
SENATE BILL No. 250

AM025003 has been incorporated into January 16, 2026 printing.

Synopsis: Regulation of hemp.

M
e
r
g
e
d

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

January 16, 2026

Second Regular Session of the 124th General Assembly (2026)

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 2025 Regular Session of the General Assembly.

SENATE BILL No. 250

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure and to make an appropriation.

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

1 SECTION 1. IC 7.1-1-3-46.5 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2026]: Sec. **46.5.** "**THC**" means
4 tetrahydrocannabinol, including hemp derived cannabinoid
5 products, synthetic equivalents of the substances contained in the
6 plant or in the resinous extractives of **Cannabis**, and synthetic
7 substances, derivates, and their isomers with a similar chemical
8 structure and pharmacological activity.

9 SECTION 2. IC 7.1-3-23-2, AS AMENDED BY P.L.285-2019,
10 SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
11 JULY 1, 2026]: Sec. 2. (a) **Except as otherwise provided in IC 7.1-8**
12 **for purposes of IC 7.1-8**, the commission may:

13 (1) fine or suspend or revoke the permit or certificate of; or
14 (2) fine and suspend or revoke the permit or certificate of;
15 a permittee for the violation of a provision of this title or of a rule or

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 regulation of the commission. The commission may fine a permittee for
2 each day the violation continues if the violation is of a continuing
3 nature.

4 (b) The commission shall revoke the permit of a permittee for the
5 violation of IC 35-45-5-3, IC 35-45-5-3.5, or IC 35-45-5-4. A finding
6 that a permittee has violated IC 35-45-5-3, IC 35-45-5-3.5, or
7 IC 35-45-5-4 must be supported by a preponderance of the evidence.

8 SECTION 3. IC 7.1-4-7-4, AS AMENDED BY P.L.224-2005,
9 SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
10 JULY 1, 2026]: Sec. 4. (a) Except as provided in subsection (b), **and**
11 **except as otherwise provided in IC 7.1-8 for purposes of IC 7.1-8**,
12 the chairman and the department shall deposit the money collected
13 under sections 1, 2, and 3 of this chapter daily with the treasurer of
14 state, and not later than the fifth day of the following month shall
15 cover:

16 (1) thirty-four percent (34%) of the money collected under
17 section 1 of this chapter into the enforcement and administration
18 fund established under IC 7.1-4-10-1; and

19 (2) sixty-six percent (66%) of the money collected under section
20 1 of this chapter and money collected under sections 2 and 3 of
21 this chapter into the state general fund for state general fund
22 purposes.

23 (b) The chairman and the department shall deposit all money
24 collected under IC 7.1-2-5-3, IC 7.1-2-5-8, IC 7.1-3-17.5,
25 IC 7.1-3-17.7, IC 7.1-3-22-9, and IC 7.1-4-4.1-5 daily with the treasurer
26 of state, and not later than the fifth day of the following month shall
27 cover the money into the enforcement and administration fund
28 established under IC 7.1-4-10-1.

29 SECTION 4. IC 7.1-5-7-7, AS AMENDED BY P.L.159-2014,
30 SECTION 49, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
31 JULY 1, 2026]: Sec. 7. (a) Subject to IC 7.1-5-1-6.5, it is a Class C
32 misdemeanor for a minor to knowingly:

33 (1) possess an alcoholic beverage **or a product containing**
34 **THC**;

35 (2) consume an alcoholic beverage **or a product containing**
36 **THC**; or

37 (3) transport an alcoholic beverage **or a product containing**
38 **THC** on a public highway when not accompanied by at least one
39 (1) of the minor's parents or guardians.

40 (b) If a minor is found to have violated subsection (a)(2) or (a)(3)
41 while operating a vehicle, the court may order the minor's driving
42 privileges suspended for up to one (1) year. However, if the minor is



1 less than eighteen (18) years of age, the court shall order the minor's
2 driving privileges suspended for at least sixty (60) days.

3 (c) The court shall deliver any order suspending a minor's driving
4 privileges under this section to the bureau of motor vehicles, which
5 shall suspend the minor's driving privileges under IC 9-24-18-12.2 for
6 the period ordered by the court.

7 SECTION 5. IC 7.1-5-7-8, AS AMENDED BY P.L.32-2019,
8 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
9 JULY 1, 2026]: Sec. 8. (a) It is a Class B misdemeanor for a person to
10 recklessly, knowingly, or intentionally sell, barter, exchange, provide,
11 or furnish an alcoholic beverage **or a product containing THC** to a
12 minor.

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

14 (1) a Class A misdemeanor if the person has a prior unrelated
15 conviction under this section; and

16 (2) a Level 6 felony if the consumption, ingestion, or use of the
17 alcoholic beverage **or a product containing THC** is the
18 proximate cause of the serious bodily injury or death of any
19 person.

20 (c) A person who knowingly or intentionally:

21 (1) rents property; or

22 (2) provides or arranges for the use of property;

23 for the purpose of allowing or enabling a minor to consume an
24 alcoholic beverage **or a product containing THC** on the property
25 commits a Class C infraction. However, the violation is a Class B
26 misdemeanor if the person has a prior unrelated adjudication or
27 conviction for a violation of this section within the previous five (5)
28 years.

29 (d) This section shall not be construed to impose civil liability
30 upon any postsecondary educational institution, including public and
31 private universities and colleges, business schools, vocational schools,
32 and schools for continuing education, or its agents for injury to any
33 person or property sustained in consequence of a violation of this
34 section unless the institution or its agent:

35 (1) sells, barter, exchanges, provides, or furnishes an alcoholic
36 beverage **or a product containing THC** to a minor; or

37 (2) either:

38 (A) rents property; or

39 (B) provides or arranges for the use of property;

40 for the purpose of allowing or enabling a minor to consume an
41 alcoholic beverage **or a product containing THC** on the
42 property.

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 SECTION 6. IC 7.1-5-7-15 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 15. A person
 3 twenty-one (21) years of age or older who knowingly or intentionally
 4 encourages, aids, or induces a minor to unlawfully possess an alcoholic
 5 beverage **or a product containing THC** commits a Class C infraction.

6 SECTION 7. IC 7.1-5-7-16, AS AMENDED BY P.L.216-2011,
 7 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 8 JULY 1, 2026]: Sec. 16. The commission shall conduct random
 9 unannounced inspections at locations where alcoholic beverages **or**
 10 **products containing THC** are sold or distributed to ensure compliance
 11 with this title. Only the commission may conduct the random
 12 unannounced inspections. The commission may use retired or off duty
 13 law enforcement officers to conduct inspections under this section.

14 SECTION 8. IC 7.1-5-7-18 IS ADDED TO THE INDIANA CODE
 15 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 16 1, 2026]: Sec. 18. **(a) A law enforcement officer vested with full**
 17 **police powers and duties may engage an individual who is:**

18 **(1) at least sixteen (16) years of age; and**
 19 **(2) less than twenty-one (21) years of age;**
 20 **to receive or purchase a product that contains any amount of THC**
 21 **as part of an enforcement action under this article.**

22 **(b) The initial or contemporaneous receipt or purchase of a**
 23 **product that contains any amount of THC must:**

24 **(1) occur under the direction of a law enforcement officer**
 25 **vested with full police powers and duties; and**
 26 **(2) be a part of the enforcement action.**

27 SECTION 9. IC 7.1-5-10-15, AS AMENDED BY P.L.159-2014,
 28 SECTION 80, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 29 JULY 1, 2026]: Sec. 15. (a) A person who, knowing that another
 30 person is intoxicated, sells, barter, delivers, or gives away an alcoholic
 31 beverage **or a product containing THC** to the intoxicated person
 32 commits a Class B misdemeanor.

33 (b) In any civil proceeding in which damages are sought from a
 34 permittee or a permittee's agent for the refusal to serve a person an
 35 alcoholic beverage **or a product containing THC**, it is a complete
 36 defense if the permittee or agent reasonably believed that the person
 37 was intoxicated or was otherwise not entitled to be served an alcoholic
 38 beverage **or a product containing THC**.

39 (c) After charges have been filed against a person for a violation
 40 of subsection (a), the prosecuting attorney shall notify the commission
 41 of the charges filed.

42 SECTION 10. IC 7.1-5-10-15.5 IS AMENDED TO READ AS

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 15.5. (a) As used in this
2 section, "furnish" includes barter, deliver, sell, exchange, provide, or
3 give away.

4 (b) A person who furnishes an alcoholic beverage **or a product**
5 **containing THC** to a person is not liable in a civil action for damages
6 caused by the impairment or intoxication of the person who was
7 furnished the alcoholic beverage **or product containing THC** unless:

8 (1) the person furnishing the alcoholic beverage **or product**
9 **containing THC** had actual knowledge that the person to whom
10 the alcoholic beverage **or product containing THC** was
11 furnished was visibly intoxicated at the time the alcoholic
12 beverage **or product containing THC** was furnished; and
13 (2) the intoxication of the person to whom the alcoholic beverage
14 **or product containing THC** was furnished was a proximate
15 cause of the death, injury, or damage alleged in the complaint.

16 (c) If a person who is at least twenty-one (21) years of age suffers
17 injury or death proximately caused by the person's voluntary
18 intoxication, the:

19 (1) person;
20 (2) person's dependents;
21 (3) person's personal representative; or
22 (4) person's heirs;

23 may not assert a claim for damages for personal injury or death against
24 a person who furnished an alcoholic beverage **or a product containing**
25 **THC** that contributed to the person's intoxication, unless subsections
26 (b)(1) and (b)(2) apply.

27 SECTION 11. IC 7.1-7-3-4 IS ADDED TO THE INDIANA CODE
28 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
29 1, 2026]: **Sec. 4. An e-liquid that is a hemp derived cannabinoid**
30 **product is subject to this article and IC 7.1-8.**

31 SECTION 12. IC 7.1-8 IS ADDED TO THE INDIANA CODE AS
32 A NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY 1,
33 2026]:

34 **ARTICLE 8. HEMP DERIVED CANNABINOID PRODUCTS**

35 **Chapter 1. Applicability, Purpose, and Effective Date**

36 **Sec. 1. This article is effective October 1, 2026.**

37 **Sec. 2. (a) This article does not limit the powers or duties of the**
38 **commission under IC 7.1-2.**

39 **(b) This article may not be construed to restrict or limit any**
40 **law under IC 35-48.**

41 **Sec. 3. The purpose of this article is to promote the health and**
42 **safety of hemp derived cannabinoid products by:**

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

- (1) ensuring hemp derived cannabinoid products sold in Indiana meet federal laws and regulations;
- (2) creating a permitting scheme for hemp derived cannabinoid products in Indiana so that hemp derived cannabinoid products may be sold and have law enforcement oversight; and
- (3) requiring persons distributing hemp derived cannabinoid products in Indiana to have valid permits and to submit an applicable certificate of analysis to the commission.

Sec. 4. The definitions in IC 35-48-8 apply throughout this chapter.

Sec. 5. A product that purports to be a hemp derived cannabinoid product, but is in violation of this article, is to be treated as marijuana (as defined in IC 35-48-1.1-29).

Chapter 2. Definitions

Sec. 1. The definitions in this chapter apply throughout this article.

Sec. 2. "Batch" means a specific quantity of a specific product containing cannabinoids derived from hemp that is:

(1) manufactured at the same time;
(2) manufactured using the same:
 (A) methods;
 (B) equipment; and
 (C) ingredients;

that are uniform and intended to meet specifications for identity, strength, purity, and composition; and

(3) manufactured, packaged, and labeled according to a single batch production record that is:

- (A) executed; and
- (B) documented.

Sec. 3. "CBD product" means a product that contains a cannabidiol or cannabigerol but does not contain tetrahydrocannabinol, any other cannabinoids, or any other controlled substances.

Sec. 3.5. "Container" has the meaning set forth in
JC 35-48-8-2.

Sec. 4. (a) "Hemp derived cannabinoid product" has the meaning set forth in IC 35-48-8-4.

Sec. 5. "Hemp distributor" means a person who distributes hemp derived cannabinoid products and has a permit under IC 7.1-8-10.

Sec. 6. "Hemp manufacturer" means a person who produces

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 **hemp derived cannabinoid products and has a permit under**
2 **IC 7.1-8-9.**

3 **Sec. 7. "Hemp retailer" means a person who sells or dispenses**
4 **a hemp derived cannabinoid product and has a permit under**
5 **IC 7.1-8-11.**

6 **Sec. 8. "Law enforcement officer" has the meaning set forth**
7 **in IC 35-31.5-2-185.**

8 **Sec. 9. "Marijuana" has the meaning set forth in**
9 **IC 35-48-1.1-29.**

10 **Sec. 10. "Permit holder" means a person who holds a valid**
11 **permit issued under this article.**

12 **Chapter 3. Commission Duties**

13 **Sec. 1. The commission shall enforce and administer this**
14 **article.**

15 **Sec. 2. The commission shall:**

- 16 **(1) issue permits under this article;**
- 17 **(2) assess fees to permit holders;**
- 18 **(3) approve or deny permit applications;**
- 19 **(4) create an online data base for permit information,**
20 **certificate of analysis information, and other information**
21 **related to hemp derived cannabinoid products in Indiana;**
- 22 **(5) monitor all permit holders;**
- 23 **(6) monitor all hemp derived cannabinoid products**
24 **manufactured, distributed, and retailed in Indiana;**
- 25 **(7) test all hemp derived cannabinoid products as necessary**
26 **to ensure compliance with this article;**
- 27 **(8) train excise officers to implement and enforce this article;**
28 **and**
- 29 **(9) create an affidavit for purposes of IC 7.1-8-6-1(a).**

30 **Sec. 3. The commission may audit the records of a permit**
31 **holder at any time to ensure compliance with:**

- 32 **(1) this article;**
- 33 **(2) rules adopted by the commission;**
- 34 **(3) permit requirements; and**
- 35 **(4) permit conditions.**

36 **Sec. 4. (a) The commission may inspect a permit holder's:**

- 37 **(1) records;**
- 38 **(2) property, including vehicles;**
- 39 **(3) hemp; and**
- 40 **(4) hemp derived cannabinoid products.**

41 **(b) The commission may conduct an inspection under this**
42 **section independently or in cooperation with:**



- (1) the state police department;
- (2) a federal law enforcement agency; or
- (3) a local law enforcement agency.

Chapter 4. Prescription Drugs

Sec. 1. This article does not apply to the sale or possession of the following:

- (1) Marinol.
- (2) Syndros.
- (3) Cesamet.
- (4) Epidiolex

Sec. 2. An individual who is less than twenty-one (21) years of age may purchase and possess a CBD product.

Chapter 5. Permit Applications

Sec. 1. The commission may:

- (1) consider;
- (2) approve;
- (3) deny; or
- (4) renew;

an application to manufacture, distribute, or sell a hemp derived cannabinoid product.

Sec. 2. If an applicant intentionally misstates a material fact in an application for a permit under this chapter, the commission shall deny the application.

Sec. 3. (a) An application for a permit under this article must include the following:

- (1) The name of the applicant.
- (2) The address of the premises to which the permit will be applicable.
- (3) A nonrefundable fee of two hundred fifty dollars (\$250).
- (4) The name under which the applicant transacts or intends to transact business.
- (5) The address of the applicant.
- (6) An express statement of the applicant that the applicant consents for the duration of the permit term and one (1) year after the permit expires, to the entrance, inspection, and search and seizure by a law enforcement officer, without a warrant, of the licensed premises and vehicles to determine whether the applicant is complying with this article. The applicant's consent required by this section is renewed and continued by the retention of a permit or its use by the applicant.
- (7) A signed statement by the applicant, under the penalties

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 of perjury, that the individual applying for the permit has
2 not been convicted, in the previous five (5) years, of:

3 (A) a federal crime having a sentence of at least one (1)
4 year;
5 (B) a Level 1, Level 2, Level 3, Level 4, or Level 5 felony
6 under Indiana law;
7 (C) a drug related Level 6 felony or misdemeanor;
8 (D) a crime in a state other than Indiana having a
9 penalty equal to the penalty for a Level 1, Level 2, Level
10 3, Level 4, or Level 5 felony; or
11 (E) a drug related felony or misdemeanor in a state
12 other than Indiana.

13 (8) A written consent for the state police department to
14 conduct a state or national criminal history background
15 check of the applicant.

16 (b) The commission shall deposit an application fee received
17 under subsection (a)(3) in the hemp derived cannabinoid products
18 fund established by IC 7.1-8-16.

19 Sec. 4. (a) Upon receipt of a permit application under this
20 chapter, the commission shall forward a copy of the application to
21 the state police department.

22 (b) The state police department shall do the following:

23 (1) Perform a state or national criminal history background
24 check of the applicant.

25 (2) Determine if the applicant was convicted, in the previous
26 five (5) years, of:

27 (A) a federal crime having a sentence of at least one (1)
28 year;
29 (B) a Level 1, Level 2, Level 3, Level 4, or Level 5 felony
30 under Indiana law;
31 (C) a drug related Level 6 felony or misdemeanor;
32 (D) a crime in a state other than Indiana having a
33 penalty equal to the penalty for a Level 1, Level 2, Level
34 3, Level 4, or Level 5 felony; or
35 (E) a drug related felony or misdemeanor in a state
36 other than Indiana.

37 (3) Return the application to the commission with the state
38 police department's determinations and a copy of the state or
39 national criminal history background check.

40 (c) The commission may assess a fee of one hundred dollars
41 (\$100) on behalf of the state police department to conduct criminal
42 background checks.



(d) The commission shall review a permit application and criminal background check information returned from the state police department.

(e) If the commission determines that all the requirements under this chapter have been met and that a permit should be granted to the applicant, the commission shall approve the application for issuance of a permit.

Sec. 5. (a) The commission may not issue a permit under this chapter to an individual who:

- (1) is less than twenty-one (21) years of age;
- (2) is not registered with the secretary of state to do business in Indiana;
- (3) has or had an interest in a hemp permit, an alcohol permit, or a tobacco sales certificate that has been revoked by the commission in the previous five (5) years;
- (4) does not have lawful status (as defined in IC 9-13-2-92.3);
- (5) has been convicted within five (5) years, and the conviction has not been expunged under IC 35-38-9, before the date of application of:
 - (A) a federal crime having a sentence of at least one (1) year;
 - (B) a Level 1, Level 2, Level 3, Level 4, or Level 5 felony under Indiana law;
 - (C) a drug related Level 6 felony or misdemeanor;
 - (D) a crime in a state other than Indiana having a penalty equal to the penalty for a Level 1, Level 2, Level 3, Level 4, or Level 5 felony; or
 - (E) a drug related felony or misdemeanor in a state other than Indiana;
- (6) is non compos mentis; or
- (7) has made an application for a permit under this title that has been denied less than one (1) year prior to the person's application for a hemp permit unless the first application was denied by reason of a procedural or technical defect.

b) Subsection (a)(1) does not prevent a minor from being a holder in a corporation.

Sec. 6. (a) A permit issued by the commission under this article contain the following information:

- (1) The permit number.
- (2) The permit holder's name.
- (3) The name and address of the business for which the permit is issued.

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

(4) The expiration date of the permit.

(b) A permit issued under this article is:

(1) valid for one (1) year after the date of issuance, unless the commission suspends or revokes the permit; and

(2) nontransferable.
Sec. 7. The commission may adopt rules under IC 4-22-2 to establish procedures for the issuance, renewal, reinstatement, and maintenance of a permit under this article.

Chapter 6. Permits

Sec. 1. (a) If a permit holder sells a hemp business and permit issued under this article, the new owner:

(1) must also file a new application for that type of hemp permit that the previous owner held;

(2) is subject to all of the rules and regulations that applied to the previous permit holder; and

(3) must provide the commission with proof of the sale, including:

(A) a purchase agreement; or

(B) an affidavit signed by the applicant on the form described in IC 7.1-8-3-2(9).

(b) The previous permit holder's permit is void after the later of the following:

(1) The date of the sale of the business.

(2) The date of the transfer of the business.

(c) The commission may choose to not issue a permit to the new owner if the new owner does not comply with the application requirements of this article.

Sec. 2. (a) A separate permit is required for each location in which a hemp derived cannabinoid product is manufactured, distributed, or sold.

(b) A person may have multiple permits for manufacturing, distributing, or retail selling of hemp, but a person may not have both:

(1) manufacturing and distribution permits;

(2) manufacturing and retail permits; or

(3) distribution and retail permits.

Sec. 3. A person who has been approved to be a hemp permit holder must conspicuously display the holder's hemp permit on the holder's premises, and keep the permit posted and displayed, as soon as the commission has approved the permit and as long as the permit is valid.

Sec. 4. The commission shall not issue more than one (1) type

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 of permit under this article to a person.

2 **Chapter 7. Deposit of Permits**

3 **Sec. 1. (a) If a permit holder is unable to immediately operate**
 4 **the business for which the permit was issued, the permit holder**
 5 **shall deposit the permit with the commission, subject to the**
 6 **commission's approval. The commission may approve the deposit**
 7 **of the permit for the following terms:**

- 8 (1) An initial term of deposit that expires twenty-four (24)
 9 months after the date of the commission's approval.
- 10 (2) An extension of the term of deposit that expires twelve
 11 (12) months after the date the initial term of deposit under
 12 subdivision (1) expires.
- 13 (3) An extension of the term of deposit that expires twelve
 14 (12) months after the date the initial term of deposit under
 15 subdivision (2) expires.
- 16 (4) An extension of the term of deposit that expires twelve
 17 (12) months after the date the initial term of deposit under
 18 subdivision (3) expires.

19 **(b) If the permit has not expired or reverted to the**
 20 **commission, a permit holder may withdraw a permit that is**
 21 **deposited with the commission and make the permit active at any**
 22 **time before the term of deposit expires, subject to any**
 23 **requirements of the commission.**

24 **Sec. 2. (a) A permit reverts to the commission if:**

25 **(1) a term of deposit under section 1(a) of this chapter**
 26 **expires without the commission approving an extension of**
 27 **the term; and**
 28 **(2) the permit is not active.**

29 **(b) At least ninety (90) days before the date that a term of**
 30 **deposit expires, the commission shall provide written notice to the**
 31 **permit holder of the date that:**

- 32 **(1) the term of deposit expires; and**
- 33 **(2) the permit will revert to the commission if:**
 - 34 **(A) the permit is not active; or**
 - 35 **(B) an extension of the term of deposit has not been**
 36 **approved by the commission.**

37 **Sec. 3. This section sets out the procedure for a permit holder**
 38 **to request deposit of a permit or extension of a term of deposit. A**
 39 **permit holder must do the following:**

- 40 **(1) Submit the permit holder's request for deposit or an**
 41 **extension of the term of deposit to the commission in writing.**
 42 **A permit holder must submit a request for extension at least**



sixty (60) days before the term of deposit expires.

(2) To make an initial request for deposit of a permit, submit documentation of the following:

(A) The specific reasons why the business for which the permit was issued is not immediately operational.

