



Adopted	Rejected
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COMMITTEE REPORT

YES:	13
NO:	0

MR. SPEAKER:

*Your Committee on Courts and Criminal Code, to which was referred Senate Bill 144, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 1, delete lines 1 through 17, begin a new paragraph and insert:
- 2 "SECTION 1. IC 7.1-1-3-46.5 IS ADDED TO THE INDIANA
- 3 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 4 [EFFECTIVE JULY 1, 2026]: **Sec. 46.5. "THC" means**
- 5 **tetrahydrocannabinol, including hemp derived cannabinoid**
- 6 **products, low THC hemp extract, synthetic equivalents of the**
- 7 **substances contained in the plant or in the resinous extractives of**
- 8 **cannabis, and synthetic substances, derivates, and their isomers**
- 9 **with a similar chemical structure and pharmacological activity.**
- 10 SECTION 2. IC 7.1-1-3-47.5, AS AMENDED BY P.L.163-2025,
- 11 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 12 JULY 1, 2026]: Sec. 47.5. (a) "Tobacco product", except as provided

1 in subsection (b), has the meaning set forth in IC 7.1-6-1-3.

2 (b) "Tobacco product", for purposes of IC 7.1-3-18.5, means a
3 product that:

4 (1) contains tobacco or nicotine, including e-liquid (as defined by
5 IC 7.1-7-2-10) **and e-liquid products (as defined by**
6 **IC 7.1-7-2-10.5);**

7 (2) is intended for human consumption; and

8 (3) is not approved by the federal Food and Drug Administration
9 for tobacco cessation.

10 SECTION 3. IC 7.1-7-6-5, AS AMENDED BY ESB 185-2026,
11 SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
12 JULY 1, 2026]: Sec. 5. A person who knowingly or intentionally makes
13 a delivery sale of an e-liquid, **an e-liquid product**, or a vapor device to
14 an individual who is less than twenty-one (21) years of age commits a
15 ~~Class C~~ **Class B** infraction.

16 SECTION 4. IC 7.1-5-7-8.1 IS ADDED TO THE INDIANA CODE
17 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY
18 1, 2026]: **Sec. 8.1. (a) It is a Class B misdemeanor for a person to**
19 **recklessly, knowingly, or intentionally:**

20 (1) **sell, in person or online;**

21 (2) **barter;**

22 (3) **exchange;**

23 (4) **provide; or**

24 (5) **furnish;**

25 **a product or substance containing THC to a minor.**

26 (b) **However, the offense described in subsection (a) is:**

27 (1) **a Class A misdemeanor if the person has a prior unrelated**
28 **conviction under this section; and**

29 (2) **a Level 6 felony if the consumption, ingestion, or use of the**
30 **THC is the proximate cause of the serious bodily injury or**
31 **death of any person.**

32 (c) **A website owned, managed, or operated by a person who**
33 **distributes or sells THC directly to consumers must, before**
34 **completing a purchase, verify the age of an individual purchasing**
35 **THC by:**

36 (1) **using a reliable online age verification service; or**

37 (2) **obtaining and examining a copy of a government issued**
38 **identification.**

1 SECTION 5. IC 7.1-5-7-17, AS ADDED BY P.L.94-2008,
2 SECTION 53, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2026]: Sec. 17. (a) Notwithstanding any other law, an
4 enforcement officer vested with full police powers and duties may
5 engage a person who is:

- 6 (1) at least eighteen (18) years of age; and
 - 7 (2) less than twenty-one (21) years of age;
- 8 to receive or purchase alcoholic beverages **or THC** as part of an
9 enforcement action under this article.

10 (b) The initial or contemporaneous receipt or purchase of an
11 alcoholic beverage **or THC** under this section by a person described in
12 subsection (a) must:

- 13 (1) occur under the direction of an enforcement officer vested
14 with full police powers and duties; and
- 15 (2) be a part of the enforcement action.

16 SECTION 6. IC 35-31.5-2-107.5, AS ADDED BY P.L.49-2020,
17 SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
18 JULY 1, 2026]: Sec. 107.5. "E-liquid" ~~for purposes of IC 35-46-1,~~ has
19 the meaning set forth in IC 35-46-1-1.4".

20 Delete page 2.
21 Page 3, delete lines 1 through 32.
22 Page 5, after line 26, begin a new paragraph and insert:
23 "SECTION 15. IC 35-52-7-40.1 IS ADDED TO THE INDIANA
24 CODE AS A **NEW SECTION TO READ AS FOLLOWS**
25 [EFFECTIVE JULY 1, 2026]: **Sec. 40.1. IC 7.1-5-7-8.1 defines a**
26 **crime concerning THC.**".

27 Renumber all SECTIONS consecutively.
(Reference is to SB 144 as reprinted January 21, 2026.)

and when so amended that said bill do pass.

Representative McNamara