

PROPOSED AMENDMENT

HB 1052 # 18

DIGEST

THC. Makes it a Class B misdemeanor for a person to recklessly, knowingly, or intentionally sell, barter, exchange, provide, or furnish a product or substance containing THC to a minor. Enhances the penalty to a Class A misdemeanor or Level 6 felony in certain instances. Specifies age verification requirements for a website owned, managed, or operated by a person who distributes or sells THC directly to consumers. Allows an enforcement officer vested with full police powers and duties to engage a person who is at least 18 and less than 21 years of age to receive or purchase THC as part of an enforcement action.

1 Page 12, between lines 3 and 4, begin a new paragraph and insert:
2 "SECTION 19. IC 7.1-1-3-46.5 IS ADDED TO THE INDIANA
3 CODE AS A NEW SECTION TO READ AS FOLLOWS
4 [EFFECTIVE JULY 1, 2026]: Sec. 46.5. "THC" means
5 tetrahydrocannabinol, including hemp derived cannabinoid
6 products, synthetic equivalents of the substances contained in the
7 plant or in the resinous extractives of Cannabis, and synthetic
8 substances, derivates, and their isomers with a similar chemical
9 structure and pharmacological activity.".
10 Page 19, between lines 25 and 26, begin a new paragraph and insert:
11 "SECTION 36. IC 7.1-5-7-8.1 IS ADDED TO THE INDIANA
12 CODE AS A NEW SECTION TO READ AS FOLLOWS
13 [EFFECTIVE JULY 1, 2026]: Sec. 8.1. (a) It is a Class B
14 misdemeanor for a person to recklessly, knowingly, or
15 intentionally:
16 (1) sell, in person or online;
17 (2) barter;
18 (3) exchange;
19 (4) provide; or
20 (5) furnish;
21 a product or substance containing THC to a minor.
22 (b) However, the offense described in subsection (a) is:
23 (1) a Class A misdemeanor if the person has a prior unrelated
24 conviction under this section; and

4 (c) A website owned, managed, or operated by a person who
5 distributes or sells THC directly to consumers must, before
6 completing a purchase, verify the age of an individual purchasing
7 THC by:

11 Page 22, between lines 2 and 3, begin a new paragraph and insert:
12 "SECTION 38. IC 7.1-5-7-17, AS ADDED BY P.L.94-2008,
13 SECTION 53, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
14 JULY 1, 2026]: Sec. 17. (a) Notwithstanding any other law, an
15 enforcement officer vested with full police powers and duties may
16 engage a person who is:

19 to receive or purchase alcoholic beverages **or THC** as part of an
20 enforcement action under this article.

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

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

27 Page 31, after line 6, begin a new paragraph and insert:

28 "SECTION 49. IC 35-52-7-40.1 IS ADDED TO THE INDIANA
29 CODE AS A NEW SECTION TO READ AS FOLLOWS
30 [EFFECTIVE JULY 1, 2026]: **Sec. 40.1. IC 7.1-5-7-8.1** defines a
31 **crime concerning THC.**".

32 Renumber all **SECTIONS** consecutively.

(Reference is to HB 1052 as introduced.)