(B) A timetable for making the business and the permit active.

(C) A detailed statement of the permit holder's efforts to make the business operational and the permit active.

(3) To request an extension of a term of deposit, appear at a public meeting of the commission and provide to the commission's satisfaction an explanation of the following:

(A) The specific reasons why the business for which the permit was issued is not immediately operational.

(B) A timetable for making the business operational and the permit active.

(C) A detailed statement of the permit holder's efforts to make the business operational and the permit active.

(4) Submit to the commission any other documentation of the permit holder's efforts under subdivision (3)(C), including:

(A) contracts for construction or renovation of the permit premises;

(B) zoning applications and approvals; and

(C) building permits and any other necessary government approvals.

(5) If the commission approves the permit holder's initial request for deposit or request for an extension of a term of deposit, pay any permit renewal fees that are due.

Sec. 4. The commission shall send a notice by mail or electronic mail to a person of:

(1) the commission's approval or denial of a request for deposit or extension of a term of deposit; and

(2) if the permit holder's request is approved:

(A) the date that the term of deposit expires; and

(B) any fees that are due and payable by the permit holder.

A person adversely affected by the commission's determination under this chapter may seek judicial review of the determination under IC 4-21.5.

Chapter 8. Suspension, Revocation, and Reinstatement of Permits

Sec. 1. (a) The commission may suspend or revoke a hemp

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 permit if the permit holder fails to pay a civil penalty ordered by
 2 the commission.

3 (b) Before enforcing the imposition of a civil penalty or
 4 suspending or revoking a hemp permit, the commission shall:

5 (1) provide written notice of the alleged violation to the
 6 permit holder; and
 7 (2) conduct a hearing.

8 (c) If the commission:

9 (1) imposes a civil penalty; or
 10 (2) suspends or revokes a hemp permit;

11 the commission shall issue a written notice to the permit holder
 12 within ten (10) business days.

13 (d) The commission shall suspend a hemp permit for ninety
 14 (90) days if the commission finds by a preponderance of the
 15 evidence that the permit holder has committed a crime or that a
 16 crime was committed on the premises of the hemp permit holder.

17 Sec. 2. (a) If a permit has expired or been suspended under this
 18 article, the commission may not reinstate or renew the permit until
 19 the permit holder has paid all civil penalties imposed by the
 20 commission.

21 (b) The failure to pay a civil penalty described in subsection
 22 (a), after ninety (90) days, is a Class B infraction.

23 (c) If the commission has revoked a hemp permit, the
 24 commission may not reinstate or renew the permit until at least
 25 one hundred eighty (180) days after the revocation. The
 26 commission may reinstate an expired or revoked permit if the
 27 applicant demonstrates that the applicant will:

28 (1) exercise due diligence on the applicant's premises; and
 29 (2) properly supervise and train the applicant's employees or
 30 agents that will handle the hemp derived cannabinoid
 31 products.

32 (d) If a permit is reinstated or renewed under this section, the
 33 applicant must pay a new nonrefundable application fee of two
 34 hundred fifty dollars (\$250).

35 (e) As a condition of reinstatement of a hemp permit, the
 36 permit holder must train its employees on the laws and rules
 37 governing the proper handling of hemp derived cannabinoid
 38 products in Indiana.

39 Chapter 9. Manufacturer Permits

40 Sec. 1. (a) A person shall not manufacture a hemp derived
 41 cannabinoid product without holding a valid hemp manufacturer
 42 permit issued by the commission.



(b) A hemp manufacturer shall only purchase hemp from a person licensed to grow hemp under IC 15-15-13.

Sec. 2. (a) The commission may issue a hemp derived cannabinoid products manufacturer permit only to a person who:

(1) intends to manufacture hemp derived cannabinoid products;

(2) owns or operates a premises consisting of a permanent building or structures in which hemp derived cannabinoid products can be manufactured; and

(3) meets the commission's requirements for a hemp derived cannabinoid products manufacturer permit.

(b) The commission shall charge one thousand dollars (\$1,000) for a hemp derived cannabinoid products manufacturer permit annually. The commission shall deposit this fee in the hemp derived cannabinoid products fund established by IC 7.1-8-16.

(c) A hemp manufacturer may only sell hemp derived cannabinoid products to a hemp distributor permit holder.

(d) A hemp manufacturer may only manufacture hemp derived cannabinoid products in Indiana.

Chapter 10. Distributor Permits

Sec. 1. (a) A person shall not purchase hemp derived cannabinoid products from a hemp manufacturer without holding a valid hemp distributor permit issued by the commission.

(b) A person shall not sell hemp derived cannabinoid products to a hemp retailer without holding a valid hemp distributor permit issued by the commission.

(c) A person shall not distribute hemp derived cannabinoid products without holding a valid hemp distributor permit issued by the commission.

Sec. 2. (a) The commission may issue a hemp distributor permit to a person who intends to distribute hemp derived cannabinoid products and meets the commission's requirements for a hemp derived cannabinoid products distributor permit.

(b) The commission shall charge seven hundred fifty dollars (\$750) for a hemp distributor permit annually.

(c) A hemp distributor may only sell hemp derived cannabinoid products to a hemp retail permit holder.

(d) A hemp distributor may only buy hemp derived cannabinoid products from a hemp manufacturer permit holder.

Chapter 11. Retail Permits

Sec. 1. (a) A hemp retail permit holder under this chapter may only purchase hemp derived cannabinoid products from a hemp

SB 250 - LS 5117/DL 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 **distributor holding a valid hemp distributor permit issued by the**
 2 **commission.**

3 **(b) A person may only purchase hemp derived cannabinoid**
 4 **products from a hemp distributor if the person holds a hemp retail**
 5 **permit.**

6 **(c) A person may only sell:**

- 7 **(1) a hemp derived cannabinoid product; and**
- 8 **(2) a CBD product;**

9 **to a member of the public if the person holds a valid hemp derived**
 10 **cannabinoid products retail permit issued by the commission.**

11 **Sec. 2. (a) The commission may issue a hemp derived**
 12 **cannabinoid products retail permit to a person who:**

- 13 **(1) intends to sell hemp derived cannabinoid products; and**
- 14 **(2) meets the commission's requirements for a hemp derived**
 15 **cannabinoid products retail permit.**

16 **(b) The commission shall charge five hundred fifty dollars**
 17 **(\$550) for a hemp derived cannabinoid products retail permit**
 18 **annually. The commission shall deposit this fee in the hemp derived**
 19 **cannabinoid products fund established by IC 7.1-8-16.**

20 **Sec. 3. (a) It is a Class C infraction for a hemp retail permit**
 21 **holder or an employee or agent of a hemp retail permit holder to**
 22 **recklessly, knowingly, or intentionally sell, barter, exchange,**
 23 **provide, or furnish another person who is or reasonably appears**
 24 **to be less than forty (40) years of age a hemp derived cannabinoid**
 25 **product without first requiring the person to produce:**

- 26 **(1) a driver's license;**
- 27 **(2) an identification card issued under IC 9-24-16-1 or a**
 28 **similar card issued under the laws of another state or the**
 29 **federal government; or**
- 30 **(3) a government issued document;**

31 **bearing the person's photograph and birth date showing that the**
 32 **person is at least twenty-one (21) years of age.**

33 **(b) A hemp retail permit holder does not need to request the**
 34 **identification of an individual to purchase a CBD product, as**
 35 **defined in IC 7.1-8-2-3.**

36 **Sec. 4. A hemp retail permit holder must pay state sales tax on**
 37 **all products that the retail permit holder sells.**

38 **Sec. 5. A hemp retail permit holder may not operate from a**
 39 **location that is within one thousand (1,000) feet of the perimeter of:**

- 40 **(1) a school;**
- 41 **(2) a playground;**
- 42 **(3) a child care center;**



- (4) a library; or
- (5) a government owned or operated property.

Sec. 6. A hemp retail permit holder shall prohibit the onsite consumption of hemp derived cannabinoid products on the hemp permit holder's premises.

Sec. 7. A hemp retail permit holder may not deliver hemp derived cannabinoid products to any customer.

Sec. 8. The sale of hemp derived cannabinoid products on the Internet is expressly prohibited. Unless specifically granted authority by a statute passed by the general assembly, the commission shall not allow the operation of or authorize online sale of hemp derived cannabinoid products.

Chapter 12. Carrier Permits

Sec. 1. (a) The commission may issue a hemp carrier permit to a person who:

(1) intends to transport hemp or hemp derived cannabinoid products:

(A) between a hemp grower, licensed under IC 15-15-13-7 and a hemp manufacturer;

(B) between a hemp manufacturer and a hemp distributor;

- (C) between a hemp distributor and a hemp retailer; or
- (D) between Indiana and another state; and

(2) meets the commission's requirements for a hemp carrier permit.

(b) A person transporting industrial hemp, as defined in IC 35-48-8-5, is exempt under this article but must obtain a hemp

handler permit under IC 15-15-13-7 to transport industrial hemp.
Sec. 2. (a) An applicant for a carrier permit under this chapter must submit to the commission the description of the applicant's vehicle including:

(1) the date of manufacture of the vehicle;

(2) the vehicle's approximate weight;

(3) the vehicle's vehicle identification

(4) the vehicle's license plate number;

(5) the vehicle's capacity; and

(6) other information that the

(b) An applicant for a carrier permit under this chapter must

submit a surety bond in a penal sum of a minimum of five thousand dollars (\$5,000), executed by the applicant and payable to the state of Indiana, to the commission. The bond shall be conditioned that the applicant will not violate a provision of this title, or a rule or

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 **regulation of the commission. The commission shall duly execute**
 2 **and approve the bond.**

3 **(c) A separate carrier permit is required for each vehicle that**
 4 **is used to transport hemp derived cannabinoid products.**

5 **(d) The driver of the vehicle transporting hemp derived**
 6 **cannabinoid products must possess the carrier permit.**

7 **(e) If a driver fails to possess a carrier permit while**
 8 **transporting hemp or hemp derived cannabinoid products, a law**
 9 **enforcement officer may seize, embargo, or retain any hemp**
 10 **derived cannabinoid products in the vehicle.**

11 **Sec. 3. The commission shall adopt rules under IC 4-22-2 to**
 12 **require an applicant for a carrier permit under this chapter to**
 13 **demonstrate reliability and responsibility.**

14 **Sec. 4. (a) The commission shall charge a fee of two hundred**
 15 **fifty dollars (\$250) for a hemp carrier permit annually.**

16 **(b) The commission shall deposit a fee received under**
 17 **subsection (a) in the hemp derived cannabinoid products fund**
 18 **established by IC 7.1-8-16.**

19 **Chapter 13. Labeling**

20 **Sec. 1. (a) A hemp manufacturer may only sell a hemp derived**
 21 **cannabinoid product to a hemp distributor if the hemp derived**
 22 **cannabinoid product is labeled in accordance with this chapter.**

23 **(b) A hemp distributor may only distribute a hemp derived**
 24 **cannabinoid product to a hemp retailer if the hemp derived**
 25 **cannabinoid product is labeled in accordance with this chapter.**

26 **(c) A hemp retailer may only sell a hemp derived cannabinoid**
 27 **product to a member of the public if the container or packaging of**
 28 **the hemp derived cannabinoid product contains a label that is in**
 29 **accordance with this chapter.**

30 **(d) If a person violates this chapter:**

31 **(1) a law enforcement officer shall seize any improperly**
 32 **labeled products; and**

33 **(2) the commission may revoke the person's permit issued**
 34 **under this article.**

35 **(e) A product seized under subsection (d)(1) is presumed to be**
 36 **marijuana as defined in IC 35-48-1.1-29.**

37 **Sec. 2. (a) A label on a hemp derived cannabinoid product**
 38 **must be conspicuous and include the following information:**

39 **(1) The batch number.**

40 **(2) The hemp derived cannabinoid product permit number.**

41 **(3) If at the manufacturing stage, the hemp manufacturer's**
 42 **permit number.**



(4) If at the distribution stage, the hemp manufacturer's and the distributor's permit numbers.

(5) If at the retail stage, the hemp manufacturer's permit number, the hemp distributor's permit number, and the hemp retailer's permit number.

(6) The weight of the product.

(7) Test results from a Hemp Analytical Testing Laboratory registered with the federal Drug Enforcement Administration, indicating the:

(A) percentage amount of each cannabinoid strain, including THC and cannabidiol, present in the hemp derived cannabinoid product; and

(B) number of milligrams of each cannabinoid strain, including THC and cannabidiol, present in the hemp derived cannabinoid product.

(8) A QR code that links to the commission's online data base with the certificate of analysis for the testing of the hemp derived cannabinoid product.

(9) Except as provided in subsection (b), that the product is legally available only to an individual who is at least twenty-one (21) years of age.

**(10) The following statement: "THE STATE OF INDIANA
HEALTH WARNING: Hemp derived cannabinoid products
can be addictive and impair an individual's ability to drive
a motor vehicle or operate heavy machinery. Smoking can
lead to an increased risk for cancer, tachycardia,
hypertension, heart attack, and lung infection. These
products may also affect the health of a pregnant woman and
the unborn child. KEEP OUT OF THE REACH OF
CHILDREN.".**

(b) Subsection (a)(9) does not apply to CBD products, as defined in IC 7.1-8-2-3.

Chapter 14. Containers

Sec. 1. As used in this chapter, "container" has the meaning set forth in IC 35-48-8-2.

Sec. 2. A person may not manufacture, sell, or distribute a hemp derived cannabinoid product unless the product is contained in child resistant packaging.

Sec. 3. (a) If the commission discovers any hemp derived cannabinoid product sold or distributed in violation of this article, the commission may seize and take possession of the product. The commission shall destroy all products seized under this subsection.



(b) The commission may impose a civil penalty on any person who sells or distributes a hemp derived cannabinoid product in violation of this article. However, the civil penalty may not exceed the greater of:

(1) five hundred percent (500%) of the retail value of the product sold or distributed in violation of this chapter; or
(2) five thousand dollars (\$5,000).

Chapter 15. Laboratories

Sec. 1. (a) The state police department shall publish on the department's website the list of Hemp Analytical Testing Laboratories registered with the federal Drug Enforcement Administration licensed to test hemp for THC concentration in Indiana.

(b) The commission shall notify the state police department if a laboratory listed under subsection (a) has failed to comply with this article.

(c) The state police department shall delete a laboratory from the list described in subsection (a) after receiving a notification under subsection (b).

Sec. 2. A hemp manufacturer must test each hemp derived cannabinoid product that the hemp manufacturer produces at a Hemp Analytical Testing Laboratory registered with the federal Drug Enforcement Administration and listed on the state police department's website.

Sec. 3. A hemp manufacturer must submit the following to the commission:

- (1) The certificate of analysis for each product tested by a laboratory under section 2 of this chapter.
- (2) The name of the laboratory that tested the product.
- (3) The license number of the laboratory that tested the product.
- (4) A draft of a label that complies with IC 7.1-8-13.
- (5) The address of the hemp manufacturer.
- (6) The percentage of every cannabinoid contained in the product.
- (7) The terpenoid type and concentration used.
- (8) The residual solvents and processing chemicals used.
- (9) Any residual pesticides used.
- (10) Any heavy metals contained the product.
- (11) Any microbial impurities in the product.
- (12) Any mycotoxins present in the product.
- (13) Any water activity.

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

(14) Any yeast and mold in the product.

(15) A statement indicating whether vitamin E acetate is in the product.

(16) The hemp grower's license number.

Sec. 4. The commission shall publish information compiled under section 3 of this chapter in the commission's data base for hemp derived cannabinoid products and post this information on the commission's website.

Sec. 5. (a) A hemp manufacturer, a hemp distributor, or a hemp retailer may not sell a hemp derived cannabinoid product that is not properly tested under section 2 of this chapter.

(b) A person who knowingly or intentionally falsifies or alters a certificate of analysis is subject to criminal prosecution under IC 35-43-5-4.

(c) A hemp derived cannabinoid product with a falsified or altered certificate of analysis is to be considered marijuana (as defined in IC 35-48-1.1-29).

Sec. 6. (a) A laboratory testing hemp under this chapter must submit to the hemp manufacturer each certificate of analysis that it performs.

(b) The commission shall adopt rules under IC 4-22-2 to implement this chapter.

Chapter 16. Hemp Derived Cannabinoid Products Fund

Sec. 1. (a) The hemp derived cannabinoid products fund is established as a dedicated fund administered by the state budget agency.

(b) All money received by the commission for deposit in the hemp derived cannabinoid products fund shall be deposited in the fund.

(c) The commission shall deposit in the fund all:

(1) fees for permits received under this article; and

(2) application fees received under this article.

(d) No portion of the fund shall revert to the state general fund at the end of a state fiscal year. However, if the fund is abolished, its contents shall revert to the state general fund.

(e) All money accruing in the fund is continuously appropriated for the purposes in this chapter.

Sec. 2. In each state fiscal year, the prior state fiscal year collections accrued to the fund shall be used by the commission as follows:

(1) Seventy percent (70%) by the commission for the administration of the purposes of this article.



(2) Twenty percent (20%) pursuant to the hemp derived products law enforcement program as described in section 3 of this chapter.

(3) Five percent (5%) to the division of mental health and addiction to provide funding for the 988 suicide and crisis hotline.

(4) Five percent (5%) to the state general fund.

Sec. 3. (a) The hemp derived cannabinoid products law enforcement program is established and shall be administered by the commission.

(b) The state budget agency may distribute funds as part of the hemp derived cannabinoid products law enforcement program as follows:

(1) To the state police department for the following:

(A) Funding ARIDE training at the Indiana state police department academy.

(B) Purchasing oral fluid testing material for roadside hemp and cannabis testing.

(C) The destruction of confiscated or illegal hemp derived cannabinoid products.

(D) Funding other items necessary to enforce this article.

(2) To local law enforcement agencies for oral

Material for roadside hemp

To prosecuting attorneys for the following:

(A) Training programs.

(B) Legal and court costs associated with the prosecution of violations related to hemp derived cannabinoid products or marijuana.

(C) Other items necessary to enforce this article

(C) Other Items included

Sec. 1. (a) A permit holder under this article shall not engage in any advertising of hemp derived cannabinoid products or a business that sells hemp derived cannabinoid products that:

(1) is false or misleading:

(2) promotes overconsumption of hemp derived cannabinoid products;

(3) depicts actual consumption of hemp derived cannabinoid products;

- (4) depicts a person less than twenty-one (21) years of age;
- (5) makes any health, medical, or therapeutic claims about cannabis or hemp derived cannabinoid products;



19 (5) a government owned or government operated property.

- (1) on or in a private vehicle;
- (2) on or in a public transit vehicle;
- (3) at a public transit shelter;
- (4) at a bus stop;
- (5) at a taxi stand;
- (6) in a train station; or
- (7) in an airport.

Chapter 18. Product Testing

33 Sec. 1. The commission may do spot testing of hemp derived
34 cannabinoid products to ensure compliance with this article.

35 **Sec. 2. (a) If the commission tests a hemp derived cannabinoid**
36 **product that:**

42 (b) The commission shall adopt rules under IC 4-22-2

SP-252 - L.S. 5117/DL107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 concerning the recall of hemp derived cannabinoid products due
 2 to:

3 (1) improper or false labeling; or
 4 (2) health and safety concerns.

5 (c) The commission may adopt a rule under IC 4-22-2 to
 6 increase the fee described in subsection (a) if the testing costs
 7 exceed the fee.

8 **Chapter 19. Enforcement Actions**

9 **Sec. 1. If the commission, the state police department, a federal**
 10 **law enforcement agency, or a local law enforcement agency finds**
 11 **that a permit holder possesses a product that purports to be a**
 12 **hemp derived cannabinoid product and does not meet the**
 13 **requirements of this article, the product is considered to be**
 14 **marijuana (as defined in IC 35-48-1.1-29). The commission, state**
 15 **police department, federal law enforcement agency, or local law**
 16 **enforcement agency may:**

17 (1) detain, seize, or embargo the product;
 18 (2) seize the building containing the product; and
 19 (3) seize the vehicle used to transport or store the product.

20 **Chapter 20. Crimes**

21 **Sec. 1. (a) A person who knowingly or intentionally**
 22 **transports hemp derived cannabinoid products:**

23 (1) between a hemp manufacturer and a hemp distributor;
 24 or
 25 (2) between a hemp distributor and a hemp retailer;
 26 without holding a valid hemp derived cannabinoid products carrier
 27 permit commits a Class B misdemeanor.

28 **(b) A person who knowingly or intentionally transports a**
 29 **hemp derived cannabinoid product into or through Indiana that**
 30 **was manufactured outside of Indiana commits a Class A**
 31 **misdemeanor.**

32 **(c) The commission may revoke the person's hemp carrier**
 33 **permit for violating this section.**

34 **Sec. 2. A law enforcement agency may seize hemp or hemp**
 35 **derived cannabinoid products that are being transported in**
 36 **violation of this article.**

37 **Sec. 3. (a) It is unlawful for a person to possess an article,**
 38 **instrument, imitation, or counterfeit of a permit issued under this**
 39 **article, other than a permit lawfully issued to the person and which**
 40 **the person is lawfully entitled to possess.**

41 **(b) It is unlawful for a person to display an imitation or**
 42 **counterfeit of a permit issued under this article for the purpose of**



1 **defrauding the state of the payment of a tax or permit fee imposed**
 2 **by this title.**

3 **(c) A person who knowingly or intentionally violates**
 4 **subsection (a) or (b) commits a Class A misdemeanor. However,**
 5 **the offense is a Level 6 felony after the first offense.**

6 **Sec. 4. A person who knowingly or intentionally sells or offers**
 7 **to sell a hemp derived cannabinoid product over the Internet or by**
 8 **delivery commits a Class A misdemeanor.**

9 **Sec. 5. A person who knowingly or intentionally sells a hemp**
 10 **derived cannabinoid product that has been recalled under**
 11 **IC 7.1-8-18 commits a Class B misdemeanor.**

12 **Sec. 6. A person who knowingly or intentionally violates this**
 13 **article commits a deceptive act that is actionable by the attorney**
 14 **general under IC 24-5-0.5 and is subject to the penalties listed in**
 15 **IC 24-5-0.5.**

16 SECTION 13. IC 9-13-2-86, AS AMENDED BY P.L.186-2025,
 17 SECTION 82, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 18 JULY 1, 2026]: Sec. 86. "Intoxicated" means under the influence of:

19 (1) alcohol;
 20 (2) a controlled substance (as defined in IC 35-48-1.1);
 21 (3) a drug other than alcohol or a controlled substance;
 22 (4) a substance described in IC 35-46-6-2 or IC 35-46-6-3;
 23 (5) a combination of substances described in subdivisions (1)
 24 through (4); any amount of tetrahydrocannabinol; or
 25 (6) any other substance, not including food and food ingredients
 26 (as defined in IC 6-2.5-1-20), tobacco (as defined in
 27 IC 6-2.5-1-28), or a dietary supplement (as defined in
 28 IC 6-2.5-1-16); or
 29 (7) any combination of substances listed in subdivisions (1)
 30 through (6);

31 so that there is an impaired condition of thought and action and the loss
 32 of normal control of a person's faculties.

