

# HOUSE BILL No. 1293

---

## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 35-48-4-10.1.

**Synopsis:** Hemp. Provides that the law that prohibits the manufacture, delivery, possession, or financing of the manufacture or delivery of smokable hemp does not apply to smokable hemp that is engaged in interstate commerce, if the smokable hemp is not intended to be: (1) sold at retail; or (2) distributed to or possessed by a consumer; in Indiana. Creates a finding that the use of smokable hemp presents a threat to public health and safety.

**Effective:** July 1, 2020.

---

---

## Lehe

---

---

January 16, 2020, read first time and referred to Committee on Judiciary.

---

---



Second Regular Session of the 121st General Assembly (2020)

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 *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2019 Regular Session of the General Assembly.

# HOUSE BILL No. 1293

A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

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

1 SECTION 1. IC 35-48-4-10.1, AS ADDED BY P.L.190-2019,  
2 SECTION 31, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2020]: Sec. 10.1. (a) A person who:  
4 (1) knowingly or intentionally:  
5 (A) manufactures;  
6 (B) finances the manufacture of;  
7 (C) delivers;  
8 (D) finances the delivery of; or  
9 (E) possesses;  
10 smokable hemp; or  
11 (2) possesses smokable hemp with intent to:  
12 (A) manufacture;  
13 (B) finance the manufacture of;  
14 (C) deliver; or  
15 (D) finance the delivery of;  
16 smokable hemp;  
17 commits dealing in smokable hemp, a Class A misdemeanor.



- 1           (b) Subsection (a)(1)(B), (a)(1)(D), (a)(2)(B), and (a)(2)(D) do not
- 2           apply to:
- 3           (1) a financial institution organized or reorganized under the laws
- 4           of Indiana, any other state, or the United States; or
- 5           (2) any agency or instrumentality of the state or the United States.
- 6           **(c) Nothing in this section prohibits the manufacture, delivery,**
- 7           **possession, or financing of the manufacture or delivery of**
- 8           **smokable hemp that is engaged in interstate commerce if the**
- 9           **smokable hemp is not intended to be:**
- 10           **(1) sold at retail; or**
- 11           **(2) distributed to or possessed by a consumer;**
- 12           **in Indiana.**
- 13           **(d) The state finds that the use of smokable hemp presents a**
- 14           **threat to public health and safety.**

