who knowingly:

- (1) sells or distributes tobacco to a person less than eighteen (18) years of age; or
- (2) purchases tobacco for delivery to another person who is less than eighteen (18) years of age; commits a class C infraction.

The same goes for sales to minors by retail establishments. **IC: 35-46-1-10.2.**

**IC: 35-46-1-11.7. Minors entering tobacco retail establishments.**

- (a) A retail establishment that has as its primary purpose the sale of tobacco products may not allow an individual who is less than eighteen (18) years of age to enter the retail establishment.
- (b) An individual who is less than eighteen (18) years of age may not enter a retail establishment described in subsection (a).

A person who violates this section commits a Class C infraction.

**IC: 35-46-1-10.5 Tobacco purchase by minors.**

A person less than eighteen (18) years of age who:

- (1) purchases tobacco;
  - (2) accepts tobacco for personal use; or
  - (3) possesses tobacco on his/ her person;
- commits a Class C infraction.

Violations of Class C infractions will cause a citation to be issued to the offender.

All violations of this section that occur with the jurisdiction of the City of LaPorte will fall under the court jurisdiction of LaPorte Superior Court No. 3 and subject to that court's fine schedule.

**LaPorte Superior Court No. 3**  
LaPorte County Complex  
809 State St., Room 103 A  
LaPorte, IN 46350  
Ph. (219) 326-6808 ext. 2243