



Reprinted
February 18, 2014

ENGROSSED SENATE BILL No. 236

DIGEST OF SB 236 (Updated February 17, 2014 2:35 pm - DI 69)

Citations Affected: IC 7.1-1; IC 7.1-2; IC 7.1-3; IC 7.1-5; IC 9-24; IC 35-51.

Synopsis: Criminal law provisions of IC 7.1. Revises numerous provisions of IC 7.1 that deal with criminal liability. Removes the requirement that the driver's license of a minor shall be suspended if the minor commits certain offenses related to the unlawful possession or purchase of an alcoholic beverage if the offenses do not involve the use of a motor vehicle, and makes certain juvenile offenses infractions. (The introduced version of this bill was prepared by the criminal law and sentencing policy study committee.)

Effective: July 1, 2014.

Young R Michael, Randolph

(HOUSE SPONSORS — STEUERWALD, MCMILLIN)

January 9, 2014, read first time and referred to Committee on Corrections & Criminal Law.
January 15, 2014, amended, reported favorably — Do Pass.
January 21, 2014, read second time, ordered engrossed. Engrossed.
January 23, 2014, read third time, passed. Yeas 47, nays 0.

HOUSE ACTION

February 4, 2014, read first time and referred to Committee on Courts and Criminal Code.
February 13, 2014, amended, reported — Do Pass.
February 17, 2014, read second time, amended, ordered engrossed.

ES 236—LS 6233/DI 106



Reprinted
February 18, 2014

Second Regular Session 118th General Assembly (2014)

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 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

ENGROSSED SENATE BILL No. 236

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

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

1 SECTION 1. IC 7.1-1-2-2, AS AMENDED BY P.L.141-2012,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2014]: Sec. 2. Except as provided in IC 7.1-5-1-3, ~~and~~
4 IC 7.1-5-1-6, **IC 7.1-5-7, and IC 7.1-5-8**, this title applies to the
5 following:

- 6 (1) The commercial manufacturing, bottling, selling, bartering,
7 importing, transporting, delivering, furnishing, or possessing of
8 alcohol, alcoholic beverages, industrial alcohol, malt, malt syrup,
9 malt extract, liquid malt or wort.
10 (2) The sale, possession, use, and distribution of tobacco
11 products.

12 SECTION 2. IC 7.1-2-3-27 IS REPEALED [EFFECTIVE JULY 1,
13 2014]. ~~Sec. 27: Duty to Report Illegal Influence. It is the duty of an~~
14 ~~officer or employee of the state or of one (1) of its political~~
15 ~~subdivisions or municipal corporations solicited in violation of the~~
16 ~~provisions of IC 1971, 7.1-5-5-1, to report that fact to the commission.~~

ES 236—LS 6233/DI 106



1 SECTION 3. IC 7.1-3-23-18 IS REPEALED [EFFECTIVE JULY
2 1, 2014]. ~~Sec. 18. Revocation for Illegal Influence. The commission
3 shall deny the application, or revoke the permit, of an applicant or
4 permittee who violates the provisions of IC 1971, 7.1-5-5-1.~~

5 SECTION 4. IC 7.1-3-26-5, AS ADDED BY P.L.165-2006,
6 SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
7 JULY 1, 2014]: Sec. 5. **(a)** A person located within Indiana or outside
8 Indiana that wants to sell and ship wine directly to a consumer must be
9 the holder of a direct wine seller's permit and comply with this chapter.
10 **A person that sells and ships wine directly to a consumer without
11 holding a valid direct wine seller's permit commits a Class A
12 infraction.**

13 **(b) The offense described in subsection (a) is:**

14 **(1) a Class A misdemeanor if the seller:**

- 15 **(A) knowingly or intentionally violates this section; and**
16 **(B) has one (1) prior unrelated conviction or judgment for**
17 **an infraction under this chapter for an act or omission that**
18 **occurred not more than ten (10) years before the act or**
19 **omission that is the basis for the most recent conviction or**
20 **judgment for an infraction; and**

21 **(2) a Level 6 felony if the seller:**

- 22 **(A) knowingly or intentionally violates this section; and**
23 **(B) has at least two (2) prior unrelated convictions or**
24 **judgments for infractions under this chapter for acts or**
25 **omissions that occurred not more than ten (10) years**
26 **before the act or omission that is the basis for the most**
27 **recent conviction or judgment for an infraction.**