33 SECTION 14. IC 9-13-2-160.5 IS ADDED TO THE INDIANA
 34 CODE AS A NEW SECTION TO READ AS FOLLOWS
 35 [EFFECTIVE JULY 1, 2026]: Sec. 160.5. "Schedule I drug", for
 36 purposes of this title, includes marijuana (as defined in
 37 IC 35-48-1.1-29), hemp (as defined in IC 35-48-8-3), and
 38 tetrahydrocannabinol (as defined in IC 7.1-1-3-46.5).

39 SECTION 15. IC 15-15-13-0.5, AS ADDED BY P.L.165-2014,
 40 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 41 JULY 1, 2026]: Sec. 0.5. (a) The state seed commissioner shall
 42 administer this chapter.

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 **(b) The state seed commissioner shall share information**
 2 **regarding the hemp program established under this chapter with**
 3 **the state police department.**

4 **(c) The state seed commissioner shall report and provide to the**
 5 **United States Secretary of Agriculture required information under**
 6 **7 CFR 990.7 within thirty (30) days of the information being**
 7 **received.**

8 SECTION 16. IC 15-15-13-1, AS AMENDED BY P.L.190-2019,
 9 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 10 JULY 1, 2026]: Sec. 1. (a) Nothing in this chapter authorizes any
 11 person to violate any federal law or regulation.

12 **(b) Any state hemp grow programs may not operate above**
 13 **federal restrictions or limitations.**

14 **(b) (c) Nothing in this chapter authorizes the state seed**
 15 **commissioner to regulate a hemp product or a hemp derived**
 16 **cannabinoid product under IC 7.1-8.**

17 SECTION 17. IC 15-15-13-3, AS AMENDED BY P.L.190-2019,
 18 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 19 JULY 1, 2026]: Sec. 3. As used in this chapter, "crop" means any hemp
 20 grown under a **single hemp grower's license issued under this**
 21 **chapter.**

22 SECTION 18. IC 15-15-13-3.5 IS ADDED TO THE INDIANA
 23 CODE AS A **NEW SECTION TO READ AS FOLLOWS** [EFFECTIVE
 24 JULY 1, 2026]: Sec. 3.5. **"Grow site" means any place**
 25 **or location, either indoors or outdoors, where a hemp crop is**
 26 **legally grown.**

27 SECTION 19. IC 15-15-13-4, AS AMENDED BY P.L.190-2019,
 28 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 29 JULY 1, 2026]: Sec. 4. As used in this chapter, "grower" means:

- 30 (1) an individual, a partnership, a company, or a corporation that
 31 **produces grows hemp; for commercial purposes;** or
- 32 (2) a person, as part of a hemp research program conducted by
 33 a state educational institution (as defined by IC 21-7-13-32).

34 SECTION 20. IC 15-15-13-5, AS AMENDED BY P.L.190-2019,
 35 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 36 JULY 1, 2026]: Sec. 5. **(a) As used in this chapter, "handler" means an**
 37 **individual, a partnership, a company, or a corporation that receives**
 38 **industrial hemp for scientific research, or for processing into**
 39 **agricultural commodities, industrial hemp, products;** or agricultural
 40 hemp seed.

41 **(b) The term does not include a person processing or handling**
 42 **hemp derived cannabinoid products under IC 7.1-8.**

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 SECTION 21. IC 15-15-13-6, AS AMENDED BY P.L.190-2019,
 2 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 3 JULY 1, 2026]: Sec. 6. As used in this chapter, "hemp" means the plant
 4 *Cannabis sativa L.* and any part of that plant, including the seeds
 5 thereof and all derivatives, extracts, cannabinoids, isomers, acids, salts,
 6 and salts of isomers, whether growing or not, with a
 7 delta-9-tetrahydrocannabinol concentration of not more than
 8 three-tenths of one percent (0.3%) on a dry weight basis, for any part
 9 of the *Cannabis sativa L.* plant. **has the meaning set forth in
 10 IC 35-48-8-3.**

11 SECTION 22. IC 15-15-13-6.3 IS ADDED TO THE INDIANA
 12 CODE AS A NEW SECTION TO READ AS FOLLOWS
 13 [EFFECTIVE JULY 1, 2026]: **Sec. 6.3. As used in this chapter,
 14 "remediate" means the process of rendering noncompliant hemp
 15 compliant by:**

16 **(1) removing and destroying flower material, while retaining
 17 stalk, stems, leaf material, and seeds; or**

18 **(2) shredding the entire plant into a biomass like material,
 19 then retesting the shredded biomass material for compliance.**

20 SECTION 23. IC 15-15-13-6.5, AS AMENDED BY
 21 P.L.186-2025, SECTION 104, IS AMENDED TO READ AS
 22 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 6.5. As used in this
 23 chapter, "hemp derived cannabinoid product" means a product
 24 derived from, or made by, processing hemp plants or plant parts
 25 including derivatives, extracts, cannabinoids, isomers, acids, salts, and
 26 salts of isomers. However, the term does not include:

27 **(1) smokable hemp (as defined by IC 35-48-1.1-38); or**

28 **(2) products that contain a total delta-9-tetrahydrocannabinol
 29 concentration of more than three-tenths of one percent (0.3%) by
 30 weight. **has the meaning set forth in IC 35-48-8-4.****

31 SECTION 24. IC 15-15-13-6.6 IS ADDED TO THE INDIANA
 32 CODE AS A NEW SECTION TO READ AS FOLLOWS
 33 [EFFECTIVE JULY 1, 2026]: **Sec. 6.6. As used in this chapter,
 34 "industrial hemp" has the meaning set forth in IC 35-48-8-5.**

35 SECTION 25. IC 15-15-13-6.7 IS ADDED TO THE INDIANA
 36 CODE AS A NEW SECTION TO READ AS FOLLOWS
 37 [EFFECTIVE JULY 1, 2026]: **Sec. 6.7. As used in this chapter,
 38 "industrial hemp production site" means a location where
 39 industrial hemp may be processed, stored, staged, delivered, or
 40 received.**

41 SECTION 26. IC 15-15-13-6.8 IS ADDED TO THE INDIANA
 42 CODE AS A NEW SECTION TO READ AS FOLLOWS

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 [EFFECTIVE JULY 1, 2026]: **Sec. 6.8.** As used in this chapter,
 2 "licensee" means a person who is licensed by the state seed
 3 commissioner under this chapter including:
 4 (1) a grower;
 5 (2) a handler; or
 6 (3) a grower and a handler.

7 SECTION 27. IC 15-15-13-6.9 IS ADDED TO THE INDIANA
 8 CODE AS A NEW SECTION TO READ AS FOLLOWS
 9 [EFFECTIVE JULY 1, 2026]: **Sec. 6.9.** As used in this chapter, "lot"
 10 means a contiguous area in a field, greenhouse, or indoor growing
 11 structure containing the same variety or strain of cannabis
 12 throughout the area.

13 SECTION 28. IC 15-15-13-7, AS AMENDED BY P.L.190-2019,
 14 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 15 JULY 1, 2026]: Sec. 7. (a) Subject to section 15 of this chapter, the
 16 production of, possession of, scientific study of, and commerce in hemp
 17 and industrial hemp is authorized in Indiana. Hemp is subject to
 18 regulation by the state seed commissioner. The state seed
 19 commissioner shall adopt rules to oversee the licensing, production,
 20 and management of:

21 (1) hemp; and
 22 (2) agricultural hemp seed. implement this chapter.

23 (b) All growers and handlers of industrial hemp must have a
 24 hemp license issued by the state seed commissioner. Growers and
 25 handlers engaged in the production of agricultural hemp seed must also
 26 have an agricultural a hemp seed production grower's license. A
 27 contract grower, hemp cooperative, or a similar entity to a
 28 contract grower or hemp cooperative must be licensed to grow
 29 hemp or to handle industrial hemp.

30 (c) The state seed commissioner may issue the following hemp
 31 licenses:

32 (1) A hemp grower's license, to a person who conducts the
 33 activities of a grower including farming or propagating of
 34 hemp.

35 (2) A hemp handler's license, to a person who transports
 36 industrial hemp, in any quantity, stage, and for any purpose.

37 (d) A hemp handler is exempt from having to obtain a carrier
 38 permit under IC 7.1-8-12.

39 (e) The state seed commissioner may issue both licenses listed
 40 under subsection (c) to the same person. The possession of one (1)
 41 license does not mean a person possesses the other license.

42 (f) A hemp grower's or hemp handler's license does not allow



1 **the person holding the license to produce hemp derived**
2 **cannabinoid products under IC 7.1-8.**

3 **(c) An application for a hemp license or agricultural hemp seed**
4 **production license under this chapter must include the following:**

- 5 (1) The name and address of the applicant.
- 6 (2) The name and address of the ~~hemp operation~~ business of the
7 applicant.
- 8 (3) The global positioning system coordinates, **including the**
9 **geospatial decimal format**, and legal description of the property
10 used for the hemp operation. following:
11 (A) Site by field.
12 (B) Storage site.
13 (C) Receiving site.
14 (D) Staging site.
15 (E) Sites similar to the sites listed in clauses (A) through
16 (D).

17 (4) If the ~~hemp license or agricultural hemp seed production~~
18 license application is made by a grower, the acreage size of the
19 field where the hemp will be grown.

20 (5) A statement signed by the applicant, under penalty of perjury,
21 that the person applying for the ~~hemp license or agricultural~~
22 has not been convicted, of a drug
23 related felony or misdemeanor in the previous ten (10) within
24 five (5) years of the application date, of:

- 25 (A) a federal crime having a sentence of at least one (1)
26 year;
- 27 (B) a felony drug related misdemeanor under Indiana
28 law; or
- 29 (C) a crime in a state other than Indiana having a
30 penalty equal to the penalty for a felony;

31 for which the applicant's conviction has not been expunged
32 under IC 35-38-9.

33 (6) A written consent allowing the state police department to
34 conduct a state or national criminal history background check.

35 (7) A written consent that the applicant expressly consents for
36 a one (1) year duration and for an additional one (1) year
37 after the applicant's permit expires allowing to allow the state
38 police department, the state seed commissioner, or the state seed
39 commissioner's authorized representative, if a license is issued
40 to the applicant, upon the issuance of a license to the
41 applicant, to conduct aerial inspections and to enter the
42 premises on which the hemp is grown to conduct physical



1 inspections of hemp planted and grown by the applicant, and to
2 ensure the plants meet the definition of hemp as set forth in
3 section 6 of this chapter.

4 (8) A nonrefundable application fee, which must include the
5 amount necessary to conduct a state or national criminal history
6 background check, in an amount determined by the state seed
7 commissioner.

12 (9) A crop testing plan that includes:

19 (A) CBD;

20 (B) fiber;

21 (C) grain;

22 (D) oil; on

23 (E) hemp derived cannabinoid products.

24 (11) The variety or strain of *Cannabis sativa L.* to be grown.

34 (15) If the applicant is growing industrial hemp, the
35 applicant must include the location of the industrial hemp
36 production site including the county and geospatial location
37 coordinates in decimal format.

38 (9) (16) Any other information required by the state seed
39 commissioner.

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

(i) An individual described in subsection (h) must also submit a criminal background check.

15 **(I) The state seed commissioner shall assess a nonrefundable**
16 **fee of five hundred dollars (\$500) for an applicant.**

20 SECTION 29. IC 15-15-13-7.5 IS ADDED TO THE INDIANA
21 CODE AS A NEW SECTION TO READ AS FOLLOWS
22 [EFFECTIVE JULY 1, 2026]: **Sec. 7.5. The state seed commissioner**
23 **may not issue a license under this chapter to an individual who:**

38 and the conviction has not been expunged under IC 35-38-9;
39 or

40 (6) is non compos mentis.

41 SECTION 30. IC 15-15-13-7.6 IS ADDED TO THE INDIANA
42 CODE AS A NEW SECTION TO READ AS FOLLOWS

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 [EFFECTIVE JULY 1, 2026]: **Sec. 7.6. (a)** A licensee shall ensure
 2 that their employees, volunteers, family members, or others
 3 servicing a hemp production site, and subject to the management
 4 of the licensee, comply with the requirements of Indiana law.

5 **(b)** A licensee may not conduct any hemp activity on property
 6 owned by, leased from, or previously submitted in a hemp
 7 application by any person if the state seed commissioner denied the
 8 person's hemp license application or revoked the person's hemp
 9 license for any of the following reasons:

10 **(1)** The failure to obtain a criminal background check.
 11 **(2)** The failure to comply with an order from the state seed
 12 commissioner.

13 **(c)** A licensee must report hemp crop acreage to the Farm
 14 Services Agency (FSA) and to the Agricultural Marketing Service,
 15 including the following:

16 **(1)** Street address, if available, and geospatial location for
 17 each production or grow site where hemp will be grown or
 18 handled.

19 **(2)** Outdoor acreage or indoor square footage dedicated to
 20 the growing of hemp.

21 **(3)** License number of the grower.

22 **(4)** The purpose of the crop as fiber, grain, CBD, or another
 23 specified use.

24 **(d)** A grower who is aware that a hemp crop grown under
 25 their license exceeds the acceptable hemp THC level, whether
 26 notified by the state seed commissioner or not, must:

27 **(1)** secure the crop;

28 **(2)** harvest the crop within thirty (30) days of sampling;

29 **(3)** transport the crop to a state seed commissioner approved
 30 Indiana reverse distributor;

31 **(4)** remediate the crop under the direction and supervision of
 32 the state seed commissioner's office;

33 **(5)** dispose of the crop in a designated site in a manner that
 34 complies with local and state burn laws; and

35 **(6)** verify the disposal of the crop with the state seed
 36 commissioner.

37 **(e)** If a grower remediates a crop under this section, the
 38 grower must have the crop tested for THC concentration levels and
 39 send the results to the state seed commissioner. A crop may only
 40 enter the stream of commerce if the hemp is below the acceptable
 41 THC concentration levels.

42 **(f)** A grower must report to the state seed commissioner if the



1 **purpose of the crop changes, or if a different varietal is used, ten**
 2 **(10) days after the receipt of seed or clones.**

3 SECTION 31. IC 15-15-13-8, AS AMENDED BY P.L.156-2020,
 4 SECTION 62, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 5 JULY 1, 2026]: Sec. 8. (a) Each license application received under this
 6 chapter must be processed as follows:

7 (+) (a) Upon receipt of a license application, the state seed
 8 commissioner shall do one (+) of the following:

9 (A) forward a copy of the application to the state police
 10 department. The state police department shall do the following:
 11 (+) (1) Perform a state or national criminal history background
 12 check of the applicant.

13 (+) (2) Determine if the requirements under section 7(c)(5)
 14 7(g)(5) of this chapter concerning prior criminal convictions
 15 have been met.

16 (+) (3) Return the application to the state seed commissioner
 17 along with the state police department's determinations and a
 18 copy of the state or national criminal history background check.

19 (B) Do the following:

20 (i) Perform a state or national criminal history
 21 background check of the applicant under the same
 22 standards as the state police department would
 23 perform.

24 (ii) Determine if the requirements under section 7(c)(5)
 25 of this chapter concerning prior criminal convictions
 26 have been met.

27 (2) (b) The state seed commissioner shall review the license
 28 application and the criminal history background check.

29 (+) (c) If the state seed commissioner determines that all the
 30 requirements under this chapter have been met and that a license
 31 should be granted to the applicant, the state seed commissioner shall
 32 approve the application for issuance of a license.

33 (d) The state seed commissioner must approve an application
 34 before an applicant can conduct any hemp activity.

35 (e) (e) A hemp license or agricultural hemp seed production
 36 license under this chapter expires on December 31 of the year for
 37 which the license was issued, unless revoked. A hemp license or
 38 agricultural hemp seed production license may be renewed in
 39 accordance with rules adopted by the state seed commissioner and is
 40 nontransferable.

41 (f) A license is nontransferable.

42 (g) A license may be renewed annually.

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 SECTION 32. IC 15-15-13-9, AS AMENDED BY P.L.190-2019,
 2 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 3 JULY 1, 2026]: Sec. 9. (a) An agricultural hemp seed production
 4 license issued under this chapter authorizes a grower or handler to
 5 produce and handle agricultural hemp seed for sale to licensed hemp
 6 growers and handlers. A seller of agricultural hemp seed shall ensure
 7 that the seed complies with any standards set by the state seed
 8 commissioner. The state seed commissioner shall make available to
 9 growers information that identifies sellers of agricultural hemp seed.
 10 (b) A person who sells agricultural hemp seed to a grower must
 11 be a seed distributor who has a permit under IC 15-15-1-34.
 12 (c) All growers and handlers must keep All records in
 13 accordance with rules adopted by the state seed commissioner related
 14 to hemp, industrial hemp, and agricultural hemp seed must be
 15 retained by the state seed commissioner, an applicant, and a
 16 licensee for at least five (5) years. Upon at least three (3) days notice,
 17 the state seed commissioner may audit the required records during
 18 normal business hours. The state seed commissioner may conduct an
 19 audit periodic audits on a licensee for the purpose of ensuring
 20 compliance with:
 21 (1) this chapter;
 22 (2) rules adopted by the state seed commissioner; or
 23 (3) hemp license or agricultural hemp seed production license
 24 requirements, terms, and conditions.
 25 (d) In addition to an audit conducted in accordance with
 26 subsection (c), The state seed commissioner may inspect
 27 independently, or in cooperation with the state police department, a
 28 federal law enforcement agency, or a local law enforcement agency,
 29 any hemp crop during the crop's growth phase and take a representative
 30 composite sample for field analysis. If a crop contains an average
 31 delta-9-tetrahydrocannabinol total tetrahydrocannabinol (THC)
 32 concentration exceeding three-tenths of one percent (0.3%) on a dry
 33 weight basis, the state seed commissioner may detain, seize, or
 34 embargo the crop.
 35 (e) The state seed commissioner may revoke a license issued under
 36 this chapter to a person that fails to cooperate with:
 37 (1) the state seed commissioner;
 38 (2) the state police;
 39 (3) a federal law enforcement agency; or
 40 (4) a local law enforcement agency; or
 41 (5) a person making an official inspection or taking of a
 42 sample of a hemp crop during the crop's growth phase.

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 in an inspection, or in the taking of a sample, under subsection (d).

2 (f) The state seed commissioner may revoke the license of a
3 licensee that grows, sells, or distributes hemp for the following:

4 (1) The licensee has not:

5 (A) complied with the requirements under this chapter;

6 or

7 (B) submitted reports required by the state seed
8 commissioner.

9 (2) The licensee falsified information.

10 (3) The licensee failed to follow labeling requirements.

11 (4) The licensee is convicted of violating any Indiana law.

12 (g) If the state seed commissioner revokes a license, the state
13 seed commissioner shall issue a letter within ten (10) business days
14 to the licensee concerning the revocation.

15 (f) (h) A failure to cooperate described in subsection (e)
16 constitutes probable cause for the state seed commissioner, state police,
17 federal law enforcement agency, or local law enforcement agency to
18 search the premises of the licensee's hemp operation.

19 (g) (i) If the state police department, a federal law enforcement
20 agency, or a local law enforcement agency cooperates with the state
21 seed commissioner in the detention, seizure, or embargo of a crop
22 under this section:

23 (1) the state police department, federal law enforcement agency,
24 or local law enforcement agency; and

25 (2) any officer or employee of the state police department,
26 federal law enforcement agency, or local law enforcement
27 agency who is involved in the detention, seizure, or embargo;
28 is immune from civil liability for the detention, seizure, or embargo.

29 (f) (j) The state seed commissioner may order a hemp crop that is
30 detained, seized, or embargoed for noncompliance with this chapter to
31 be destroyed by the owner. However, except as prohibited by federal
32 law, the grower may appeal to the state seed commissioner for the
33 hemp crop to be diverted to a willing licensed processor for processing
34 and sale for industrial use. A hemp crop that is detained, seized, or
35 embargoed may not be used for cannabidiol, other extracts, oil, food,
36 or cosmetic products that are used for humans or animals.

37 (f) (k) A grower shall reimburse the state seed commissioner for
38 the cost of testing conducted on the grower's crop under this section.

39 SECTION 33. IC 15-15-13-9.5, AS ADDED BY P.L.190-2019,
40 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
41 JULY 1, 2026]: Sec. 9.5. (a) A person who is a handler licensed under
42 this section may distribute clones and other nonseed propagative

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 materials of a hemp plant using the person's own labeling, if the
2 distributor does the following:

3 (1) Complies with the requirements of this chapter.
4 (2) Reports the variety and quantity of each variety of the
5 propagative material of plant sold.
6 (3) Pays the inspection fee on the basis of the report.
7 (4) Labels the propagative material with the information required
8 by the state seed commissioner.
9 (5) Keeps records to accurately determine the named varieties
10 and the number of plants of each variety distributed.
11 (6) Grants the state seed commissioner or the state seed
12 commissioner's authorized representative access to examine the
13 handler's records and verify the quantity and each variety of
14 propagative material distributed.
15 (7) Report, under oath, to the state seed commissioner on forms
16 furnished by the state seed commissioner each variety and
17 quantity of propagative material sold during each semiannual
18 period.
19 (8) Any other information or conditions stated in the application.

20 (b) The state seed commissioner may revoke a handler's license if
21 the commissioner determines any of the following:

22 (1) That the licensee has not complied with the requirements
23 under this chapter.
24 (2) The report required in subsection (a) has not been submitted
25 and is more than ten (10) days late.
26 (3) The report required in subsection (a) contained false
27 information.
28 (4) The labeling requirements under this chapter have not been
29 met.
30 (c) If the inspection fee has not been paid and is more than ten (10)
31 days late, the state seed commissioner shall assess a late fee.

32 (d) Each year the:
33 (1) report required under subsection (a)(7); and
34 (2) inspection fees required under this chapter;
35 for the period beginning on January 1 and ending on June 30 and for
36 the period beginning on July 1 and ending on December 31 are due not
37 more than thirty (30) days after the end of the semiannual period.

38 (e) **A person holding a hemp handler's license must have in
39 their immediate possession, while transporting industrial hemp, a
40 physical document indicating that they have a handler license and
41 must provide the following to law enforcement when asked:**

42 (1) Evidence of a valid hemp handler license from the state



1 **seed commissioner.**

2 **(2) A valid driver's license that includes the driver's photo**

3 **and current legal address.**

4 **(3) An invoice or delivery document identifying the person to**

5 **whom the industrial hemp is to be delivered, including the**

6 **person's the full address and telephone number, and the**

7 **variety and quantity of the industrial hemp.**

8 **(4) A valid certificate of analysis issued by a state seed**

9 **commissioner approved laboratory showing the total THC**

10 **for the industrial hemp transported.**

11 SECTION 34. IC 15-15-13-10 IS REPEALED [EFFECTIVE

12 JULY 1, 2026]. Sec. 10. The amount of any fees charged growers and

13 handlers by the state seed commissioner under this chapter must be

14 sufficient to cover the cost of the administration of this chapter;

15 including the cost of conducting audits and testing.

