

SENATE BILL No. 175

DIGEST OF INTRODUCED BILL

Citations Affected: IC 24-4-21-4.

Synopsis: Packaging for low THC hemp extract. Provides that after June 30, 2024, the packaging of low THC hemp extract may not: (1) contain certain statements, artwork, or designs that could reasonably mislead any person to believe that the package contains anything other than low THC hemp extract; (2) bear the likeness or contain a cartoon-like characteristic of a real or fictional person, animal, or fruit that appeals to children; or (3) bear unauthorized trademarks, trade names, famous marks, or other identifying marks. Provides that after June 30, 2024, the packaging of low THC hemp extract shall: (1) be child proof; (2) be tamper evident; and (3) contain a disclosure statement.

Effective: July 1, 2024.

Yoder

January 9, 2024, read first time and referred to Committee on Commerce and Technology.



Second Regular Session of the 123rd General Assembly (2024)

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 2023 Regular Session of the General Assembly.

SENATE BILL No. 175

A BILL FOR AN ACT to amend the Indiana Code concerning trade regulation.

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

1 SECTION 1. IC 24-4-21-4, AS ADDED BY P.L.153-2018,
2 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2024]: Sec. 4. (a) ~~Except as provided in subsection (b)~~; Low
4 THC hemp extract must be distributed in packaging that contains the
5 following information:
6 (1) A scannable bar code or QR code linked to a document that
7 contains information with respect to the manufacture of the low
8 THC hemp extract, including the:
9 (A) batch identification number;
10 (B) product name;
11 (C) batch date;
12 (D) expiration date, which must be not more than two (2) years
13 from the date of manufacture;
14 (E) batch size;
15 (F) total quantity produced;
16 (G) ingredients used, including the:
17 (i) ingredient name;



- 1 (ii) name of the company that manufactured the ingredient;
 2 (iii) company or product identification number or code, if
 3 applicable; and
 4 (iv) ingredient lot number; and
 5 (H) download link for a certificate of analysis for the low THC
 6 hemp extract.
- 7 (2) The batch number.
 8 (3) The Internet address of a ~~web site~~ **website** to obtain batch
 9 information.
 10 (4) The expiration date.
 11 (5) The number of milligrams of low THC hemp extract.
 12 (6) The manufacturer.
 13 (7) The fact that the product contains not more than three-tenths
 14 percent (0.3%) total delta-9-tetrahydrocannabinol (THC),
 15 including precursors, by weight.
- 16 ~~(b) Before July 1, 2018, low THC hemp extract may be distributed~~
 17 ~~in Indiana without having met the requirements described in subsection~~
 18 ~~(a).~~
- 19 **(b) After June 30, 2024, the packaging of low THC hemp**
 20 **extract:**
- 21 **(1) may not:**
- 22 **(A) contain any statement, artwork, or design that could**
 23 **reasonably mislead any person to believe that the package**
 24 **contains anything other than low THC hemp extract;**
 25 **(B) bear the likeness or contain a cartoon-like**
 26 **characteristic of a real or fictional person, animal, or fruit**
 27 **that appeals to children; or**
 28 **(C) bear an unauthorized trademark, trade name, famous**
 29 **mark, or other identifying mark, imprint, or device, or any**
 30 **likeness thereof; and**
- 31 **(2) shall:**
- 32 **(A) have the child resistant effectiveness set forth in the**
 33 **federal poison prevention packaging standards, 16 CFR**
 34 **1700.15(b)(1);**
 35 **(B) be tamper evident (as defined in IC 7.1-7-4-6(2)); and**
 36 **(C) contain, in all capital letters in at least a 12 point bold**
 37 **font the following statement: "THIS PRODUCT**
 38 **CONTAINS CANNABIS, A SCHEDULE I**
 39 **CONTROLLED SUBSTANCE. KEEP OUT OF REACH**
 40 **OF CHILDREN AND ANIMALS. THE INTOXICATING**
 41 **EFFECTS OF CANNABIS PRODUCTS MAY BE**
 42 **DELAYED UP TO TWO HOURS. CANNABIS USE**



1 **WHILE PREGNANT OR BREASTFEEDING MAY BE**
2 **HARMFUL. CONSUMPTION OF CANNABIS**
3 **PRODUCTS IMPAIRS YOUR ABILITY TO DRIVE AND**
4 **OPERATE MACHINERY. PLEASE USE EXTREME**
5 **CAUTION."**