28 SECTION 5. IC 7.1-3-26-6, AS ADDED BY P.L.165-2006,
29 SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
30 JULY 1, 2014]: Sec. 6. **(a)** A seller may sell and ship wine directly only
31 to a consumer who meets all of the following requirements:

- 32 (1) The consumer is at least twenty-one (21) years of age.
33 (2) The consumer has an Indiana address.
34 (3) The consumer intends to use wine purchased under this
35 chapter for personal use only and not for resale or other
36 commercial purposes.
37 (4) Except as provided in subdivision (5), the consumer has
38 provided to the seller in one (1) initial face-to-face transaction at
39 the seller's place of business appearing on the seller's application
40 for a direct wine seller's permit or any locations authorized by
41 IC 7.1-3-12-5 all the following:

42 (A) Name, telephone number, Indiana address, or consumer's



- 1 Indiana business address.
- 2 (B) Proof of age by a state issued driver's license or state
- 3 issued identification card showing the consumer to be at least
- 4 twenty-one (21) years of age.
- 5 (C) A verified statement, made under penalties for perjury,
- 6 that the consumer satisfies the requirements of subdivisions
- 7 (1) through (3).
- 8 (5) If:
- 9 (A) before April 1, 2006, the consumer has engaged in a
- 10 transaction with a seller in which the seller sold wine to the
- 11 consumer and, after April 1, 2006, but before December 31,
- 12 2006, the consumer provides the seller with a verified
- 13 statement, made under penalties for perjury, that the consumer
- 14 is at least twenty-one (21) years of age; and
- 15 (B) the seller provides the name and Indiana address of the
- 16 consumer to the commission before January 15, 2007;
- 17 the seller may sell directly to the consumer in accordance with
- 18 this chapter.
- 19 **(b) A seller who violates this section commits a Class A**
- 20 **infraction. However, the offense is:**
- 21 **(1) a Class A misdemeanor if the seller:**
- 22 **(A) knowingly or intentionally violates subsection (a)(1)**
- 23 **through (a)(4); and**
- 24 **(B) has one (1) prior unrelated conviction or judgment for**
- 25 **an infraction under this chapter for an act or omission that**
- 26 **occurred not more than ten (10) years before the act or**
- 27 **omission that is the basis for the most recent conviction or**
- 28 **judgment for an infraction; and**
- 29 **(2) a Level 6 felony if the seller:**
- 30 **(A) knowingly or intentionally violates subsection (a)(1)**
- 31 **through (a)(4); and**
- 32 **(B) has at least two (2) prior unrelated convictions or**
- 33 **judgments for infractions under this chapter for acts or**
- 34 **omissions that occurred not more than ten (10) years**
- 35 **before the act or omission that is the basis for the most**
- 36 **recent conviction or judgment for an infraction.**
- 37 **(c) It is a defense to an action or prosecution under this section**
- 38 **that the seller obtained from the consumer the verified statement**
- 39 **required under subsection (a)(4) or (a)(5).**
- 40 SECTION 6. IC 7.1-3-26-10, AS ADDED BY P.L.165-2006,
- 41 SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 42 JULY 1, 2014]: Sec. 10. It is ~~unlawful for the (a)~~ **Except as provided**



1 **in subsection (b), the holder of a farm winery brandy distiller's permit**
 2 **to ship or cause to be shipped that ships brandy produced under this**
 3 **title to a consumer commits a Class A infraction.**

4 **(b) The offense described in subsection (a) is:**

5 **(1) a Class A misdemeanor if the seller:**

6 **(A) knowingly or intentionally violates this section; and**
 7 **(B) has one (1) prior unrelated conviction or judgment for**
 8 **an infraction under this chapter for an act or omission that**
 9 **occurred not more than ten (10) years before the act or**
 10 **omission that is the basis for the most recent conviction or**
 11 **judgment for an infraction; and**

12 **(2) a Level 6 felony if the seller:**

13 **(A) knowingly or intentionally violates this section; and**
 14 **(B) has at least two (2) prior unrelated convictions or**
 15 **judgments for infractions under this chapter for acts or**
 16 **omissions that occurred not more than ten (10) years**
 17 **before the act or omission that is the basis for the most**
 18 **recent conviction or judgment for an infraction.**

19 SECTION 7. IC 7.1-3-26-15 IS REPEALED [EFFECTIVE JULY
 20 1, 2014]. Sec. 15: (a) Except as provided in subsections (b) and (c); a
 21 seller who violates this chapter commits a Class A infraction.