16 SECTION 35. IC 15-15-13-10.1 IS ADDED TO THE INDIANA

17 CODE AS A NEW SECTION TO READ AS FOLLOWS

18 [EFFECTIVE JULY 1, 2026]: Sec. 10.1. (a) A licensee shall pay an

19 annual fee of ten thousand dollars (\$10,000) for a license issued

20 under this chapter.

21 (b) The state seed commissioner may adopt rules, under

22 IC 4-22-2, to raise the annual fee as necessary.

23 SECTION 36. IC 15-15-13-11, AS AMENDED BY P.L.190-2019,

24 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

25 JULY 1, 2026]: Sec. 11. (a) Only a hemp **handler** licensee the

26 licensee's designee; or the licensee's agents may be permitted to

27 transport **industrial** hemp off a production site. When transporting

28 **industrial** hemp off the production site, the hemp **handler** licensee

29 designee; or agent shall have in the licensee's, designee's, or agent's

30 **their** possession the licensing documents from the state seed

31 commissioner evidencing that the **industrial** hemp is from certified

32 seed produced by a licensed grower.

33 (b) The state seed commissioner shall include:

34 (1) the license number of the grower that produced the

35 hemp; and

36 (2) the license number of the hemp handler;

37 in the licensing documents described in subsection (a).

38 SECTION 37. IC 15-15-13-12, AS AMENDED BY P.L.156-2020,

39 SECTION 63, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

40 JULY 1, 2026]: Sec. 12. The state seed commissioner is responsible for

41 the following:

42 (1) Monitoring the hemp grown by any **hemp grower** license

M
e
r
g
e
d



1 holder.

2 (2) Conducting random testing of the hemp for compliance with

3 tetrahydrocannabinol (THC) levels. The state seed commissioner

4 may enter into agreements with one (1) or more laboratories

5 selected by the Indiana state police department to perform

6 testing under this subdivision.

7 (3) Establishing necessary testing criteria and protocols,

8 including a procedure for testing, using post decarboxylation or

9 other similarly reliable methods, for

10 **delta-9-tetrahydrocannabinol tetrahydrocannabinol**

11 concentration levels of the hemp produced.

12 (4) Establishing the minimum number of acres to be planted

13 under each license issued under this chapter.

14 (5) Regulating any propagative material of a hemp plant.

15 SECTION 38. IC 15-15-13-13, AS AMENDED BY P.L.190-2019,

16 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

17 JULY 1, 2026]: Sec. 13. (a) Subject to section 13.5 of this chapter, in

18 addition to any other liability or penalty provided by law, the state seed

19 commissioner may revoke or refuse to issue or renew a hemp license

20 or an agricultural hemp seed production license and may impose a civil

21 penalty for a violation of:

22 (1) a license requirement;

23 (2) license terms or conditions; **or**

24 (3) a rule relating to growing or handling hemp. **or**

25 (4) **section 19 of this chapter.**

26 (b) The state seed commissioner may not impose a civil penalty

27 under this section that exceeds two thousand five hundred dollars

28 (\$2,500).

29 (c) The state seed commissioner may revoke or refuse to issue or

30 renew a hemp license or an agricultural hemp seed production license

31 for a violation of any rule of the state seed commissioner that pertains

32 to agricultural operations or activities other than hemp growing or

33 handling.

34 (d) Any civil penalties collected under this section shall be

35 transferred to the Indiana state department of agriculture and used for

36 hemp marketing and research purposes. **retained by the state seed**

37 **commissioner to pay expenses to implement this chapter.**

38 (e) In addition to payment of any civil penalty imposed under this

39 section, a person who commits a violation described in subsection (a)

40 shall reimburse the state seed commissioner for any costs incurred by

41 the state seed commissioner for laboratory testing of material

42 pertaining to the violation.

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 SECTION 39. IC 15-15-13-13.5, AS AMENDED BY
 2 P.L.156-2020, SECTION 64, IS AMENDED TO READ AS
 3 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 13.5. (a) Except as
 4 provided in subsection (b), the state seed commissioner shall give a
 5 person who negligently violates this chapter ~~a reasonable time;~~
 6 ~~determined by the state seed commissioner;~~ **ten (10) days** to correct the
 7 violation without imposing a penalty under section 13 of this chapter.
 8 However, the state seed commissioner may require the person who
 9 committed the violation to comply with a corrective action plan
 10 determined by the state seed commissioner and report to the state seed
 11 commissioner on compliance with the corrective action plan.

12 (b) A person who commits a negligent violation of this chapter
 13 three (3) times in a five (5) year period shall immediately be ineligible
 14 to produce hemp for ~~five (5)~~ **ten (10)** years.

15 (c) If the state seed commissioner ~~believes~~ **determines** that a
 16 person has knowingly or intentionally violated this chapter, the state
 17 seed commissioner shall notify:

18 (1) the superintendent of the state police department; ~~and~~
 19 (2) **the sheriff of the county in which the violation occurred;**
 20 **and**
 21 (2) (3) the prosecuting attorney of the county in which the
 22 violation occurred;
 23 of the violation **within forty-eight (48) hours of making the**
 24 **determination.**

25 (d) A person who commits a negligent violation under this chapter
 26 is subject to a ~~late~~ **fee of one thousand dollars (\$1,000).** ~~as established~~
 27 **by rule adopted by the state seed commissioner.**

28 SECTION 40. IC 15-15-13-15, AS AMENDED BY P.L.190-2019,
 29 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 30 JULY 1, 2026]: Sec. 15. (a) Before ~~December 31, 2019;~~ **July 1, 2027**,
 31 the state seed commissioner, after consultation with the governor, the
 32 director of the state department of agriculture, and the superintendent
 33 of the state police department, shall submit ~~a~~ **an updated** plan that
 34 monitors and regulates the production of hemp to the United States
 35 Department of Agriculture. If the United States Department of
 36 Agriculture disapproves the plan, the state seed commissioner shall
 37 submit an amended plan to the United States Department of
 38 Agriculture.

39 (b) **The state seed commissioner may work with the United**
 40 **States Department of Agriculture to update the plan described in**
 41 **subsection (a), to conform with federal law.**

42 SECTION 41. IC 15-15-13-16, AS AMENDED BY P.L.29-2024,

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 2 JULY 1, 2026]: Sec. 16. (a) The state seed commissioner shall pay all
 3 fees collected under this chapter to the treasurer of Purdue University.
 4 (b) The board of trustees of Purdue University shall expend the
 5 fees on proper vouchers filed with the treasurer of Purdue University.
 6 The treasurer shall pay vouchers for the following expenses:
 7 (1) The employment of inspectors and seed analysts.
 8 (2) Procuring samples.
 9 (3) Printing bulletins giving the results of inspection.
 10 (4) Any other expenses of the Purdue University agricultural
 11 programs authorized by law and for implementing this chapter.
 12 (c) The dean of agriculture of Purdue University, **with assistance**
 13 **from the state seed commissioner**, shall make and submit an annual
 14 financial report to the:
 15 (1) governor;
 16 (2) legislative council; and
 17 (3) budget committee;
 18 in such form as the state board of accounts requires, showing the total
 19 receipts and expenditures of all fees received under this chapter, **by**
 20 **December 31 of each year. The report must also include general**
 21 **information regarding how many licenses are issued under this**
 22 **chapter and how many acres of land are used in hemp production**
 23 **under this chapter.** The budget committee shall review this report
 24 annually.
 25 (d) Excess funds from the collection of fees under this chapter are
 26 subject to IC 15-16-2-36.

27 SECTION 42. IC 15-15-13-18 IS REPEALED [EFFECTIVE
 28 JULY 1, 2026]. See: 18. (a) **A person who sells hemp in Indiana must:**
 29 (1) **be licensed in Indiana and in the jurisdiction where the hemp**
 30 **was grown; and**
 31 (2) **provide the buyer with a receipt that contains the seller's**
 32 **name, place of business, and license number and quantity of**
 33 **hemp sold.**
 34 (b) **A person who buys hemp in Indiana must retain the receipt**
 35 **described in subsection (a)(2) for a period of two (2) years.**

36 SECTION 43. IC 15-15-13-19 IS REPEALED [EFFECTIVE
 37 JULY 1, 2026]. See: 19. (a) **Hemp bud (as defined in IC 35-48-1.1-23)**
 38 **and hemp flower (as defined in IC 35-48-1.1-24) may be sold only to**
 39 **a processor licensed under this chapter.**
 40 (b) **The state seed commissioner may impose a civil penalty under**
 41 **section 13 of this chapter for a violation of subsection (a).**

42 SECTION 44. IC 15-15-13-19.1 IS ADDED TO THE INDIANA

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
2 [EFFECTIVE JULY 1, 2026]: **Sec. 19.1. An industrial hemp product**
3 **that is manufactured into a hemp derived cannabinoid product as**
4 **defined in IC 35-48-8-4, is subject to IC 7.1-8 and not this chapter.**

5 SECTION 45. IC 15-15-13-21 IS REPEALED [EFFECTIVE
6 JULY 1, 2026]. ~~Sec. 21. A county, city, town, or township may not~~
7 ~~adopt or enforce an ordinance restricting or regulating:~~

- 8 (1) ~~the growth, production, or processing of hemp; or~~
- 9 (2) ~~any subject regulated by this chapter.~~

10 SECTION 46. IC 16-31-3-14, AS AMENDED BY P.L.186-2025,
11 SECTION 109, IS AMENDED TO READ AS FOLLOWS
12 [EFFECTIVE JULY 1, 2026]: Sec. 14. (a) A person holding a
13 certificate or license issued under this article must comply with the
14 applicable standards and rules established under this article. A
15 certificate holder or license holder is subject to disciplinary sanctions
16 under subsection (b) if the department of homeland security determines
17 that the certificate holder or license holder:

- 18 (1) engaged in or knowingly cooperated in fraud or material
19 deception in order to obtain a certificate or license, including
20 cheating on a certification or licensure examination;
- 21 (2) engaged in fraud or material deception in the course of
22 professional services or activities;
- 23 (3) advertised services or goods in a false or misleading manner;
- 24 (4) falsified or knowingly allowed another person to falsify
25 attendance records or certificates of completion of continuing
26 education courses required under this article or rules adopted
27 under this article;
- 28 (5) is convicted of a crime, if the act that resulted in the
29 conviction has a direct bearing on determining if the certificate
30 holder or license holder should be entrusted to provide
31 emergency medical services;
- 32 (6) is convicted of violating IC 9-19-14.5;
- 33 (7) fails to comply and maintain compliance with or violates any
34 applicable provision, standard, or other requirement of this
35 article or rules adopted under this article;
- 36 (8) continues to practice if the certificate holder or license holder
37 becomes unfit to practice due to:
 - 38 (A) professional incompetence that includes the
39 undertaking of professional activities that the certificate
40 holder or license holder is not qualified by training or
41 experience to undertake;
 - 42 (B) failure to keep abreast of current professional theory or

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 practice;

2 (C) physical or mental disability; or

3 (D) addiction to, abuse of, or dependency on alcohol or

4 other drugs that endanger the public by impairing the

5 certificate holder's or license holder's ability to practice

6 safely;

7 (9) engages in a course of lewd or immoral conduct in

8 connection with the delivery of services to the public;

9 (10) allows the certificate holder's or license holder's name or a

10 certificate or license issued under this article to be used in

11 connection with a person who renders services beyond the scope

12 of that person's training, experience, or competence;

13 (11) is subjected to disciplinary action in another state or

14 jurisdiction on grounds similar to those contained in this chapter.

15 For purposes of this subdivision, a certified copy of a record of

16 disciplinary action constitutes *prima facie* evidence of a

17 disciplinary action in another jurisdiction;

18 (12) assists another person in committing an act that would

19 constitute a ground for disciplinary sanction under this chapter;

20 (13) allows a certificate or license issued by the commission to

21 be:

22 (A) used by another person; or

23 (B) displayed to the public when the certificate or license is

24 expired, inactive, invalid, revoked, or suspended; or

25 (14) fails to notify the department in writing of any misdemeanor

26 or felony criminal conviction, except traffic related

27 misdemeanors other than operating a motor vehicle under the

28 influence of a drug or alcohol, within ninety (90) days after the

29 entry of an order or judgment. A certified copy of the order or

30 judgment with a letter of explanation must be submitted to the

31 department along with the written notice.

32 (b) The department of homeland security may issue an order under

33 IC 4-21.5-3-6 to impose one (1) or more of the following sanctions if

34 the department of homeland security determines that a certificate

35 holder or license holder is subject to disciplinary sanctions under

36 subsection (a):

37 (1) Revocation of a certificate holder's certificate or license

38 holder's license for a period not to exceed seven (7) years.

39 (2) Suspension of a certificate holder's certificate or license

40 holder's license for a period not to exceed seven (7) years.

41 (3) Censure of a certificate holder or license holder.

42 (4) Issuance of a letter of reprimand.

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

3 (A) The civil penalty may not exceed five hundred dollars
4 (\$500) per day per violation.

5 (B) If the certificate holder or license holder fails to pay the
6 civil penalty within the time specified by the department of
7 homeland security, the department of homeland security
8 may suspend the certificate holder's certificate or license
9 holder's license without additional proceedings.

10 (6) Placement of a certificate holder or license holder on
11 probation status and requirement of the certificate holder or
12 license holder to:

13 (A) report regularly to the department of homeland security
14 upon the matters that are the basis of probation;

15 (B) limit practice to those areas prescribed by the
16 department of homeland security;

17 (C) continue or renew professional education approved by
18 the department of homeland security until a satisfactory
19 degree of skill has been attained in those areas that are the
20 basis of the probation; or

21 (D) perform or refrain from performing any acts, including
22 community restitution or service without compensation, that
23 the department of homeland security considers appropriate
24 to the public interest or to the rehabilitation or treatment of
25 the certificate holder or license holder.

26 The department of homeland security may withdraw or modify
27 this probation if the department of homeland security finds after
28 a hearing that the deficiency that required disciplinary action is
29 remedied or that changed circumstances warrant a modification
30 of the order.

31 (c) If an applicant or a certificate holder or license holder has
32 engaged in or knowingly cooperated in fraud or material deception to
33 obtain a certificate or license, including cheating on the certification or
34 licensure examination, the department of homeland security may
35 rescind the certificate or license if it has been granted, void the
36 examination or other fraudulent or deceptive material, and prohibit the
37 applicant from reapplying for the certificate or license for a length of
38 time established by the department of homeland security.

39 (d) The department of homeland security may deny certification
40 or licensure to an applicant who would be subject to disciplinary
41 sanctions under subsection (b) if that person were a certificate holder
42 or license holder, has had disciplinary action taken against the

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 applicant or the applicant's certificate or license to practice in another
2 state or jurisdiction, or has practiced without a certificate or license in
3 violation of the law. A certified copy of the record of disciplinary
4 action is conclusive evidence of the other jurisdiction's disciplinary
5 action.

6 (e) The department of homeland security may order a certificate
7 holder or license holder to submit to a reasonable physical or mental
8 examination if the certificate holder's or license holder's physical or
9 mental capacity to practice safely and competently is at issue in a
10 disciplinary proceeding. Failure to comply with a department of
11 homeland security order to submit to a physical or mental examination
12 makes a certificate holder or license holder liable to temporary
13 suspension under subsection (i).

14 (f) Except as provided under subsection (a), subsection (g), and
15 section 14.5 of this chapter, a certificate or license may not be denied,
16 revoked, or suspended because the applicant, certificate holder, or
17 license holder has been convicted of an offense. The acts from which
18 the applicant's, certificate holder's, or license holder's conviction
19 resulted may be considered as to whether the applicant or certificate
20 holder or license holder should be entrusted to serve the public in a
21 specific capacity.

22 (g) The department of homeland security may deny, suspend, or
23 revoke a certificate or license issued under this article if the individual
24 who holds or is applying for the certificate or license is convicted of
25 any of the following:

- 26 (1) Possession of cocaine or a narcotic drug under IC 35-48-4-6.
- 27 (2) Possession of methamphetamine under IC 35-48-4-6.1.
- 28 (3) Possession of a controlled substance under ~~IC 35-48-4-7(a)~~.
29 **IC 35-48-4-7(b)**.
- 30 (4) Fraudulently obtaining a controlled substance under
31 ~~IC 35-48-4-7(e)~~. **IC 35-48-4-7(d)**.
- 32 (5) Manufacture of paraphernalia as a Class D felony (for a
33 crime committed before July 1, 2014) or Level 6 felony (for a
34 crime committed after June 30, 2014) under IC 35-48-4-8.1(c).
- 35 (6) Dealing in paraphernalia as a Class D felony (for a crime
36 committed before July 1, 2014) or Level 6 felony (for a crime
37 committed after June 30, 2014) under IC 35-48-4-8.5(b).
- 38 (7) Possession of paraphernalia as a Class D felony (for a crime
39 committed before July 1, 2014) or Level 6 felony (for a crime
40 committed after June 30, 2014) under IC 35-48-4-8.3(b) (before
41 its amendment on July 1, 2015).
- 42 (8) Possession of marijuana, hash oil, hashish, or salvia as a



1 Class D felony (for a crime committed before July 1, 2014) or
2 Level 6 felony (for a crime committed after June 30, 2014) under
3 IC 35-48-4-11.

4 (9) A felony offense under IC 35-48-4 involving:

5 (A) possession of a synthetic drug (as defined in
6 IC 35-31.5-2-321);

7 (B) possession of a synthetic drug lookalike substance (as
8 defined in IC 35-31.5-2-321.5 (before its repeal on July 1,
9 2019)) as a:

10 (i) Class D felony (for a crime committed before July
11 1, 2014); or

12 (ii) Level 6 felony (for a crime committed after June
13 30, 2014);

14 under IC 35-48-4-11.5 (before its repeal on July 1, 2019);
15 or

16 (C) possession of a controlled substance analog (as defined
17 in IC 35-48-1.1-8).

18 (10) Maintaining a common nuisance under IC 35-48-4-13
19 (repealed) or IC 35-45-1-5, if the common nuisance involves a
20 controlled substance.

21 (11) An offense relating to registration, labeling, and
22 prescription forms under IC 35-48-4-14.

23 (h) A decision of the department of homeland security under
24 subsections (b) through (g) may be appealed to the commission under
25 IC 4-21.5-3-7.

26 (i) The department of homeland security may temporarily suspend
27 a certificate holder's certificate or license holder's license under
28 IC 4-21.5-4 before a final adjudication or during the appeals process if
29 the department of homeland security finds that a certificate holder or
30 license holder would represent a clear and immediate danger to the
31 public's health, safety, or property if the certificate holder or license
32 holder were allowed to continue to practice.

33 (j) On receipt of a complaint or information alleging that a person
34 certified or licensed under this chapter or IC 16-31-3.5 has engaged in
35 or is engaging in a practice that is subject to disciplinary sanctions
36 under this chapter, the department of homeland security must initiate
37 an investigation against the person.

38 (k) The department of homeland security shall conduct a
39 factfinding investigation as the department of homeland security
40 considers proper in relation to the complaint.

41 (l) The department of homeland security may reinstate a certificate
42 or license that has been suspended under this section if the department



1 of homeland security is satisfied that the applicant is able to practice
2 with reasonable skill, competency, and safety to the public. As a
3 condition of reinstatement, the department of homeland security may
4 impose disciplinary or corrective measures authorized under this
5 chapter.

18 (p) For purposes of this section, "certificate holder" means a
19 person who holds:

23 (q) For purposes of this section, "license holder" means a person
24 who holds:

25 (1) an unlimited license;
26 (2) a limited or probationary license; or
27 (3) an inactive license.

28 SECTION 47. IC 22-15-5-16, AS AMENDED BY P.L.186-2025,
29 SECTION 123, IS AMENDED TO READ AS FOLLOWS
30 [EFFECTIVE JULY 1, 2026]: Sec. 16. (a) A practitioner shall comply
31 with the standards established under this licensing program. A
32 practitioner is subject to the exercise of the disciplinary sanctions under
33 IC 22-12-7-7 if the department finds that a practitioner has:

34 (1) engaged in or knowingly cooperated in fraud or material
35 deception in order to obtain a license to practice, including
36 cheating on a licensing examination;
37 (2) engaged in fraud or material deception in the course of
38 professional services or activities;
39 (3) advertised services or goods in a false or misleading manner;
40 (4) falsified or knowingly allowed another person to falsify
41 attendance records or certificates of completion of continuing
42 education courses provided under this chapter;

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

- (5) been convicted of a crime that has a direct bearing on the practitioner's ability to continue to practice competently;
- (6) knowingly violated a state statute or rule or federal statute or regulation regulating the profession for which the practitioner is licensed;
- (7) continued to practice although the practitioner has become unfit to practice due to:
 - (A) professional incompetence;
 - (B) failure to keep abreast of current professional theory or practice;
 - (C) physical or mental disability; or
 - (D) addiction to, abuse of, or severe dependency on alcohol or other drugs that endanger the public by impairing a practitioner's ability to practice safely;
- (8) engaged in a course of lewd or immoral conduct in connection with the delivery of services to the public;
- (9) allowed the practitioner's name or a license issued under this chapter to be used in connection with an individual or business who renders services beyond the scope of that individual's or business's training, experience, or competence;
- (10) had disciplinary action taken against the practitioner or the practitioner's license to practice in another state or jurisdiction on grounds similar to those under this chapter;
- (11) assisted another person in committing an act that would constitute a ground for disciplinary sanction under this chapter; or
- (12) allowed a license issued by the department to be:
 - (A) used by another person; or
 - (B) displayed to the public when the license has expired, is inactive, is invalid, or has been revoked or suspended.

For purposes of subdivision (10), a certified copy of a record of disciplinary action constitutes *prima facie* evidence of a disciplinary action in another jurisdiction.

40 established by the department.
41 (c) The department may deny licensure to an applicant who has
42 had disciplinary action taken against the applicant or the applicant's

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 license to practice in another state or jurisdiction or who has practiced
 2 without a license in violation of the law. A certified copy of the record
 3 of disciplinary action is conclusive evidence of the other jurisdiction's
 4 disciplinary action.

5 (d) The department may order a practitioner to submit to a
 6 reasonable physical or mental examination if the practitioner's physical
 7 or mental capacity to practice safely and competently is at issue in a
 8 disciplinary proceeding. Failure to comply with a department order to
 9 submit to a physical or mental examination makes a practitioner liable
 10 to temporary suspension under subsection (h).

11 (e) Except as provided under subsection (f) or (g), a license may
 12 not be denied, revoked, or suspended because the applicant or holder
 13 has been convicted of an offense. The acts from which the applicant's
 14 or holder's conviction resulted may, however, be considered as to
 15 whether the applicant or holder should be entrusted to serve the public
 16 in a specific capacity.

17 (f) The department may deny, suspend, or revoke a license issued
 18 under this chapter if the individual who holds the license is convicted
 19 of any of the following:

20 (1) Possession of cocaine or a narcotic drug under IC 35-48-4-6.
 21 (2) Possession of methamphetamine under IC 35-48-4-6.1.
 22 (3) Possession of a controlled substance under ~~IC 35-48-4-7(a)~~
 23 **IC 35-48-4-7(b).**

24 (4) Fraudulently obtaining a controlled substance under
 25 ~~IC 35-48-4-7(b) IC 35-48-4-7(c)~~ (for a crime committed before
 26 July 1, 2014) or ~~IC 35-48-4-7(e) IC 35-48-4-7(d)~~ (for a crime
 27 committed after June 30, 2014).

28 (5) Manufacture of paraphernalia as a Class D felony (for a
 29 crime committed before July 1, 2014) or a Level 6 felony (for a
 30 crime committed after June 30, 2014) under IC 35-48-4-8.1(c).

31 (6) Dealing in paraphernalia as a Class D felony (for a crime
 32 committed before July 1, 2014) or a Level 6 felony (for a crime
 33 committed after June 30, 2014) under IC 35-48-4-8.5(b).

34 (7) Possession of paraphernalia as a Class D felony (for a crime
 35 committed before July 1, 2014) or a Level 6 felony (for a crime
 36 committed after June 30, 2014) under IC 35-48-4-8.3(b) (before
 37 its amendment on July 1, 2015).

38 (8) Possession of marijuana, hash oil, hashish, or salvia as a
 39 Class D felony (for a crime committed before July 1, 2014) or a
 40 Level 6 felony (for a crime committed after June 30, 2014) under
 41 IC 35-48-4-11.

42 (9) A felony offense under IC 35-48-4 involving possession of a



1 synthetic drug (as defined in IC 35-31.5-2-321), possession of a
2 controlled substance analog (as defined in IC 35-48-1.1-8), or
3 possession of a synthetic drug lookalike substance (as defined in
4 IC 35-31.5-2-321.5 (before its repeal on July 1, 2019)) as a:

5 (A) Class D felony for a crime committed before July 1,
6 2014; or

7 (B) Level 6 felony for a crime committed after June 30,
8 2014;

9 under IC 35-48-4-11.5 (before its repeal on July 1, 2019).

10 (10) Maintaining a common nuisance under IC 35-48-4-13
11 (repealed) or IC 35-45-1-5, if the common nuisance involves a
12 controlled substance.

13 (11) An offense relating to registration, labeling, and
14 prescription forms under IC 35-48-4-14.

15 (g) The department shall deny, revoke, or suspend a license issued
16 under this chapter if the individual who holds the license is convicted
17 of any of the following:

18 (1) Dealing in a controlled substance resulting in death under
19 IC 35-42-1-1.5.

20 (2) Dealing in cocaine or a narcotic drug under IC 35-48-4-1.

21 (3) Dealing in methamphetamine under IC 35-48-4-1.1.

22 (4) Manufacturing methamphetamine under IC 35-48-4-1.2.

23 (5) Dealing in a schedule I, II, or III controlled substance under
24 IC 35-48-4-2.

25 (6) Dealing in a schedule IV controlled substance under
26 IC 35-48-4-3.

27 (7) Dealing in a schedule V controlled substance under
28 IC 35-48-4-4.

29 (8) Dealing in a substance represented to be a controlled
30 substance under IC 35-48-4-4.5 (repealed).

31 (9) Knowingly or intentionally manufacturing, advertising,
32 distributing, or possessing with intent to manufacture, advertise,
33 or distribute a substance represented to be a controlled substance
34 under IC 35-48-4-4.6.

35 (10) Dealing in a counterfeit substance under IC 35-48-4-5.

36 (11) Dealing in marijuana, hash oil, hashish, or salvia as a felony
37 under IC 35-48-4-10.

38 (12) An offense under IC 35-48-4 involving the manufacture or
39 sale of a synthetic drug (as defined in IC 35-31.5-2-321), a
40 synthetic drug lookalike substance (as defined in
41 IC 35-31.5-2-321.5 (before its repeal on July 1, 2019)) under
42 IC 35-48-4-10.5 (before its repeal on July 1, 2019), a controlled



1 substance analog (as defined in IC 35-48-1.1-8), or a substance
2 represented to be a controlled substance (as described in
3 IC 35-48-4.4.6).

4 (13) A violation of any federal or state drug law or rule related
5 to wholesale legend drug distributors licensed under
6 IC 25-26-14.

16 (j) Any complaint filed with the office of the attorney general
17 alleging a violation of this licensing program shall be referred to the
18 department for summary review and for its general information and any
19 authorized action at the time of the filing.

20 (k) The department shall conduct a fact finding investigation as the
21 department considers proper in relation to the complaint.

(1) A practitioner may petition the department to accept the surrender of the practitioner's license. The practitioner may not surrender the practitioner's license without the written approval of the department, and the department may impose any conditions appropriate to the surrender or reinstatement of a surrendered license.

(m) A practitioner who has been subjected to disciplinary sanctions may be required by the commission to pay the costs of the proceeding. The practitioner's ability to pay shall be considered when costs are assessed. If the practitioner fails to pay the costs, a suspension may not be imposed solely upon the practitioner's inability to pay the amount assessed. The costs are limited to costs for the following:

- (1) Court reporters.
- (2) Transcripts.
- (3) Certification of documents.
- (4) Photo duplication.
- (5) Witness attendance and mileage fees.
- (6) Postage.
- (7) Expert witnesses.
- (8) Depositions.
- (9) Notarizations.

42 SECTION 48, IC 24-4-21 IS REPEALED [EFFECTIVE JULY 1.

SB 250—LS 7117/DJ 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 2026]. (Distribution of Low THC Hemp Extract).

2 SECTION 49. IC 24-4-22 IS REPEALED [EFFECTIVE JULY 1,

3 2026]. (Low THC Hemp Extract Sales).

4 SECTION 50. IC 24-5-0.5-3, AS AMENDED BY P.L.104-2024,

5 SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

6 JULY 1, 2026]: Sec. 3. (a) A supplier may not commit an unfair,

7 abusive, or deceptive act, omission, or practice in connection with a

8 consumer transaction. Such an act, omission, or practice by a supplier

9 is a violation of this chapter whether it occurs before, during, or after

10 the transaction. An act, omission, or practice prohibited by this section

11 includes both implicit and explicit misrepresentations.

12 (b) Without limiting the scope of subsection (a), the following

13 acts, and the following representations as to the subject matter of a

14 consumer transaction, made orally, in writing, or by electronic

15 communication, by a supplier, are deceptive acts:

16 (1) That such subject of a consumer transaction has sponsorship,

17 approval, performance, characteristics, accessories, uses, or

18 benefits it does not have which the supplier knows or should

19 reasonably know it does not have.

20 (2) That such subject of a consumer transaction is of a particular

21 standard, quality, grade, style, or model, if it is not and if the

22 supplier knows or should reasonably know that it is not.

23 (3) That such subject of a consumer transaction is new or

24 unused, if it is not and if the supplier knows or should reasonably

25 know that it is not.

26 (4) That such subject of a consumer transaction will be supplied

27 to the public in greater quantity than the supplier intends or

28 reasonably expects.

29 (5) That replacement or repair constituting the subject of a

30 consumer transaction is needed, if it is not and if the supplier

31 knows or should reasonably know that it is not.

32 (6) That a specific price advantage exists as to such subject of a

33 consumer transaction, if it does not and if the supplier knows or

34 should reasonably know that it does not.

35 (7) That the supplier has a sponsorship, approval, or affiliation

36 in such consumer transaction the supplier does not have, and

37 which the supplier knows or should reasonably know that the

38 supplier does not have.

39 (8) That such consumer transaction involves or does not involve

40 a warranty, a disclaimer of warranties, or other rights, remedies,

41 or obligations, if the representation is false and if the supplier

42 knows or should reasonably know that the representation is false.



1 (9) That the consumer will receive a rebate, discount, or other
2 benefit as an inducement for entering into a sale or lease in
3 return for giving the supplier the names of prospective
4 consumers or otherwise helping the supplier to enter into other
5 consumer transactions, if earning the benefit, rebate, or discount
6 is contingent upon the occurrence of an event subsequent to the
7 time the consumer agrees to the purchase or lease.

(10) That the supplier is able to deliver or complete the subject of the consumer transaction within a stated period of time, when the supplier knows or should reasonably know the supplier could not. If no time period has been stated by the supplier, there is a presumption that the supplier has represented that the supplier will deliver or complete the subject of the consumer transaction within a reasonable time, according to the course of dealing or the usage of the trade.

16 (11) That the consumer will be able to purchase the subject of
17 the consumer transaction as advertised by the supplier, if the
18 supplier does not intend to sell it.

19 (12) That the replacement or repair constituting the subject of a
20 consumer transaction can be made by the supplier for the
21 estimate the supplier gives a customer for the replacement or
22 repair, if the specified work is completed and:

23 (A) the cost exceeds the estimate by an amount equal to or
24 greater than ten percent (10%) of the estimate;

(B) the supplier did not obtain written permission

customer to authorize the supplier to complete the work even if the cost would exceed the amounts specified in clause (A);

29 (C) the total cost for services and parts for a single
30 transaction is more than seven hundred fifty dollars (\$750);
31 and

32 (D) the supplier knew or reasonably should have known that
33 the cost would exceed the estimate in the amounts specified
34 in clause (A).

35 (13) That the replacement or repair constituting the subject of a
36 consumer transaction is needed, and that the supplier disposes of
37 the part repaired or replaced earlier than seventy-two (72) hours
38 after both:

39 (A) the customer has been notified that the work has been
40 completed; and

41 (B) the part repaired or replaced has been made available
42 for examination upon the request of the customer.

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 (14) Engaging in the replacement or repair of the subject of a
2 consumer transaction if the consumer has not authorized the
3 replacement or repair, and if the supplier knows or should
4 reasonably know that it is not authorized.

(15) The act of misrepresenting the geographic location of the supplier by listing an alternate business name or an assumed business name (as described in IC 23-0.5-3-4) in a local telephone directory if:

9 (A) the name misrepresents the supplier's geographic
10 location;
11 (B) the listing fails to identify the locality and state of the

11 (B) the listing fails to identify the location and state of the
12 supplier's business;
13 (C) calls to the local telephone number are routinely

14 forwarded or otherwise transferred to a supplier's business
15 location that is outside the calling area covered by the local
16 telephone directory; and

17 (D) the supplier's business location is located in a county
18 that is not contiguous to a county in the calling area covered
19 by the local telephone directory.

20 (16) The act of listing an alternate business name or assumed
21 business name (as described in IC 23-0.5-3-4) in a directory
22 assistance data base if;

23 (A) the name misrepresents the supplier's geographic
24 location;

(B) calls to the local telephone number are routinely forwarded or otherwise transferred to a supplier's business location that is outside the local calling area; and

28 (C) the supplier's business location is located in a county
29 that is not contiguous to a county in the local calling area.
30 (17) The violation by a supplier of IC 24-3-4 concerning