22 (b) Except as provided in subsection (d); a seller who:

23 (1) knowingly or intentionally violates this chapter; and
 24 (2) has one (1) prior unrelated conviction or judgment for an
 25 infraction under this section for an act or omission that occurred
 26 not more than ten (10) years before the act or omission that is the
 27 basis for the most recent conviction or judgment for an infraction;

28 commits a Class A misdemeanor.

29 (c) Except as provided in subsection (d); a seller who:

30 (1) knowingly or intentionally violates this chapter; and
 31 (2) has at least two (2) prior unrelated convictions or judgments
 32 for infractions under this section for acts or omissions that
 33 occurred not more than ten (10) years before the act or omission
 34 that is the basis for the most recent conviction or judgment for an
 35 infraction;

36 commits a Level 6 felony.

37 (d) A person who violates section 6(5) of this chapter commits a
 38 Class A infraction. The commission may consider an infraction
 39 committed under this subsection in its determination of whether to
 40 renew a seller's permit.

41 SECTION 8. IC 7.1-3-26-16 IS REPEALED [EFFECTIVE JULY
 42 1, 2014]. Sec. 16: If a direct wine seller is charged under section 15 of



1 this chapter with selling to a consumer who does not meet the
 2 requirements of section 6 of this chapter, it is a defense to the charge
 3 if the direct wine seller obtained from the consumer the verified
 4 statement required under section 6(4)(C) or 6(5)(A) of this chapter and
 5 produces a copy of the verified statement.

6 SECTION 9. IC 7.1-3-27-3, AS ADDED BY P.L.109-2013,
 7 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 8 JULY 1, 2014]: Sec. 3. (a) An artisan distiller may produce not more
 9 than ten thousand (10,000) gallons of liquor in any calendar year.
 10 Liquor produced by an artisan distiller that is sold through a wholesaler
 11 licensed under IC 7.1-3-8 may not be counted toward the gallonage
 12 limit.

13 **(b) An artisan distiller who knowingly or intentionally violates**
 14 **this section commits a Class B misdemeanor.**

15 SECTION 10. IC 7.1-3-27-8, AS ADDED BY P.L.109-2013,
 16 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 JULY 1, 2014]: Sec. 8. (a) The holder of an artisan distiller's permit
 18 may do only the following:

- 19 (1) Manufacture liquor, including blending liquor purchased from
 20 another manufacturer with liquor the artisan distiller
 21 manufactures under section 11 of this chapter.
- 22 (2) Bottle liquor manufactured by the artisan distiller.
- 23 (3) Store liquor manufactured by the artisan distiller.
- 24 (4) Transport, sell, and deliver liquor manufactured by the artisan
 25 distiller to:

26 (A) places outside Indiana; or

27 (B) the holder of a liquor wholesaler's permit under IC 7.1-3-8.

- 28 (5) Sell liquor manufactured by the artisan distiller to consumers
 29 by the drink, bottle, or case from the premises of the distillery
 30 where the liquor was manufactured.

- 31 (6) Serve complimentary samples of the liquor manufactured by
 32 the artisan distiller to consumers on the premises of the distillery
 33 where the liquor was manufactured.

34 (b) The holder of an artisan distiller's permit who provides samples
 35 or sells liquor by the glass must furnish the minimum food
 36 requirements prescribed by the commission.

37 **(c) An artisan distiller who knowingly or intentionally violates**
 38 **this section commits a Class B misdemeanor.**

39 SECTION 11. IC 7.1-3-27-9, AS ADDED BY P.L.109-2013,
 40 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 41 JULY 1, 2014]: Sec. 9. (a) An artisan distiller may not sell liquor to a
 42 retailer or dealer.



1 **(b) An artisan distiller who knowingly or intentionally violates**
 2 **this section commits a Class B misdemeanor.**

3 SECTION 12. IC 7.1-3-27-10, AS ADDED BY P.L.109-2013,
 4 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 5 JULY 1, 2014]: Sec. 10. (a) An artisan distiller may not ship liquor or
 6 cause liquor to be shipped to a consumer.

7 **(b) An artisan distiller who knowingly or intentionally violates**
 8 **this section commits a Class B misdemeanor.**

9 SECTION 13. IC 7.1-3-27-11, AS ADDED BY P.L.109-2013,
 10 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 11 JULY 1, 2014]: Sec. 11. (a) An artisan distiller may blend liquor that
 12 the artisan distiller obtains from another manufacturer with liquor that
 13 the artisan distiller manufactures. The artisan distiller may sell the
 14 blended liquor as liquor that the artisan distiller manufactures only if
 15 the final product contains at least sixty percent (60%) of liquor that was
 16 fermented and distilled from raw materials by the artisan distiller at the
 17 licensed premises of the artisan distiller.

18 **(b) An artisan distiller who knowingly or intentionally sells**
 19 **blended liquor that contains less than sixty percent (60%) of liquor**
 20 **that was fermented and distilled from raw materials by the artisan**
 21 **distiller at the licensed premises of the artisan distiller commits a**
 22 **Class B misdemeanor.**

23 SECTION 14. IC 7.1-3-27-12, AS ADDED BY P.L.109-2013,
 24 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 25 JULY 1, 2014]: Sec. 12. (a) This section applies only to a person who:

- 26 (1) holds an artisan distiller's permit; and
- 27 (2) holds an interest in a farm winery permit under IC 7.1-3-12.

28 (b) An artisan distiller may:

- 29 (1) serve samples of liquor that the artisan distiller manufactures;
- 30 and
- 31 (2) sell bottles and cases of liquor that the artisan distiller
 32 manufactures;

33 on the licensed premises where the wine is manufactured only if the
 34 wine is manufactured on the same premises where the artisan distiller
 35 manufactures liquor.

36 **(c) A person to whom this section applies who knowingly or**
 37 **intentionally violates this section commits a Class B misdemeanor.**

38 SECTION 15. IC 7.1-3-27-13, AS ADDED BY P.L.109-2013,
 39 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 40 JULY 1, 2014]: Sec. 13. (a) This section applies only to a person who:

- 41 (1) holds an artisan distiller's permit; and
- 42 (2) holds an interest in a brewer's permit for a brewery described



1 in IC 7.1-3-2-7(5).

2 (b) An artisan distiller may:

3 (1) serve samples of liquor that the artisan distiller manufactures;
4 and

5 (2) sell bottles and cases of liquor that the artisan distiller
6 manufactures;

7 on the licensed premises where the beer is manufactured only if the
8 beer is manufactured on the same premises where the artisan distiller
9 manufactures liquor.

10 **(c) A person to whom this section applies who knowingly or**
11 **intentionally violates this section commits a Class B misdemeanor.**

12 SECTION 16. IC 7.1-3-27-14, AS ADDED BY P.L.109-2013,
13 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
14 JULY 1, 2014]: Sec. 14. (a) This section applies only to the holder of
15 an artisan distiller's permit that also holds an interest in a distiller's
16 permit under IC 7.1-3-7.

17 (b) An artisan distiller may not:

18 (1) serve complimentary samples of liquor; and

19 (2) sell liquor;

20 manufactured under the distiller's permit issued under IC 7.1-3-7 on the
21 premises of the artisan distillery or at any other location that the holder
22 of the artisan distiller's permit is authorized to sell and serve samples
23 of liquor manufactured under the artisan distiller's permit.

24 **(c) A person to whom this section applies who knowingly or**
25 **intentionally violates this section commits a Class B misdemeanor.**

26 SECTION 17. IC 7.1-3-27-15, AS ADDED BY P.L.109-2013,
27 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
28 JULY 1, 2014]: Sec. 15. (a) An artisan distiller's permit shall be issued
29 for a period of two (2) years.

30 (b) The commission shall charge a permit fee of two hundred fifty
31 dollars (\$250) annually to the holder of an artisan distiller's permit. The
32 holder of an artisan distiller's permit shall pay the permit fee to the
33 chairman on the anniversary of the date of the issuance of the original
34 permit.

35 **(c) A person who knowingly or intentionally engages in an**
36 **activity requiring an artisan distiller's permit without possessing**
37 **a valid artisan distiller's permit commits a Class B misdemeanor.**

38 SECTION 18. IC 7.1-5-1-1 IS AMENDED TO READ AS
39 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 1. ~~(a) Prohibition~~
40 ~~Against Commercial Purposes.~~ It is unlawful for a person to
41 manufacture for sale, bottle, sell, barter, import, transport, deliver,
42 furnish, or possess, alcohol or alcoholic beverages, malt, malt syrup,



1 malt extract, liquid malt or wort, for commercial purposes except as
2 authorized in this title.

3 **(b) A person who knowingly or intentionally violates this section**
4 **commits a Class B misdemeanor.**

5 SECTION 19. IC 7.1-5-1-8 IS REPEALED [EFFECTIVE JULY 1,
6 2014]. Sec. 8. General Penalty Provision: A person who violates a
7 provision of this title for which no other penalty is provided commits
8 a Class B misdemeanor.