31 cigarettes for import or export.
32 (18) The act of a supplier in knowingly selling or reselling a
33 ~~1~~ ~~2~~ ~~3~~ ~~4~~ ~~5~~ ~~6~~ ~~7~~ ~~8~~ ~~9~~ ~~10~~ ~~11~~ ~~12~~ ~~13~~ ~~14~~ ~~15~~ ~~16~~ ~~17~~ ~~18~~ ~~19~~ ~~20~~ ~~21~~ ~~22~~ ~~23~~ ~~24~~ ~~25~~ ~~26~~ ~~27~~ ~~28~~ ~~29~~ ~~30~~ ~~31~~ ~~32~~ ~~33~~ ~~34~~ ~~35~~ ~~36~~ ~~37~~ ~~38~~ ~~39~~ ~~40~~ ~~41~~ ~~42~~ ~~43~~ ~~44~~ ~~45~~ ~~46~~ ~~47~~ ~~48~~ ~~49~~ ~~50~~ ~~51~~ ~~52~~ ~~53~~ ~~54~~ ~~55~~ ~~56~~ ~~57~~ ~~58~~ ~~59~~ ~~60~~ ~~61~~ ~~62~~ ~~63~~ ~~64~~ ~~65~~ ~~66~~ ~~67~~ ~~68~~ ~~69~~ ~~70~~ ~~71~~ ~~72~~ ~~73~~ ~~74~~ ~~75~~ ~~76~~ ~~77~~ ~~78~~ ~~79~~ ~~80~~ ~~81~~ ~~82~~ ~~83~~ ~~84~~ ~~85~~ ~~86~~ ~~87~~ ~~88~~ ~~89~~ ~~90~~ ~~91~~ ~~92~~ ~~93~~ ~~94~~ ~~95~~ ~~96~~ ~~97~~ ~~98~~ ~~99~~ ~~100~~ ~~101~~ ~~102~~ ~~103~~ ~~104~~ ~~105~~ ~~106~~ ~~107~~ ~~108~~ ~~109~~ ~~110~~ ~~111~~ ~~112~~ ~~113~~ ~~114~~ ~~115~~ ~~116~~ ~~117~~ ~~118~~ ~~119~~ ~~120~~ ~~121~~ ~~122~~ ~~123~~ ~~124~~ ~~125~~ ~~126~~ ~~127~~ ~~128~~ ~~129~~ ~~130~~ ~~131~~ ~~132~~ ~~133~~ ~~134~~ ~~135~~ ~~136~~ ~~137~~ ~~138~~ ~~139~~ ~~140~~ ~~141~~ ~~142~~ ~~143~~ ~~144~~ ~~145~~ ~~146~~ ~~147~~ ~~148~~ ~~149~~ ~~150~~ ~~151~~ ~~152~~ ~~153~~ ~~154~~ ~~155~~ ~~156~~ ~~157~~ ~~158~~ ~~159~~ ~~160~~ ~~161~~ ~~162~~ ~~163~~ ~~164~~ ~~165~~ ~~166~~ ~~167~~ ~~168~~ ~~169~~ ~~170~~ ~~171~~ ~~172~~ ~~173~~ ~~174~~ ~~175~~ ~~176~~ ~~177~~ ~~178~~ ~~179~~ ~~180~~ ~~181~~ ~~182~~ ~~183~~ ~~184~~ ~~185~~ ~~186~~ ~~187~~ ~~188~~ ~~189~~ ~~190~~ ~~191~~ ~~192~~ ~~193~~ ~~194~~ ~~195~~ ~~196~~ ~~197~~ ~~198~~ ~~199~~ ~~200~~ ~~201~~ ~~202~~ ~~203~~ ~~204~~ ~~205~~ ~~206~~ ~~207~~ ~~208~~ ~~209~~ ~~210~~ ~~211~~ ~~212~~ ~~213~~ ~~214~~ ~~215~~ ~~216~~ ~~217~~ ~~218~~ ~~219~~ ~~220~~ ~~221~~ ~~222~~ ~~223~~ ~~224~~ ~~225~~ ~~226~~ ~~227~~ ~~228~~ ~~229~~ ~~230~~ ~~231~~ ~~232~~ ~~233~~ ~~234~~ ~~235~~ ~~236~~ ~~237~~ ~~238~~ ~~239~~ ~~240~~ ~~241~~ ~~242~~ ~~243~~ ~~244~~ ~~245~~ ~~246~~ ~~247~~ ~~248~~ ~~249~~ ~~250~~ ~~251~~ ~~252~~ ~~253~~ ~~254~~ ~~255~~ ~~256~~ ~~257~~ ~~258~~ ~~259~~ ~~260~~ ~~261~~ ~~262~~ ~~263~~ ~~264~~ ~~265~~ ~~266~~ ~~267~~ ~~268~~ ~~269~~ ~~270~~ ~~271~~ ~~272~~ ~~273~~ ~~274~~ ~~275~~ ~~276~~ ~~277~~ ~~278~~ ~~279~~ ~~280~~ ~~281~~ ~~282~~ ~~283~~ ~~284~~ ~~285~~ ~~286~~ ~~287~~ ~~288~~ ~~289~~ ~~290~~ ~~291~~ ~~292~~ ~~293~~ ~~294~~ ~~295~~ ~~296~~ ~~297~~ ~~298~~ ~~299~~ ~~300~~ ~~301~~ ~~302~~ ~~303~~ ~~304~~ ~~305~~ ~~306~~ ~~307~~ ~~308~~ ~~309~~ ~~310~~ ~~311~~ ~~312~~ ~~313~~ ~~314~~ ~~315~~ ~~316~~ ~~317~~ ~~318~~ ~~319~~ ~~320~~ ~~321~~ ~~322~~ ~~323~~ ~~324~~ ~~325~~ ~~326~~ ~~327~~ ~~328~~ ~~329~~ ~~330~~ ~~331~~ ~~332~~ ~~333~~ ~~334~~ ~~335~~ ~~336~~ ~~337~~ ~~338~~ ~~339~~ ~~340~~ ~~341~~ ~~342~~ ~~343~~ ~~344~~ ~~345~~ ~~346~~ ~~347~~ ~~348~~ ~~349~~ ~~350~~ ~~351~~ ~~352~~ ~~353~~ ~~354~~ ~~355~~ ~~356~~ ~~357~~ ~~358~~ ~~359~~ ~~360~~ ~~361~~ ~~362~~ ~~363~~ ~~364~~ ~~365~~ ~~366~~ ~~367~~ ~~368~~ ~~369~~ ~~370~~ ~~371~~ ~~372~~ ~~373~~ ~~374~~ ~~375~~ ~~376~~ ~~377~~ ~~378~~ ~~379~~ ~~380~~ ~~381~~ ~~382~~ ~~383~~ ~~384~~ ~~385~~ ~~386~~ ~~387~~ ~~388~~ ~~389~~ ~~390~~ ~~391~~ ~~392~~ ~~393~~ ~~394~~ ~~395~~ ~~396~~ ~~397~~ ~~398~~ ~~399~~ ~~400~~ ~~401~~ ~~402~~ ~~403~~ ~~404~~ ~~405~~ ~~406~~ ~~407~~ ~~408~~ ~~409~~ ~~410~~ ~~411~~ ~~412~~ ~~413~~ ~~414~~ ~~415~~ ~~416~~ ~~417~~ ~~418~~ ~~419~~ ~~420~~ ~~421~~ ~~422~~ ~~423~~ ~~424~~ ~~425~~ ~~426~~ ~~427~~ ~~428~~ ~~429~~ ~~430~~ ~~431~~ ~~432~~ ~~433~~ ~~434~~ ~~435~~ ~~436~~ ~~437~~ ~~438~~ ~~439~~ ~~440~~ ~~441~~ ~~442~~ ~~443~~ ~~444~~ ~~445~~ ~~446~~ ~~447~~ ~~448~~ ~~449~~ ~~450~~ ~~451~~ ~~452~~ ~~453~~ ~~454~~ ~~455~~ ~~456~~ ~~457~~ ~~458~~ ~~459~~ ~~460~~ ~~461~~ ~~462~~ ~~463~~ ~~464~~ ~~465~~ ~~466~~ ~~467~~ ~~468~~ ~~469~~ ~~470~~ ~~471~~ ~~472~~ ~~473~~ ~~474~~ ~~475~~ ~~476~~ ~~477~~ ~~478~~ ~~479~~ ~~480~~ ~~481~~ ~~482~~ ~~483~~ ~~484~~ ~~485~~ ~~486~~ ~~487~~ ~~488~~ ~~489~~ ~~490~~ ~~491~~ ~~492~~ ~~493~~ ~~494~~ ~~495~~ ~~496~~ ~~497~~ ~~498~~ ~~499~~ ~~500~~ ~~501~~ ~~502~~ ~~503~~ ~~504~~ ~~505~~ ~~506~~ ~~507~~ ~~508~~ ~~509~~ ~~510~~ ~~511~~ ~~512~~ ~~513~~ ~~514~~ ~~515~~ ~~516~~ ~~517~~ ~~518~~ ~~519~~ ~~520~~ ~~521~~ ~~522~~ ~~523~~ ~~524~~ ~~525~~ ~~526~~ ~~527~~ ~~528~~ ~~529~~ ~~530~~ ~~531~~ ~~532~~ ~~533~~ ~~534~~ ~~535~~ ~~536~~ ~~537~~ ~~538~~ ~~539~~ ~~540~~ ~~541~~ ~~542~~ ~~543~~ ~~544~~ ~~545~~ ~~546~~ ~~547~~ ~~548~~ ~~549~~ ~~550~~ ~~551~~ ~~552~~ ~~553~~ ~~554~~ ~~555~~ ~~556~~ ~~557~~ ~~558~~ ~~559~~ ~~560~~ ~~561~~ ~~562~~ ~~563~~ ~~564~~ ~~565~~ ~~566~~ ~~567~~ ~~568~~ ~~569~~ ~~570~~ ~~571~~ ~~572~~ ~~573~~ ~~574~~ ~~575~~ ~~576~~ ~~577~~ ~~578~~ ~~579~~ ~~580~~ ~~581~~ ~~582~~ ~~583~~ ~~584~~ ~~585~~ ~~586~~ ~~587~~ ~~588~~ ~~589~~ ~~590~~ ~~591~~ ~~592~~ ~~593~~ ~~594~~ ~~595~~ ~~596~~ ~~597~~ ~~598~~ ~~599~~ ~~600~~ ~~601~~ ~~602~~ ~~603~~ ~~604~~ ~~605~~ ~~606~~ ~~607~~ ~~608~~ ~~609~~ ~~610~~ ~~611~~ ~~612~~ ~~613~~ ~~614~~ ~~615~~ ~~616~~ ~~617~~ ~~618~~ ~~619~~ ~~620~~ ~~621~~ ~~622~~ ~~623~~ ~~624~~ ~~625~~ ~~626~~ ~~627~~ ~~628~~ ~~629~~ ~~630~~ ~~631~~ ~~632~~ ~~633~~ ~~634~~ ~~635~~ ~~636~~ ~~637~~ ~~638~~ ~~639~~ ~~640~~ ~~641~~ ~~642~~ ~~643~~ ~~644~~ ~~645~~ ~~646~~ ~~647~~ ~~648~~ ~~649~~ ~~650~~ ~~651~~ ~~652~~ ~~653~~ ~~654~~ ~~655~~ ~~656~~ ~~657~~ ~~658~~ ~~659~~ ~~660~~ ~~661~~ ~~662~~ ~~663~~ ~~664~~ ~~665~~ ~~666~~ ~~667~~ ~~668~~ ~~669~~ ~~670~~ ~~671~~ ~~672~~ ~~673~~ ~~674~~ ~~675~~ ~~676~~ ~~677~~ ~~678~~ ~~679~~ ~~680~~ ~~681~~ ~~682~~ ~~683~~ ~~684~~ ~~685~~ ~~686~~ ~~687~~ ~~688~~ ~~689~~ ~~690~~ ~~691~~ ~~692~~ ~~693~~ ~~694~~ ~~695~~ ~~696~~ ~~697~~ ~~698~~ ~~699~~ ~~700~~ ~~701~~ ~~702~~ ~~703~~ ~~704~~ ~~705~~ ~~706~~ ~~707~~ ~~708~~ ~~709~~ ~~710~~ ~~711~~ ~~712~~ ~~713~~ ~~714~~ ~~715~~ ~~716~~ ~~717~~ ~~718~~ ~~719~~ ~~720~~ ~~721~~ ~~722~~ ~~723~~ ~~724~~ ~~725~~ ~~726~~ ~~727~~ ~~728~~ ~~729~~ ~~730~~ ~~731~~ ~~732~~ ~~733~~ ~~734~~ ~~735~~ ~~736~~ ~~737~~ ~~738~~ ~~739~~ ~~740~~ ~~741~~ ~~742~~ ~~743~~ ~~744~~ ~~745~~ ~~746~~ ~~747~~ ~~748~~ ~~749~~ ~~750~~ ~~751~~ ~~752~~ ~~753~~ ~~754~~ ~~755~~ ~~756~~ ~~757~~ ~~758~~ ~~759~~ ~~760~~ ~~761~~ ~~762~~ ~~763~~ ~~764~~ ~~765~~ ~~766~~ ~~767~~ ~~768~~ ~~769~~ ~~770~~ ~~771~~ ~~772~~ ~~773~~ ~~774~~ ~~775~~ ~~776~~ ~~777~~ ~~778~~ ~~779~~ ~~780~~ ~~781~~ ~~782~~ ~~783~~ ~~784~~ ~~785~~ ~~786~~ ~~787~~ ~~788~~ ~~789~~ ~~790~~ ~~791~~ ~~792~~ ~~793~~ ~~794~~ ~~795~~ ~~796~~ ~~797~~ ~~798~~ ~~799~~ ~~800~~ ~~801~~ ~~802~~ ~~803~~ ~~804~~ ~~805~~ ~~806~~ ~~807~~ ~~808~~ ~~809~~ ~~810~~ ~~811~~ ~~812~~ ~~813~~ ~~814~~ ~~815~~ ~~816~~ ~~817~~ ~~818~~ ~~819~~ ~~820~~ ~~821~~ ~~822~~ ~~823~~ ~~824~~ ~~825~~ ~~826~~ ~~827~~ ~~828~~ ~~829~~ ~~830~~ ~~831~~ ~~832~~ ~~833~~ ~~834~~ ~~835~~ ~~836~~ ~~837~~ ~~838~~ ~~839~~ ~~840~~ ~~841~~ ~~842~~ ~~843~~ ~~844~~ ~~845~~ ~~846~~ ~~847~~ ~~848~~ ~~849~~ ~~850~~ ~~851~~ ~~852~~ ~~853~~ ~~854~~ ~~855~~ ~~856~~ ~~857~~ ~~858~~ ~~859~~ ~~860~~ ~~861~~ ~~862~~ ~~863~~ ~~864~~ ~~865~~ ~~866~~ ~~867~~ ~~868~~ ~~869~~ ~~870~~ ~~871~~ ~~872~~ ~~873~~ ~~874~~ ~~875~~ ~~876~~ ~~877~~ ~~878~~ ~~879~~ ~~880~~ ~~881~~ ~~882~~ ~~883~~ ~~884~~ ~~885~~ ~~886~~ ~~887~~ ~~888~~ ~~889~~ ~~880~~ ~~881~~ ~~882~~ ~~883~~ ~~884~~ ~~885~~ ~~886~~ ~~887~~ ~~888~~ ~~889~~ ~~890~~ ~~891~~ ~~892~~ ~~893~~ ~~894~~ ~~895~~ ~~896~~ ~~897~~ ~~898~~ ~~899~~ ~~900~~ ~~901~~ ~~902~~ ~~903~~ ~~904~~ ~~905~~ ~~906~~ ~~907~~ ~~908~~ ~~909~~ ~~910~~ ~~911~~ ~~912~~ ~~913~~ ~~914~~ ~~915~~ ~~916~~ ~~917~~ ~~918~~ ~~919~~ ~~910~~ ~~911~~ ~~912~~ ~~913~~ ~~914~~ ~~915~~ ~~916~~ ~~917~~ ~~918~~ ~~919~~ ~~920~~ ~~921~~ ~~922~~ ~~923~~ ~~924~~ ~~925~~ ~~926~~ ~~927~~ ~~928~~ ~~929~~ ~~920~~ ~~921~~ ~~922~~ ~~923~~ ~~924~~ ~~925~~ ~~926~~ ~~927~~ ~~928~~ ~~929~~ ~~930~~ ~~931~~ ~~932~~ ~~933~~ ~~934~~ ~~935~~ ~~936~~ ~~937~~ ~~938~~ ~~939~~ ~~930~~ ~~931~~ ~~932~~ ~~933~~ ~~934~~ ~~935~~ ~~936~~ ~~937~~ ~~938~~ ~~939~~ ~~940~~ ~~941~~ ~~942~~ ~~943~~ ~~944~~ ~~945~~ ~~946~~ ~~947~~ ~~948~~ ~~949~~ ~~940~~ ~~941~~ ~~942~~ ~~943~~ ~~944~~ ~~945~~ ~~946~~ ~~947~~ ~~948~~ ~~949~~ ~~950~~ ~~951~~ ~~952~~ ~~953~~ ~~954~~ ~~955~~ ~~956~~ ~~957~~ ~~958~~ ~~959~~ ~~950~~ ~~951~~ ~~952~~ ~~953~~ ~~954~~ ~~955~~ ~~956~~ ~~957~~ ~~958~~ ~~959~~ ~~960~~ ~~961~~ ~~962~~ ~~963~~ ~~964~~ ~~965~~ ~~966~~ ~~967~~ ~~968~~ ~~969~~ ~~960~~ ~~961~~ ~~962~~ ~~963~~ ~~964~~ ~~965~~ ~~966~~ ~~967~~ ~~968~~ ~~969~~ ~~970~~ ~~971~~ ~~972~~ ~~973~~ ~~974~~ ~~975~~ ~~976~~ ~~977~~ ~~978~~ ~~979~~ ~~970~~ ~~971~~ ~~972~~ ~~973~~ ~~974~~ ~~975~~ ~~976~~ ~~977~~ ~~978~~ ~~979~~ ~~980~~ ~~981~~ ~~982~~ ~~983~~ ~~984~~ ~~985~~ ~~986~~ ~~987~~ ~~988~~ ~~989~~ ~~980~~ ~~981~~ ~~982~~ ~~983~~ ~~984~~ ~~985~~ ~~986~~ ~~987~~ ~~988~~ ~~989~~ ~~990~~ ~~991~~ ~~992~~ ~~993~~ ~~994~~ ~~995~~ ~~996~~ ~~997~~ ~~998~~ ~~999~~ ~~990~~ ~~991~~ ~~992~~ ~~993~~ ~~994~~ ~~995~~ ~~996~~ ~~997~~ ~~998~~ ~~999~~ ~~1000~~ ~~1001~~ ~~1002~~ ~~1003~~ ~~1004~~ ~~1005~~ ~~1006~~ ~~1007~~ ~~1008~~ ~~1009~~ ~~1000~~ ~~1001~~ ~~1002~~ ~~1003~~ ~~1004~~ ~~1005~~ ~~1006~~ ~~1007~~ ~~1008~~ ~~1009~~ ~~1010~~ ~~1011~~ ~~1012~~ ~~1013~~ ~~1014~~ ~~1015~~ ~~1016~~ ~~1017~~ ~~1018~~ ~~1019~~ ~~1010~~ ~~1011~~ ~~1012~~ ~~1013~~ ~~1014~~ ~~1015~~ ~~1016~~ ~~1017~~ ~~1018~~ ~~1019~~ ~~1020~~ ~~1021~~ ~~1022~~ ~~1023~~ ~~1024~~ ~~1025~~ ~~1026~~ ~~1027~~ ~~1028~~ ~~1029~~ ~~1020~~ ~~1021~~ ~~1022~~ ~~1023~~ ~~1024~~ ~~1025~~ ~~1026~~ ~~1027~~ ~~1028~~ ~~1029~~ ~~1030~~ ~~1031~~ ~~1032~~ ~~1033~~ ~~1034~~ ~~1035~~ ~~1036~~ ~~1037~~ ~~1038~~ ~~1039~~ ~~1030~~ ~~1031~~ ~~1032~~ ~~1033~~ ~~1034~~ ~~1035~~ ~~1036~~ ~~1037~~ ~~1038~~ ~~1039~~ ~~1040~~ ~~1041~~ ~~1042~~ ~~1043~~ ~~1044~~ ~~1045~~ ~~1046~~ ~~1047~~ ~~1048~~ ~~1049~~ ~~1040~~ ~~1041~~ ~~1042~~ ~~1043~~ ~~1044~~ ~~1045~~ ~~1046~~ ~~1047~~ ~~1048~~ ~~1049~~ ~~1050~~ ~~1051~~ ~~1052~~ ~~1053~~ ~~1054~~ ~~1055~~ ~~1056~~ ~~1057~~ ~~1058~~ ~~1059~~ ~~1050~~ ~~1051~~ ~~1052~~ ~~1053~~ ~~1054~~ ~~1055~~ ~~1056~~ ~~1057~~ ~~1058~~ ~~1059~~ ~~1060~~ ~~1061~~ ~~1062~~ ~~1063~~ ~~1064~~ ~~1065~~ ~~1066~~ ~~1067~~ ~~1068~~ ~~1069~~ ~~1060~~ ~~1061~~ ~~1062~~ ~~1063~~ ~~1064~~ ~~1065~~ ~~1066~~ ~~1067~~ ~~1068~~ ~~1069~~ ~~1070~~ ~~1071~~ ~~1072~~ ~~1073~~ ~~1074~~ ~~1075~~ ~~1076~~ ~~1077~~ ~~1078~~ ~~1079~~ ~~1070~~ ~~1071~~ ~~1072~~ ~~1073~~ ~~1074~~ ~~1075~~ ~~1076~~ ~~1077~~ ~~1078~~ ~~1079~~ ~~1080~~ ~~1081~~ ~~1082~~ ~~1083~~ ~~1084~~ ~~1085~~ ~~1086~~ ~~1087~~ ~~1088~~ ~~1089~~ ~~1080~~ ~~1081~~ ~~1082~~ ~~1083~~ ~~1084~~ ~~1085~~ ~~1086~~ ~~1087~~ ~~1088~~ ~~1089~~ ~~1090~~ ~~1091~~ ~~1092~~ ~~1093~~ ~~1094~~ ~~1095~~ ~~1096~~ ~~1097~~ ~~1098~~ ~~1099~~ ~~1090~~ ~~1091~~ ~~1092~~ ~~1093~~ ~~1094~~ ~~1095~~ ~~1096~~ ~~1097~~ ~~1098~~ ~~1099~~ ~~1100~~ ~~1101~~ ~~1102~~ ~~1103~~ ~~1104~~ ~~1105~~ ~~1106~~ ~~1107~~ ~~1108~~ ~~1109~~ ~~1100~~ ~~1101~~ ~~1102~~ ~~1103~~ ~~1104~~ ~~1105~~ ~~1106~~ ~~1107~~ ~~1108~~ ~~1109~~ ~~1110~~ ~~1111~~ ~~1112~~ ~~1113~~ ~~1114~~ ~~1115~~ ~~1116~~ ~~1117~~ ~~1118~~ ~~1119~~ ~~1110~~ ~~1111~~ ~~1112~~ ~~1113~~ ~~1114~~ ~~1115~~ ~~1116~~ ~~1117~~ ~~1118~~ ~~1119~~ ~~1120~~ ~~1121~~ ~~1122~~ ~~1123~~ ~~1124~~ ~~1125~~ ~~1126~~ ~~1127~~ ~~1128~~ ~~1129~~ ~~1120~~ ~~1121~~ ~~1122~~ ~~1123~~ <

33 product to a consumer if the product has been recalled, whether
34 by the order of a court or a regulatory body, or voluntarily by the
35 manufacturer, distributor, or retailer, unless the product has been
36 repaired or modified to correct the defect that was the subject of
37 the recall.

38 (19) The violation by a supplier of 47 U.S.C. 227, including any
39 rules or regulations issued under 47 U.S.C. 227.

40 (20) The violation by a supplier of the federal Fair Debt
41 Collection Practices Act (15 U.S.C. 1692 et seq.), including any
42 rules or regulations issued under the federal Fair Debt Collection



1 Practices Act (15 U.S.C. 1692 et seq.).

2 **(21) A violation of IC 7.1-8 (concerning the manufacture,**

3 **distribution, and sale of hemp derived cannabinoid**

4 **products), as set forth in IC 7.1-8-20-5.**

5 **(21) (22) A violation of IC 24-5-7 (concerning health spa**

6 **services), as set forth in IC 24-5-7-17.**

7 **(22) (23) A violation of IC 24-5-8 (concerning business**

8 **opportunity transactions), as set forth in IC 24-5-8-20.**

9 **(23) (24) A violation of IC 24-5-10 (concerning home consumer**

10 **transactions), as set forth in IC 24-5-10-18.**

11 **(24) (25) A violation of IC 24-5-11 (concerning real property**

12 **improvement contracts), as set forth in IC 24-5-11-14.**

13 **(25) (26) A violation of IC 24-5-12 (concerning telephone**

14 **solicitations), as set forth in IC 24-5-12-23.**

15 **(26) (27) A violation of IC 24-5-13.5 (concerning buyback motor**

16 **vehicles), as set forth in IC 24-5-13.5-14.**

17 **(27) (28) A violation of IC 24-5-14 (concerning automatic**

18 **dialing-announcing devices), as set forth in IC 24-5-14-13.**

19 **(28) (29) A violation of IC 24-5-15 (concerning credit services**

20 **organizations), as set forth in IC 24-5-15-11.**

21 **(29) (30) A violation of IC 24-5-16 (concerning unlawful motor**

22 **vehicle subleasing), as set forth in IC 24-5-16-18.**

23 **(30) (31) A violation of IC 24-5-17 (concerning environmental**

24 **marketing claims), as set forth in IC 24-5-17-14.**

25 **(31) (32) A violation of IC 24-5-19 (concerning deceptive**

26 **commercial solicitation), as set forth in IC 24-5-19-11.**

27 **(32) (33) A violation of IC 24-5-21 (concerning prescription**

28 **drug discount cards), as set forth in IC 24-5-21-7.**

29 **(33) (34) A violation of IC 24-5-23.5-7 (concerning real estate**

30 **appraisals), as set forth in IC 24-5-23.5-9.**

31 **(34) (35) A violation of IC 24-5-26 (concerning identity theft),**

32 **as set forth in IC 24-5-26-3.**

33 **(35) (36) A violation of IC 24-5.5 (concerning mortgage rescue**

34 **fraud), as set forth in IC 24-5.5-6-1.**

35 **(36) (37) A violation of IC 24-8 (concerning promotional gifts**

36 **and contests), as set forth in IC 24-8-6-3.**

37 **(37) (38) A violation of IC 21-18.5-6 (concerning**

38 **representations made by a postsecondary credit bearing**

39 **proprietary educational institution), as set forth in**

40 **IC 21-18.5-6-22.5.**

41 **(38) (39) A violation of IC 24-5-15.5 (concerning collection**

42 **actions of a plaintiff debt buyer), as set forth in IC 24-5-15.5-6.**



8 **(42) (43)** A violation of IC 15-21 (concerning sales of dogs by
9 retail pet stores), as set forth in IC 15-21-7-4.

13 (c) Any representations on or within a product or its packaging or
14 in advertising or promotional materials which would constitute a
15 deceptive act shall be the deceptive act both of the supplier who places
16 such representation thereon or therein, or who authored such materials,
17 and such other suppliers who shall state orally or in writing that such
18 representation is true if such other supplier shall know or have reason
19 to know that such representation was false.

24 (e) It shall be a defense to any action brought under this chapter
25 that the representation constituting an alleged deceptive act was one
26 made in good faith by the supplier without knowledge of its falsity and
27 in reliance upon the oral or written representations of the manufacturer,
28 the person from whom the supplier acquired the product, any testing
29 organization, or any other person provided that the source thereof is
30 disclosed to the consumer.

31 (f) For purposes of subsection (b)(12), a supplier that provides
32 estimates before performing repair or replacement work for a customer
33 shall give the customer a written estimate itemizing as closely as
34 possible the price for labor and parts necessary for the specific job
35 before commencing the work.

36 (g) For purposes of subsection (b)(15) and (b)(16), a telephone
37 company or other provider of a telephone directory or directory
38 assistance service or its officer or agent is immune from liability for
39 publishing the listing of an alternate business name or assumed
40 business name of a supplier in its directory or directory assistance data
41 base unless the telephone company or other provider of a telephone
42 directory or directory assistance service is the same person as the

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 supplier who has committed the deceptive act.

2 (h) For purposes of subsection (b)(18), it is an affirmative defense
 3 to any action brought under this chapter that the product has been
 4 altered by a person other than the defendant to render the product
 5 completely incapable of serving its original purpose.

6 SECTION 51. IC 24-5-0.5-4, AS AMENDED BY P.L.186-2025,
 7 SECTION 133, IS AMENDED TO READ AS FOLLOWS
 8 [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) A person relying upon an
 9 uncured or incurable deceptive act may bring an action for the damages
 10 actually suffered as a consumer as a result of the deceptive act or five
 11 hundred dollars (\$500), whichever is greater. The court may increase
 12 damages for a willful deceptive act in an amount that does not exceed
 13 the greater of:

14 (1) three (3) times the actual damages of the consumer suffering
 15 the loss; or
 16 (2) one thousand dollars (\$1,000).

17 Except as provided in subsection (k), the court may award reasonable
 18 attorney's fees to the party that prevails in an action under this
 19 subsection. This subsection does not apply to a consumer transaction
 20 in real property, including a claim or action involving a construction
 21 defect (as defined in IC 32-27-3-1(5)) brought against a construction
 22 professional (as defined in IC 32-27-3-1(4)), except for purchases of
 23 time shares and camping club memberships. This subsection does not
 24 apply with respect to a deceptive act described in section 3(b)(20) of
 25 this chapter. This subsection also does not apply to a violation of
 26 IC 24-4.7, IC 24-5-12, IC 24-5-14, or IC 24-5-14.5. Actual damages
 27 awarded to a person under this section have priority over any civil
 28 penalty imposed under this chapter.

29 (b) Any person who is entitled to bring an action under subsection
 30 (a) on the person's own behalf against a supplier for damages for a
 31 deceptive act may bring a class action against such supplier on behalf
 32 of any class of persons of which that person is a member and which has
 33 been damaged by such deceptive act, subject to and under the Indiana
 34 Rules of Trial Procedure governing class actions, except as herein
 35 expressly provided. Except as provided in subsection (k), the court may
 36 award reasonable attorney's fees to the party that prevails in a class
 37 action under this subsection, provided that such fee shall be determined
 38 by the amount of time reasonably expended by the attorney and not by
 39 the amount of the judgment, although the contingency of the fee may
 40 be considered. Except in the case of an extension of time granted by the
 41 attorney general under IC 24-10-2-2(b) in an action subject to IC 24-10,
 42 any money or other property recovered in a class action under this



1 subsection which cannot, with due diligence, be restored to consumers
 2 within one (1) year after the judgment becomes final shall be returned
 3 to the party depositing the same. This subsection does not apply to a
 4 consumer transaction in real property, except for purchases of time
 5 shares and camping club memberships. This subsection does not apply
 6 with respect to a deceptive act described in section 3(b)(20) of this
 7 chapter. Actual damages awarded to a class have priority over any civil
 8 penalty imposed under this chapter.

9 (c) The attorney general may bring an action to enjoin an unfair,
 10 abusive, or deceptive act, omission, or practice in connection with a
 11 consumer transaction, including a deceptive act described in section
 12 3(b)(20) of this chapter, notwithstanding subsections (a) and (b).
 13 However, the attorney general may seek to enjoin patterns of incurable
 14 deceptive acts with respect to consumer transactions in real property.
 15 In addition, the court may:

- 16 (1) issue an injunction;
- 17 (2) order the supplier to make payment of the money unlawfully
 received from the aggrieved consumers to be held in escrow for
 distribution to aggrieved consumers;
- 18 (3) for a knowing violation against a senior consumer, increase
 the amount of restitution ordered under subdivision (2) in any
 amount up to three (3) times the amount of damages incurred or
 value of property or assets lost;
- 19 (4) order the supplier to pay to the state the reasonable costs of
 the attorney general's investigation and prosecution, expert fees,
 and court fees related to the action;
- 20 (5) provide for the appointment of a receiver; and
- 21 (6) order the department of state revenue to suspend the
 supplier's registered retail merchant certificate, subject to the
 requirements and prohibitions contained in IC 6-2.5-8-7(a)(5),
 if the court finds that a violation of this chapter involved the sale
 or solicited sale of a synthetic drug (as defined in
 IC 35-31.5-2-321), a synthetic drug lookalike substance (as
 defined in IC 35-31.5-2-321.5 (repealed)) (before July 1, 2019),
 a controlled substance analog (as defined in IC 35-48-1.1-8), or
 a substance represented to be a controlled substance (as
 described in IC 35-48-4-4.6).

22 (d) In an action under subsection (a), (b), (c), or (n) the court may
 23 void or limit the application of contracts or clauses resulting from
 24 deceptive acts and order restitution to be paid to aggrieved consumers.

25 (e) In any action under subsection (a) or (b), upon the filing of the
 26 complaint or on the appearance of any defendant, claimant, or any



1 other party, or at any later time, the trial court, the supreme court, or the
 2 court of appeals may require the plaintiff, defendant, claimant, or any
 3 other party or parties to give security, or additional security, in such
 4 sum as the court shall direct to pay all costs, expenses, and
 5 disbursements that shall be awarded against that party or which that
 6 party may be directed to pay by any interlocutory order by the final
 7 judgment or on appeal.

8 (f) Any person who violates the terms of an injunction issued
 9 under subsection (c) or (n) shall forfeit and pay to the state a civil
 10 penalty of not more than fifteen thousand dollars (\$15,000) per
 11 violation. For the purposes of this section, the court issuing an
 12 injunction shall retain jurisdiction, the cause shall be continued, and
 13 the attorney general acting in the name of the state may petition for
 14 recovery of civil penalties. Whenever the court determines that an
 15 injunction issued under subsection (c) or (n) has been violated, the
 16 court shall award reasonable costs to the state.

17 (g) If a court finds any person has knowingly violated section 3 or
 18 10 of this chapter, other than section 3(b)(19), 3(b)(20), or 3(b)(40)
 19 **3(b)(41)** of this chapter, the attorney general, in an action pursuant to
 20 subsection (c), may recover from the person on behalf of the state a
 21 civil penalty of a fine not exceeding five thousand dollars (\$5,000) per
 22 violation.

23 (h) If a court finds that a person has violated section 3(b)(19) of
 24 this chapter, the attorney general, in an action under subsection (c),
 25 may recover from the person on behalf of the state a civil penalty as
 26 follows:

- 27 (1) For a knowing or intentional violation, one thousand five
 28 hundred dollars (\$1,500).
- 29 (2) For a violation other than a knowing or intentional violation,
 30 five hundred dollars (\$500).

31 A civil penalty recovered under this subsection shall be deposited in
 32 the consumer protection division telephone solicitation fund
 33 established by IC 24-4.7-3-6 to be used for the administration and
 34 enforcement of section 3(b)(19) of this chapter.

35 (i) A senior consumer relying upon an uncured or incurable
 36 deceptive act, including an act related to hypnotism, may bring an
 37 action to recover treble damages, if appropriate.

38 (j) An offer to cure is:

- 39 (1) not admissible as evidence in a proceeding initiated under
 40 this section unless the offer to cure is delivered by a supplier to
 41 the consumer or a representative of the consumer before the
 42 supplier files the supplier's initial response to a complaint; and



If the offer to cure is timely delivered by the supplier, the supplier may submit the offer to cure as evidence to prove in the proceeding in accordance with the Indiana Rules of Trial Procedure that the supplier made an offer to cure.

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 IC 24-4.7-3-6.

2 (n) An action that arises from, or otherwise involves, an unfair,
 3 abusive, or deceptive act, omission, or practice in connection with a
 4 consumer transaction described in section 2(a)(1)(D)(i) of this chapter
 5 may be brought and enforced only by the attorney general under this
 6 subsection. An action that arises from, or otherwise involves, an unfair,
 7 abusive, or deceptive act, omission, or practice in connection with a
 8 consumer transaction described in section 2(a)(1)(D)(ii) of this chapter
 9 may be brought and enforced only by an attorney acting on behalf of
 10 the local law enforcement agency involved in the transaction, unless
 11 the local unit of government served by the local law enforcement
 12 agency requests the attorney general to bring and enforce an action
 13 under this subsection on behalf of the local unit. In addition, the court
 14 may:

15 (1) issue an injunction;
 16 (2) order the supplier to make payment of the money unlawfully
 17 received from the aggrieved consumers to be held in escrow for
 18 distribution to aggrieved consumers; or
 19 (3) order the supplier to pay to:
 20 (A) the attorney acting on behalf of the local law
 21 enforcement agency; or
 22 (B) the attorney general for the state;
 23 as applicable, the reasonable costs of the attorney's or the
 24 attorney general's investigation and prosecution, expert fees, and
 25 court fees related to the action.

26 The time for bringing an action under subsection (c), as set forth in
 27 section 5(b) of this chapter, applies to an action brought under this
 28 subsection.

29 SECTION 52. IC 25-1-1-2, AS AMENDED BY P.L.186-2025,
 30 SECTION 134, IS AMENDED TO READ AS FOLLOWS
 31 [EFFECTIVE JULY 1, 2026]: Sec. 2. Notwithstanding IC 25-1-7, a
 32 board, a commission, or a committee may suspend, deny, or revoke a
 33 license or certificate issued under this title by the board, the
 34 commission, or the committee without an investigation by the office of
 35 the attorney general if the individual who holds the license or
 36 certificate is convicted of any of the following and the board,
 37 commission, or committee determines, after the individual has
 38 appeared in person, that the offense affects the individual's ability to
 39 perform the duties of the profession:

40 (1) Possession of cocaine or a narcotic drug under IC 35-48-4-6.
 41 (2) Possession of methamphetamine under IC 35-48-4-6.1.
 42 (3) Possession of a controlled substance under ~~IC 35-48-4-7(a)~~.

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 **IC 35-48-4-7(b).**

2 (4) Fraudulently obtaining a controlled substance under
 3 **IC 35-48-4-7(e). IC 35-48-4-7(d).**

4 (5) Manufacture of paraphernalia as a Class D felony (for a
 5 crime committed before July 1, 2014) or a Level 6 felony (for a
 6 crime committed after June 30, 2014) under IC 35-48-4-8.1(c).

7 (6) Dealing in paraphernalia as a Class D felony (for a crime
 8 committed before July 1, 2014) or a Level 6 felony (for a crime
 9 committed after June 30, 2014) under IC 35-48-4-8.5(b).

10 (7) Possession of paraphernalia as a Class D felony (for a crime
 11 committed before July 1, 2014) or a Level 6 felony (for a crime
 12 committed after June 30, 2014) under IC 35-48-4-8.3(b) (before
 13 its amendment on July 1, 2015).

14 (8) Possession of marijuana, hash oil, hashish, or salvia as a
 15 Class D felony (for a crime committed before July 1, 2014) or a
 16 Level 6 felony (for a crime committed after June 30, 2014) under
 17 IC 35-48-4-11.

18 (9) A felony offense under IC 35-48-4 involving possession of a
 19 synthetic drug (as defined in IC 35-31.5-2-321), possession of a
 20 controlled substance analog (as defined in IC 35-48-1.1-8), or
 21 possession of a synthetic drug lookalike substance (as defined in
 22 IC 35-31.5-2-321.5 (before its repeal on July 1, 2019)) as a:

23 (A) Class D felony for a crime committed before July 1,
 24 2014; or

25 (B) Level 6 felony for a crime committed after June 30,
 26 2014;

27 under IC 35-48-4-11.5 (before its repeal on July 1, 2019).

28 (10) Maintaining a common nuisance under IC 35-48-4-13
 29 (repealed) or IC 35-45-1-5, if the common nuisance involves a
 30 controlled substance.

31 (11) An offense relating to registration, labeling, and
 32 prescription forms under IC 35-48-4-14.

33 (12) A sex crime under IC 35-42-4.

34 (13) A felony that reflects adversely on the individual's fitness to
 35 hold a professional license.

36 SECTION 53. IC 34-30-2.1-72, AS ADDED BY P.L.105-2022,
 37 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 38 JULY 1, 2026]: Sec. 72. IC 7.1-5-10-15 (Concerning ~~alcoholic~~
 39 beverage a permittee or permittee's agent refusing to ~~serve provide~~
 40 alcoholic beverages **or products containing THC** to certain persons).

41 SECTION 54. IC 34-30-2.1-73, AS ADDED BY P.L.105-2022,
 42 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 JULY 1, 2026]: Sec. 73. IC 7.1-5-10-15.5 (Concerning persons who
2 furnish an alcoholic beverage **or a product containing THC** for
3 damages caused by an impaired or intoxicated person).

4 SECTION 55. IC 35-31.5-2-61.5 IS ADDED TO THE INDIANA
5 CODE AS A NEW SECTION TO READ AS FOLLOWS
6 [EFFECTIVE JULY 1, 2026]: **Sec. 61.5. "Container", for purposes
7 of IC 35-48-8, has the meaning set forth in IC 35-48-8-2.**

8 SECTION 56. IC 35-31.5-2-152.2 IS ADDED TO THE INDIANA
9 CODE AS A NEW SECTION TO READ AS FOLLOWS
10 [EFFECTIVE JULY 1, 2026]: **Sec. 152.2. "Hemp", for purposes of
11 this title, has the meaning set forth in IC 35-48-8-3.**

12 SECTION 57. IC 35-31.5-2-152.3 IS ADDED TO THE INDIANA
13 CODE AS A NEW SECTION TO READ AS FOLLOWS
14 [EFFECTIVE JULY 1, 2026]: **Sec. 152.3. "Hemp derived
15 cannabinoid product", for purposes of this title, has the meaning
16 set forth in IC 35-48-8-4.**

17 SECTION 58. IC 35-31.5-2-169.3 IS ADDED TO THE INDIANA
18 CODE AS A NEW SECTION TO READ AS FOLLOWS
19 [EFFECTIVE JULY 1, 2026]: **Sec. 169.3. "Industrial hemp", for
20 purposes of this title, has the meaning set forth in IC 35-48-8-5.**

21 SECTION 59. IC 35-31.5-2-176.1 IS ADDED TO THE INDIANA
22 CODE AS A NEW SECTION TO READ AS FOLLOWS
23 [EFFECTIVE JULY 1, 2026]: **Sec. 176.1. "Intermediate hemp
24 derived cannabinoid product", for purposes of IC 35-48-8, has the
25 meaning set forth in IC 35-48-8-6.**

26 SECTION 60. IC 35-31.5-2-189.9 IS REPEALED [EFFECTIVE
27 JULY 1, 2026]. See: 189.9. "Low THC hemp extract", for purposes of
28 **IC 35-48, has the meaning set forth in IC 35-48-1.1-27.**

29 SECTION 61. IC 35-46-1-11.7, AS AMENDED BY
30 P.L.163-2025, SECTION 66, IS AMENDED TO READ AS
31 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 11.7. (a) A retail
32 establishment in which tobacco products **and products containing**
33 **tetrahydrocannabinol (THC)** account for at least eighty-five percent
34 (85%) of the retail establishment's gross sales may not allow an
35 individual who is less than twenty-one (21) years of age to enter the
36 retail establishment.

37 (b) An individual who is less than twenty-one (21) years of age
38 may not enter a retail establishment described in subsection (a).

39 (c) A retail establishment described in subsection (a) must
40 conspicuously post on all entrances to the retail establishment the
41 following:

42 (1) A sign in boldface type that states "NOTICE: It is unlawful



1 for a person less than 21 years old to enter this store.".
 2 (2) A sign printed in letters and numbers at least one-half (1/2)
 3 inch high that displays a toll free phone number for assistance to
 4 callers in quitting smoking, as determined by the Indiana
 5 department of health.
 6 (d) A person who violates this section commits a Class C
 7 infraction. Notwithstanding IC 34-28-5-4(c), a civil judgment for an
 8 infraction committed under this section must be imposed as follows:
 9 (1) If the person has not been cited for a violation of this section
 10 in the previous one (1) year, a civil penalty of up to four hundred
 11 dollars (\$400).
 12 (2) If the person has had one (1) violation in the previous one (1)
 13 year, a civil penalty of up to eight hundred dollars (\$800).
 14 (3) If the person has had two (2) violations in the previous one
 15 (1) year, a civil penalty of up to one thousand four hundred
 16 dollars (\$1,400).
 17 (4) If the person has had three (3) or more violations in the
 18 previous one (1) year, a civil penalty of up to two thousand
 19 dollars (\$2,000).
 20 A person may not be cited more than once every twenty-four (24)
 21 hours.
 22 (e) Notwithstanding IC 34-28-5-5(c), civil penalties collected
 23 under this section must be deposited in the Richard D. Doyle tobacco
 24 education and enforcement fund established under IC 7.1-6-2-6.
 25 (f) A person who violates subsection (a) at least six (6) times in
 26 any one (1) year period commits habitual illegal entrance by a minor,
 27 a Class B infraction.
 28 SECTION 62. IC 35-48-1.1-7, AS ADDED BY P.L.186-2025,
 29 SECTION 249, IS AMENDED TO READ AS FOLLOWS
 30 [EFFECTIVE JULY 1, 2026]: Sec. 7. "Controlled substance" means a
 31 drug, substance, or immediate precursor in schedule I, II, III, IV, or V
 32 under:
 33 (1) IC 35-48-2-4, IC 35-48-2-6, IC 35-48-2-8, IC 35-48-2-10, or
 34 IC 35-48-2-12, if IC 35-48-2-14 does not apply; or
 35 (2) a rule adopted by the board, if IC 35-48-2-14 applies.
 36 The term does not include low THC hemp extract.
 37 SECTION 63. IC 35-48-1.1-8, AS ADDED BY P.L.186-2025,
 38 SECTION 249, IS AMENDED TO READ AS FOLLOWS
 39 [EFFECTIVE JULY 1, 2026]: Sec. 8. (a) "Controlled substance analog"
 40 means a substance that, due to its chemical structure and potential for
 41 abuse or misuse, meets the following criteria:
 42 (1) The substance is substantially similar to a controlled



1 substance classified under IC 35-48-2.

2 (2) The substance has a narcotic, stimulant, depressant, or

3 hallucinogenic effect on the central nervous system or is

4 represented or intended to have a narcotic, stimulant, depressant,

5 or hallucinogenic effect on the central nervous system

6 substantially similar to or greater than that of a controlled

7 substance classified under IC 35-48-2.

8 (b) The definition set forth in subsection (a) does not include:

9 (1) a controlled substance;

10 (2) a legend drug;

11 (3) a substance for which there is an approved new drug

12 application;

13 (4) any compound, mixture, or preparation that contains any

14 controlled substance, that is not for administration to a human

15 being or an animal, and that is packaged in a form or

16 concentration, or with adulterants or denaturants, such that as

17 packaged it does not present any significant potential for abuse;

18 **or**

19 (5) a substance to which an investigational exemption applies

20 under Section 505 of the federal Food, Drug and Cosmetic Act

21 (chapter 675, 52 Stat. 1052 (21 U.S.C. 355)), but only to the

22 extent that conduct with respect to the substance is pursuant to

23 the exemption. **or**

24 (6) **low THC hemp extract.**

25 (c) For purposes of subsection (a), "substantially similar", as it

26 applies to the chemical structure of a substance, means that the

27 chemical structure of the substance, when compared to the structure of

28 a controlled substance, has a single difference in the structural formula

29 that substitutes one (1) atom or functional group for another, including:

30 (1) one (1) halogen for another halogen;

31 (2) one (1) hydrogen for a halogen;

32 (3) one (1) halogen for a hydrogen; or

33 (4) an alkyl group added or deleted:

34 (A) as a side chain to or from a molecule; or

35 (B) from a side chain of a molecule.

36 SECTION 64. IC 35-48-1.1-27 IS REPEALED [EFFECTIVE

37 JULY 1, 2026]. See. 27. (a) "Low THC hemp extract" means a

38 substance or compound that:

39 (1) is derived from or contains any part of the plant *Cannabis*

40 *sativa L.* that meets the definition of hemp under IC 15-15-13-6;

41 (2) contains not more than three-tenths percent (0.3%) total

42 delta-9-tetrahydrocannabinol (THC), including precursors, by



weight; and
(3) contains no other controlled substances.

(b) The term does not include:

(1) the harvested reproductive organ, whether immature or mature, of the female hemp plant; or
(2) smokable hemp.

SECTION 65. IC 35-48-1.1-29, AS ADDED BY P.L.186-2025,

SECTION 249, IS AMENDED TO READ AS FOLLOWS
[EFFECTIVE JULY 1, 2026]: Sec. 29. (a) "Marijuana" means any part
of the plant genus Cannabis whether growing or not; the seeds thereof;
the resin extracted from any part of the plant, including hashish and
hash oil; any compound, manufacture, salt, derivative, mixture, or
preparation of the plant, its seeds or resin.

(b) The term does not include:

(+) the mature stalks of the plant;

(2) fiber produced from the stalks;

(3) oil or cake made from the seeds of the plant;

(4) oil or salts made from the seeds of the plant;

(4) any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted therefrom);

(5) the sterilized seed of the plant which is incapable of germination;

(6) hemp (as defined by IC 15-15-13-6).

(7) low THC hemp extract or

(7) low THC hemp extract, or
(8) smokable hemp.

(8) smokable hemp.

- (1) a hemp derived cannabinoid product (as defined in IC 35-48-8-4); or
- (2) industrial hemp monitored and licensed with the state seed commissioner under IC 15-15-13.

seed commissioner under IC 13-13-13.

SECTION 66. IC 35-48-1.1-58, AS ADDED BY P.L.186-2023, SECTION 249, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 38. (a) Except as provided in subsection (b), "smokable hemp" means a product containing ~~not more than three-tenths percent (0.3%) delta-9-tetrahydrocannabinol~~ **any amount of tetrahydrocannabinol** (THC), including precursors and derivatives of THC, in a form that allows THC to be introduced into the human body by inhalation of smoke. The term includes:

(1) hemp bud; and

(2) hemp flower.

(b) The term does not include:

(1) a hemp plant that is; or

(2) parts of a hemp plant that are:

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 grown or handled by a licensee **governed by IC 15-15-13 and** for
 2 processing or manufacturing into a ~~legal~~ hemp **derived cannabinoid**
 3 product **under IC 7.1-8.**

4 SECTION 67. IC 35-48-2-1, AS AMENDED BY P.L.84-2010,
 5 SECTION 92, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 6 JULY 1, 2026]: Sec. 1. (a) The board shall administer this article and
 7 may recommend to the general assembly the addition, deletion, or
 8 rescheduling of all substances listed in the schedules in sections 4, 6,
 9 8, 10, and 12 of this chapter by submitting in an electronic format
 10 under IC 5-14-6 a report of such recommendations to the legislative
 11 council. In making a determination regarding a substance, the board
 12 shall consider the following:

13 (1) The actual or relative potential for abuse.
 14 (2) The scientific evidence of its pharmacological effect, if
 15 known.
 16 (3) The state of current scientific knowledge regarding the
 17 substance.
 18 (4) The history and current pattern of abuse.
 19 (5) The scope, duration, and significance of abuse.
 20 (6) The risk to public health.
 21 (7) The potential of the substance to produce psychic or
 22 physiological dependence liability.
 23 (8) Whether the substance is an immediate precursor of a
 24 substance already controlled under this article.

25 (b) After considering the factors enumerated in subsection (a), the
 26 board shall make findings and recommendations concerning the control
 27 of the substance if it finds the substance has a potential for abuse.

28 (c) If the board finds that a substance is an immediate precursor,
 29 substances which are precursors of the controlled precursor shall not
 30 be subject to control solely because they are precursors of the
 31 controlled precursor.

32 (d) If any substance is designated or rescheduled to a more
 33 restrictive schedule as a controlled substance under federal law and
 34 notice is given to the board, the board shall recommend similar control
 35 of the substance under this article in the board's report to the general
 36 assembly, unless the board objects to inclusion or rescheduling. In that
 37 case, the board shall publish the reasons for objection and afford all
 38 interested parties an opportunity to be heard. At the conclusion of the
 39 hearing, the board shall publish its findings.

40 (e) **This subsection does not include marijuana or**
 41 **tetrahydrocannabinol.** If a substance is rescheduled to a less
 42 restrictive schedule or deleted as a controlled substance under federal

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 law, the substance is rescheduled or deleted under this article. If the
 2 board objects to inclusion, rescheduling, or deletion of the substance,
 3 the board shall notify the chairman of the legislative council not more
 4 than thirty (30) days after the federal law is changed and the substance
 5 may not be rescheduled or deleted until the conclusion of the next
 6 complete session of the general assembly. The notice from the board
 7 to the chairman of the legislative council must be published.

8 (f) The board shall conduct hearings regarding revocations,
 9 suspensions, and restrictions of registrations as provided in
 10 IC 35-48-3-4. All hearings shall be conducted in accordance with
 11 IC 4-21.5-3.

12 (g) Authority to control under this section does not extend to
 13 distilled spirits, wine, or malt beverages, as those terms are defined or
 14 used in IC 7.1, or to tobacco.

15 (h) The board shall exclude any nonnarcotic substance from a
 16 schedule if that substance may, under the Federal Food, Drug, and
 17 Cosmetic Act or state law, be sold over the counter without a
 18 prescription.

19 SECTION 68. IC 35-48-4-2, AS AMENDED BY P.L.61-2020,
 20 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 21 JULY 1, 2026]: Sec. 2. (a) **This section does not apply to a hemp**
derived cannabinoid product as defined in IC 35-48-8-4.

22 (a) (b) A person who:

23 (1) knowingly or intentionally:
 24 (A) manufactures;
 25 (B) finances the manufacture of;
 26 (C) delivers; or
 27 (D) finances the delivery of;

28 a controlled substance or controlled substance analog, pure or
 29 adulterated, classified in schedule I, except marijuana, hash oil,
 30 hashish, or salvia, or a controlled substance, or controlled
 31 substance analog, pure or adulterated, classified in schedule II or
 32 III; or

33 (2) possesses, with intent to:

34 (A) manufacture;
 35 (B) finance the manufacture of;
 36 (C) deliver; or
 37 (D) finance the delivery of;

38 a controlled substance or controlled substance analog, pure or
 39 adulterated, classified in schedule I, except marijuana, hash oil,
 40 hashish, or salvia, or a controlled substance, or controlled
 41 substance analog, pure or adulterated, classified in schedule II or
 42 III;



6 (1) there is evidence in addition to the weight of the drug that the
7 person intended to manufacture, finance the manufacture of,
8 deliver, or finance the delivery of the drug; or
9 (2) the amount of the drug involved is at least twenty-eight (28)
10 grams.

11 (e) (d) The offense is a Level 5 felony if:

16 (d) (e) The offense is a Level 4 felony if:

17 (1) the amount of the drug involved is at least five (5) grams but
18 less than ten (10) grams; or

19 (2) the amount of the drug involved is at least one (1) gram but
20 less than five (5) grams and an enhancing circumstance applies.

21 (e) (f) The offense is a Level 3 felony if:
22 (1) 1
23 2
24 3
25 4
26 5
27 6
28 7
29 8
30 9
31 10
32 11
33 12
34 13
35 14
36 15
37 16
38 17
39 18
40 19
41 20
42 21
43 22
44 23
45 24
46 25
47 26
48 27
49 28
50 29
51 30
52 31
53 32
54 33
55 34
56 35
57 36
58 37
59 38
60 39
61 40
62 41
63 42
64 43
65 44
66 45
67 46
68 47
69 48
70 49
71 50
72 51
73 52
74 53
75 54
76 55
77 56
78 57
79 58
80 59
81 60
82 61
83 62
84 63
85 64
86 65
87 66
88 67
89 68
90 69
91 70
92 71
93 72
94 73
95 74
96 75
97 76
98 77
99 78
100 79
101 80
102 81
103 82
104 83
105 84
106 85
107 86
108 87
109 88
110 89
111 90
112 91
113 92
114 93
115 94
116 95
117 96
118 97
119 98
120 99
121 100
122 101
123 102
124 103
125 104
126 105
127 106
128 107
129 108
130 109
131 110
132 111
133 112
134 113
135 114
136 115
137 116
138 117
139 118
140 119
141 120
142 121
143 122
144 123
145 124
146 125
147 126
148 127
149 128
150 129
151 130
152 131
153 132
154 133
155 134
156 135
157 136
158 137
159 138
160 139
161 140
162 141
163 142
164 143
165 144
166 145
167 146
168 147
169 148
170 149
171 150
172 151
173 152
174 153
175 154
176 155
177 156
178 157
179 158
180 159
181 160
182 161
183 162
184 163
185 164
186 165
187 166
188 167
189 168
190 169
191 170
192 171
193 172
194 173
195 174
196 175
197 176
198 177
199 178
200 179
201 180
202 181
203 182
204 183
205 184
206 185
207 186
208 187
209 188
210 189
211 190
212 191
213 192
214 193
215 194
216 195
217 196
218 197
219 198
220 199
221 200
222 201
223 202
224 203
225 204
226 205
227 206
228 207
229 208
230 209
231 210
232 211
233 212
234 213
235 214
236 215
237 216
238 217
239 218
240 219
241 220
242 221
243 222
244 223
245 224
246 225
247 226
248 227
249 228
250 229
251 230
252 231
253 232
254 233
255 234
256 235
257 236
258 237
259 238
260 239
261 240
262 241
263 242
264 243
265 244
266 245
267 246
268 247
269 248
270 249
271 250
272 251
273 252
274 253
275 254
276 255
277 256
278 257
279 258
280 259
281 260
282 261
283 262
284 263
285 264
286 265
287 266
288 267
289 268
290 269
291 270
292 271
293 272
294 273
295 274
296 275
297 276
298 277
299 278
300 279
301 280
302 281
303 282
304 283
305 284
306 285
307 286
308 287
309 288
310 289
311 290
312 291
313 292
314 293
315 294
316 295
317 296
318 297
319 298
320 299
321 300
322 301
323 302
324 303
325 304
326 305
327 306
328 307
329 308
330 309
331 310
332 311
333 312
334 313
335 314
336 315
337 316
338 317
339 318
340 319
341 320
342 321
343 322
344 323
345 324
346 325
347 326
348 327
349 328
350 329
351 330
352 331
353 332
354 333
355 334
356 335
357 336
358 337
359 338
360 339
361 340
362 341
363 342
364 343
365 344
366 345
367 346
368 347
369 348
370 349
371 350
372 351
373 352
374 353
375 354
376 355
377 356
378 357
379 358
380 359
381 360
382 361
383 362
384 363
385 364
386 365
387 366
388 367
389 368
390 369
391 370
392 371
393 372
394 373
395 374
396 375
397 376
398 377
399 378
400 379
401 380
402 381
403 382
404 383
405 384
406 385
407 386
408 387
409 388
410 389
411 390
412 391
413 392
414 393
415 394
416 395
417 396
418 397
419 398
420 399
421 400
422 401
423 402
424 403
425 404
426 405
427 406
428 407
429 408
430 409
431 410
432 411
433 412
434 413
435 414
436 415
437 416
438 417
439 418
440 419
441 420
442 421
443 422
444 423
445 424
446 425
447 426
448 427
449 428
450 429
451 430
452 431
453 432
454 433
455 434
456 435
457 436
458 437
459 438
460 439
461 440
462 441
463 442
464 443
465 444
466 445
467 446
468 447
469 448
470 449
471 450
472 451
473 452
474 453
475 454
476 455
477 456
478 457
479 458
480 459
481 460
482 461
483 462
484 463
485 464
486 465
487 466
488 467
489 468
490 469
491 470
492 471
493 472
494 473
495 474
496 475
497 476
498 477
499 478
500 479
501 480
502 481
503 482
504 483
505 484
506 485
507 486
508 487
509 488
510 489
511 490
512 491
513 492
514 493
515 494
516 495
517 496
518 497
519 498
520 499
521 500
522 501
523 502
524 503
525 504
526 505
527 506
528 507
529 508
530 509
531 510
532 511
533 512
534 513
535 514
536 515
537 516
538 517
539 518
540 519
541 520
542 521
543 522
544 523
545 524
546 525
547 526
548 527
549 528
550 529
551 530
552 531
553 532
554 533
555 534
556 535
557 536
558 537
559 538
560 539
561 540
562 541
563 542
564 543
565 544
566 545
567 546
568 547
569 548
570 549
571 550
572 551
573 552
574 553
575 554
576 555
577 556
578 557
579 558
580 559
581 560
582 561
583 562
584 563
585 564
586 565
587 566
588 567
589 568
590 569
591 570
592 571
593 572
594 573
595 574
596 575
597 576
598 577
599 578
600 579
601 580
602 581
603 582
604 583
605 584
606 585
607 586
608 587
609 588
610 589
611 590
612 591
613 592
614 593
615 594
616 595
617 596
618 597
619 598
620 599
621 600
622 601
623 602
624 603
625 604
626 605
627 606
628 607
629 608
630 609
631 610
632 611
633 612
634 613
635 614
636 615
637 616
638 617
639 618
640 619
641 620
642 621
643 622
644 623
645 624
646 625
647 626
648 627
649 628
650 629
651 630
652 631
653 632
654 633
655 634
656 635
657 636
658 637
659 638
660 639
661 640
662 641
663 642
664 643
665 644
666 645
667 646
668 647
669 648
670 649
671 650
672 651
673 652
674 653
675 654
676 655
677 656
678 657
679 658
680 659
681 660
682 661
683 662
684 663
685 664
686 665
687 666
688 667
689 668
690 669
691 670
692 671
693 672
694 673
695 674
696 675
697 676
698 677
699 678
700 679
701 680
702 681
703 682
704 683
705 684
706 685
707 686
708 687
709 688
710 689
711 690
712 691
713 692
714 693
715 694
716 695
717 696
718 697
719 698
720 699
721 700
722 701
723 702
724 703
725 704
726 705
727 706
728 707
729 708
730 709
731 710
732 711
733 712
734 713
735 714
736 715
737 716
738 717
739 718
740 719
741 720
742 721
743 722
744 723
745 724
746 725
747 726
748 727
749 728
750 729
751 730
752 731
753 732
754 733
755 734
756 735
757 736
758 737
759 738
760 739
761 740
762 741
763 742
764 743
765 744
766 745
767 746
768 747
769 748
770 749
771 750
772 751
773 752
774 753
775 754
776 755
777 756
778 757
779 758
780 759
781 760
782 761
783 762
784 763
785 764
786 765
787 766
788 767
789 768
790 769
791 770
792 771
793 772
794 773
795 774
796 775
797 776
798 777
799 778
800 779
801 780
802 781
803 782
804 783
805 784
806 785
807 786
808 787
809 788
810 789
811 790
812 791
813 792
814 793
815 794
816 795
817 796
818 797
819 798
820 799
821 800
822 801
823 802
824 803
825 804
826 805
827 806
828 807
829 808
830 809
831 810
832 811
833 812
834 813
835 814
836 815
837 816
838 817
839 818
840 819
841 820
842 821
843 822
844 823
845 824
846 825
847 826
848 827
849 828
850 829
851 830
852 831
853 832
854 833
855 834
856 835
857 836
858 837
859 838
860 839
861 840
862 841
863 842
864 843
865 844
866 845
867 846
868 847
869 848
870 849
871 850
872 851
873 852
874 853
875 854
876 855
877 856
878 857
879 858
880 859
881 860
882 861
883 862
884 863
885 864
886 865
887 866
888 867
889 868
890 869
891 870
892 871
893 872
894 873
895 874
896 875
897 876
898 877
899 878
900 879
901 880
902 881
903 882
904 883
905 884
906 885
907 886
908 887
909 888
910 889
911 890
912 891
913 892
914 893
915 894
916 895
917 896
918 897
919 898
920 899
921 900
922 901
923 902
924 903
925 904
926 905
927 906
928 907
929 908
930 909
931 910
932 911
933 912
934 913
935 914
936 915
937 916
938 917
939 918
940 919
941 920
942 921
943 922
944 923
945 924
946 925
947 926
948 927
949 928
950 929
951 930
952 931
953 932
954 933
955 934
956 935
957 936
958 937
959 938
960 939
961 940
962 941
963 942
964 943
965 944
966 945
967 946
968 947
969 948
970 949
971 950
972 951
973 952
974 953
975 954
976 955
977 956
978 957
979 958
980 959
981 960
982 961
983 962
984 963
985 964
986 965
987 966
988 967
989 968
990 969
991 970
992 971
993 972
994 973
995 974
996 975
997 976
998 977
999 978
1000 979
1001 980
1002 981
1003 982
1004 983
1005 984
1006 985
1007 986
1008 987
1009 988
1010 989
1011 990
1012 991
1013 992
1014 993
1015 994
1016 995
1017 996
1018 997
1019 998
1020 999
1021 1000
1022 1001
1023 1002
1024 1003
1025 1004
1026 1005
1027 1006
1028 1007
1029 1008
1030 1009
1031 1010
1032 1011
1033 1012
1034 1013
1035 1014
1036 1015
1037 1016
1038 1017
1039 1018
1040 1019
1041 1020
1042 1021
1043 1022
1044 1023
1045 1024
1046 1025
1047 1026
1048 1027
1049 1028
1050 1029
1051 1030
1052 1031
1053 1032
1054 1033
1055 1034
1056 1035
1057 1036
1058 1037
1059 1038
1060 1039
1061 1040
1062 1041
1063 1042
1064 1043
1065 1044
1066 1045
1067 1046
1068 1047
1069 1048
1070 1049
1071 1050
1072 1051
1073 1052
1074 1053
1075 1054
1076 1055
1077 1056
1078 1057
1079 1058
1080 1059
1081 1060
1082 1061
1083 1062
1084 1063
1085 1064
1086 1065
1087 1066
1088 1067
1089 1068
1090 1069
1091 1070
1092 1071
1093 1072
1094 1073
1095 1074
1096 1075
1097 1076
1098 1077
1099 1078
1100 1079
1101 1080
1102 1081
1103 1082
1104 1083
1105 1084
1106 1085
1107 1086
1108 1087
1109 1088
1110 1089
1111 1090
1112 1091
1113 1092
1114 1093
1115 1094
1116 1095
1117 1096
1118 1097
1119 1098
1120 1099
1121 1100
1122 1101
1123 1102
1124 1103
1125 1104
1126 1105
1127 1106
1128 1107
1129 1108
1130 1109
1131 1110
1132 1111
1133 1112
1134 1113
1135 1114
1136 1115
1137 1116
1138 1117
1139 1118
1140 1119
1141 1120
1142 1121
1143 1122
1144 1123
1145 1124
1146 1125
1147 1126
1148 1127
1149 1128
1150 1129
1151 1130
1152 1131
1153 1132
1154 1133
1155 1134
1156 1135
1157 1136
1158 1137
1159 1138
1160 1139
1161 1140
1162 1141
1163 1142
1164 1143
1165 1144
1166 1145
1167 1146
1168 1147
1169 1148
1170 1149
1171 1150
1172 1151
1173 1152
1174 1153
1175 1154
1176 1155
1177 1156
1178 1157
1179 1158
1180 1159
1181 1160
1182 1161
1183 1162
1184 1163
1185 1164
1186 1165
1187 1166
1188 1167
1189 1168
1190 1169
1191 1170
1192 1171
1193 1172
1194 1173
1195 1174
1196 1175
1197 1176
1198 1177
1199 1178
1200 1179
1201 1180
1202 1181
1203 1182
1204 1183
1205 1184
1206 1185
1207 1186
1208 1187
1209 1188
1210 1189
1211 1190
1212 1191
1213 1192
1214 1193
1215 1194
1216 1195
1217 1196
1218 1197
1219 1198
1220 1199
1221 1200
1222 1201
1223 1202
1224 1203
1225 1204
1226 1205
1227 1206
1228 1207
1229 1208
1230 1209
1231 1210
1232 1211
1233 1212
1234 1213
1235 1214
1236 1215
1237 1216
1238 1217
1239 1218
1240 1219
1241 1220
1242 1221
1243 1222
1244 1223
1245 1224
1246 1225
1247 1226
1248 1227
1249 1228
1250 1229
1251 1230
1252 1231
1253 1232
1254 1233
1255 1234
1256 1235
1257 1236
1258 1237
1259 1238
1260 1239
1261 1240
1262 1241
1263 1242
1264 1243
1265 1244
1266 1245
1267 1246
1268 1247
1269 1248
1270 1249
1271 1250
1272 1251
1273 1252
1274 1253
1275 1254
1276 1255
1277 1256
1278 1257
1279 1258
1280 1259
1281 1260
1282 1261
1283 1262
1284 1263
1285 1264
1286 1265
1287 1266
1288 1267
1289 1268
1290 1269
1291 1270
1292 1271
1293 1272
1294 1273
1295 1274
1296 1275
1297 1276
1298 1277
1299 1278
1300 1279
1301 1280
1302 1281
1303 1282
1304 1283
1305 1284
1306 1285
1307 1286
1308 1287
1309 1288
1310 1289
1311 1290
1312 1291
1313 1292
1314 1293
1315 1294
1316 1295
1317 1296
1318 1297
1319 1298
1320 1299
1321 1300
1322 1301
1323 1302
1324 1303
1325 1304
1326 1305
1327 1306
1328 1307
1329 1308
1330 1309
1331 1310
1332 1311
1333 1312
1334 1313
1335 1314
1336 1315
1337 1316
1338 1317
1339 1318

(1) the amount of the drug involved is at least ten (10) grams but less than twenty-eight (28) grams; or

(2) the amount of the drug involved is at least five (5) grams but less than ten (10) grams and an enhancing circumstance applies.

27 (1) the amount of the drug involved is at least twenty-eight (28)
28 grams; or
29 (2) the amount of the drug involved is at least ten (10) grams but

(2) the amount of the drug involved is at least ten (10) grams but less than twenty-eight (28) grams and an enhancing circumstance applies.

32 SECTION 69. IC 35-48-4-7, AS AMENDED BY P.L.61-2020,
33 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
34 JULY 1, 2026]: Sec. 7. **(a) This section does not apply to a hemp**
35 **derived cannabinoid product as defined in IC 35-48-8-4.**

36 **(a) (b)** A person who, without a valid prescription or order of a
37 practitioner acting in the course of the practitioner's professional
38 practice, knowingly or intentionally possesses a:

39 (1) controlled substance or controlled substance analog (pure or
40 adulterated), classified in schedule I, except marijuana, hashish,
41 or salvia; or

42 (2) controlled substance or controlled substance analog (pure or

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

6 (c) (d) A person who, without a valid prescription or order of a
7 practitioner acting in the course of the practitioner's professional
8 practice, knowingly or intentionally obtains:

19 SECTION 70. IC 35-48-4-10, AS AMENDED BY P.L.153-2018,
20 SECTION 25, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
21 JULY 1, 2026]: Sec. 10. (a) A person who:

22 (1) knowingly or intentionally;

23 (A) manufactures;
24 (B) finances the manufacture of;
25 (C) delivers; or
26 (D) finances the delivery of;

27 marijuana, hash oil, hashish, or salvia, pure or adulterated; or
28 (2) possesses, with intent to:

29 (A) manufacture:

29 (A) manufacture;
30 (B) finance the manufacture of;
31 (C) deliver; or
32 (D) finance the delivery of;

33 marijuana, hash oil, hashish, or salvia, pure or adulterated;
34 commits dealing in marijuana, hash oil, hashish, or salvia, a Class A
35 misdemeanor, except as provided in subsections (b) through (d).

36 (b) A person may be convicted of an offense under subsection
37 (a)(2) only if:

38 (1) there is evidence in addition to the weight of the drug that the
39 person intended to manufacture, finance the manufacture of,
40 deliver, or finance the delivery of the drug; or
41 (2) the amount of the drug involved is at least:
42 (A) ten (10) pounds, if the drug is marijuana; or

SB 250—LS 7/11/01 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 B misdemeanor, except as provided in subsections (b) through (c).
 2 (b) The offense described in subsection (a) is a Class A
 3 misdemeanor if:
 4 (1) the person has a prior conviction for a drug offense; or
 5 (2) the:
 6 (A) marijuana, hash oil, hashish, or salvia is packaged in a
 7 manner that appears to be ~~low THC hemp extract; a hemp~~
 8 **derived cannabinoid product;** and
 9 (B) person knew or reasonably should have known that the
 10 product was marijuana, hash oil, hashish, or salvia.
 11 (c) The offense described in subsection (a) is a Level 6 felony if:
 12 (1) the person has a prior conviction for a drug offense; and
 13 (2) the person possesses:
 14 (A) at least thirty (30) grams of marijuana; or
 15 (B) at least five (5) grams of hash oil, hashish, or salvia.

16 SECTION 72. IC 35-48-8 IS ADDED TO THE INDIANA CODE
 17 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
 18 JULY 1, 2026]:

19 **Chapter 8. Offenses Relating to Hemp**

20 **Sec. 0.5. Nothing in IC 7.1 or IC 15 may be construed under**
 21 **the "inclusio unius, exclusio alterius" canon of construction that**
 22 **marijuana has been legalized.**

23 **Sec. 1. The terms defined in sections 2 through 6 of this**
 24 **chapter apply only to this chapter and if cited in another statute**
 25 **concerning hemp.**

26 **Sec. 2. (a) "Container" means the innermost wrapping,**
 27 **packaging, or vessel in direct contact with a final hemp derived**
 28 **cannabinoid product in which the final hemp derived cannabinoid**
 29 **product is enclosed for retail sale to consumers, including a jar,**
 30 **bottle, bag, box, packet, can, carton, or cartridge.**

31 **(b) The term excludes bulk shipping containers or outer**
 32 **wrappings that are not essential for the final retail delivery or sale**
 33 **to an end consumer for personal or household use.**

34 **(c) The term does not include a drug that is subject of an**
 35 **application approved under 21 U.S.C. 355(c) or (j).**

36 **Sec. 3. (a) "Hemp" means the plant Cannabis sativa L. and**
 37 **any part of the plant, including the seeds thereof and all**
 38 **derivatives, extracts, cannabinoids, isomers, acids, salts, and salts**
 39 **of isomers, whether growing or not, with a total**
 40 **tetrahydrocannabinols concentration (including**
 41 **tetrahydrocannabinolic acid) of not more than three-tenths of one**
 42 **percent (0.3%) on a dry weight basis.**



4 (1) any viable seeds from a Cannabis sativa L. plant that
5 exceeds a total tetrahydrocannabinols concentration
6 (including tetrahydrocannabinolic acid) of three-tenths of
7 one percent (0.3%) in the plant on a dry weight basis;
8 (2) any intermediate hemp derived cannabinoid products
9 containing:

10 (A) cannabinoids that are not capable of being naturally
11 produced by a *Cannabis sativa* L. plant;

12 **(B) cannabinoids that:**

19 (i) total tetrahydrocannabinols (including
20 tetrahydrocannabinolic acid); and
21 (ii) any other cannabinoids that have similar effects
22 (or are marketed to have similar effects) on humans
23 or animals as a tetrahydrocannabinol as
24 determined by the United States Secretary of
25 Health and Human Services;

29 (4) any final hemp derived cannabinoid products containing:

32 (B) cannabinoids that:

33 (i) are capable of being naturally produced by a
34 Cannabis sativa L. plant; and
35 (ii) were synthesized or manufactured outside the

38 total per container of:

39 (i) total tetrahydrocannabinols (including
40 tetrahydrocannabinolic acid); and
41 (ii) any other cannabinoids that have similar effects,
42 or are marketed to have similar effects, on humans

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

or animals as a tetrahydrocannabinol, as determined by the United States Secretary of Health and Human Services; or

(5) smokable hemp.

Sec. 4. "Hemp derived cannabinoid product" means a product derived from, or made by, processing hemp plants or hemp plant parts including derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers.

(b) The term includes any intermediate or final product derived from hemp, other than industrial hemp, that:

(1) contains cannabinoids in any form; and

(2) is intended for human or animal use through any means of application or administration including:

(A) inhalation;

(B) ingestion; or

(C) topical application.

(c) The term includes cannabidiol, a CBD product, or a product that contains a cannabidiol.

(d) The term does not include:

(1) smokable hemp (as defined

(2) products that contain a total tetrahydrocannabinol concentration of more than three-tenths of one percent (0.3%) on a dry weight basis; or

(3) a drug that is the subject of an application approved under subsection (c) or (j) of Section 505 of the federal Food, Drug, and Cosmetic Act (21 U.S.C. 355).

Sec. 5. "Industrial hemp" means hemp:

(1) grown for the use of the stalk of the plant fiber produced from the stalk, or any other noncannabinoid derivative, mixture, preparation, or manufacture of the stalk;

(2) grown for the use of the whole grain, oil, cake, nut, hull, or other noncannabinoid compound, derivative, mixture, preparation, or manufacture of the seeds of the plant;

(3) grown for purposes of producing microgreens or other edible hemp leaf products for human consumption that are derived from an immature hemp plant that is grown from

seeds that do not exceed the threshold for total tetrahydrocannabinols concentration of three-tenths of one percent (0.3%) in the plant on a dry weight basis;

(4) that is a plant that does not enter the stream of commerce and is intended to support hemp research at an institution of higher education, as defined in 20 U.S.C. 1001, or an



16 SECTION 73. IC 35-52-7-39, AS ADDED BY P.L.169-2014,
17 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
18 JULY 1, 2026]: Sec. 39. IC 7.1-5-7-7 defines a crime concerning
19 alcohol and products containing THC.

21 another and product containing 10%.

22 SECTION 75. IC 35-52-7-98 IS ADDED TO THE INDIANA
23 CODE AS A NEW SECTION TO READ AS FOLLOWS
24 [EFFECTIVE JULY 1, 2026]: **Sec. 98. IC 7.1-8-15-5 defines a crime**
25 **concerning hemp derived cannabinoid product certificate of**
26 **analyses.**

27

28

29 SECTION 76. IC 35-52-7-99 IS ADDED TO THE INDIANA
30 CODE AS A NEW SECTION TO READ AS FOLLOWS
31 [EFFECTIVE JULY 1, 2026]: **Sec. 99. IC 7.1-8-20-1** defines crimes
32 concerning the transportation of hemp derived cannabinoid
33 products.

34 SECTION 77. IC 35-52-7-100 IS ADDED TO THE INDIANA
35 CODE AS A NEW SECTION TO READ AS FOLLOWS
36 [EFFECTIVE JULY 1, 2026]: **Sec. 100. IC 7.1-8-20-2** defines crimes
37 regarding hemp derived cannabinoid products permits.

38 SECTION 78. IC 35-52-7-101 IS ADDED TO THE INDIANA
39 CODE AS A NEW SECTION TO READ AS FOLLOWS
40 [EFFECTIVE JULY 1, 2026]: **Sec. 101. IC 7.1-8-20-3 defines a crime**
41 **concerning the sale of hemp derived cannabinoid products over the**
42 **Internet.**

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY

1 SECTION 79. IC 35-52-7-102 IS ADDED TO THE INDIANA
2 CODE AS A NEW SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2026]: Sec. 102. IC 7.1-8-20-4 defines a crime
4 concerning recalled hemp derived cannabinoid products.

5 SECTION 80. [EFFECTIVE JULY 1, 2026] (a) The state seed
6 commissioner shall adopt rules under IC 4-22-2, to comply with
7 this act by July 1, 2027.

8 (b) While rules are pending under subsection (a), the state seed
9 commissioner shall adopt provisional rules to comply with this act
10 by October 1, 2027.

11 (c) This SECTION expires January 1, 2028.

M
e
r
g
e
d

SB 250—LS 7117/DI 107



DOCUMENT HAS NOT BEEN CHECKED FOR ACCURACY