9 SECTION 20. IC 7.1-5-1-9 IS REPEALED [EFFECTIVE JULY 1,
10 2014]. Sec. 9: A person who knowingly violates IC 7.1-5-4-3;
11 IC 7.1-5-4-6; or IC 7.1-5-6-4 commits a Level 6 felony.

12 SECTION 21. IC 7.1-5-1-9.5, AS AMENDED BY P.L.109-2013,
13 SECTION 9, AND AS AMENDED BY P.L.158-2013, SECTION 126,
14 IS REPEALED [EFFECTIVE JULY 1, 2014]. Sec. 9.5: (a) An in state
15 or an out of state vintner; *artisan distiller*; distiller; brewer; rectifier; or
16 importer that:

17 (1) holds a basic permit from the federal Bureau of Alcohol;
18 Tobacco, Firearms and Explosives; and

19 (2) knowingly violates IC 7.1-5-11-1.5;

20 commits a Class A misdemeanor.

21 (b) A person who:

22 (1) is not described in subsection (a); and

23 (2) knowingly violates IC 7.1-5-11-1.5;

24 commits a *Class D Level 6* felony:

25 (c) If the chairman of the alcohol and tobacco commission or the
26 attorney general determines that a vintner; *an artisan distiller*; *a*
27 *distiller*; *a* brewer; *a* rectifier; or *an* importer that holds a basic permit
28 from the federal Bureau of Alcohol, Tobacco, Firearms and Explosives
29 has made an illegal shipment of an alcoholic beverage to consumers in
30 Indiana, the chairman shall:

31 (1) notify the federal Bureau of Alcohol, Tobacco, Firearms and
32 Explosives in writing and by certified mail of the official
33 determination that state law has been violated; and

34 (2) request the federal bureau to take appropriate action.

35 SECTION 22. IC 7.1-5-2-2 IS REPEALED [EFFECTIVE JULY 1,
36 2014]. Sec. 2: It is unlawful for a person to advertise the proof or the
37 amount or percentage of alcohol in beer or wine. It is lawful for a
38 person to advertise the proof or the amount or percentage of alcohol in
39 liquor.

40 SECTION 23. IC 7.1-5-2-3 IS AMENDED TO READ AS
41 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3. **Signs Regulated: (a)**
42 It is unlawful for the holder of a retailer's or dealer's permit of any type



1 to display, keep, have, or maintain, a sign, advertisement, poster or
 2 design, obstruction to view, device or equipment contrary to the
 3 provisions of this title, or to a rule or regulation of the commission, in,
 4 about, or in connection with ~~his~~ **the** business authorized by ~~his~~ **the**
 5 **holder's** permit.

6 **(b) A person who knowingly or intentionally violates this section**
 7 **commits a Class B misdemeanor.**

8 SECTION 24. IC 7.1-5-2-4 IS AMENDED TO READ AS
 9 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 4. ~~Gift of Outside Sign~~
 10 ~~Prohibited.~~ **(a)** It is unlawful for a manufacturer of alcoholic beverages
 11 or other permittee authorized to sell and deliver alcoholic beverages to
 12 give, supply, furnish, or grant to the holder of a retailer's or dealer's
 13 permit a sign, poster, or advertisement for use, or intended to be used,
 14 outside of or on the exterior of the licensed premises or on a building
 15 situated on the licensed premises or in connection with them, or on
 16 premises adjacent to the licensed premises.

17 **(b)** It is unlawful ~~also~~, for a retail or dealer permittee to receive or
 18 accept, or to display or permit to be displayed, a sign, poster, or
 19 advertisement given in violation of ~~this section.~~ **subsection (a).**

20 **(c) A person who violates subsection (a) or (b) commits a Class**
 21 **C infraction. A person commits a separate violation for each day**
 22 **during which a violation of subsection (a) or (b) continues.**

23 SECTION 25. IC 7.1-5-2-6 IS REPEALED [EFFECTIVE JULY 1,
 24 2014]. Sec. 6: ~~A person who violates section 4 of this chapter commits~~
 25 ~~a Class C infraction. Each day during which a violation of that section~~
 26 ~~continues is a separate infraction.~~

27 SECTION 26. IC 7.1-5-2-7, AS AMENDED BY P.L.15-2011,
 28 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 29 JULY 1, 2014]: Sec. 7. (a) The term "premises" as used in this
 30 subsection does not include a facility (as defined in IC 7.1-2-3-16.5).
 31 A primary source of supply, wholesaler, or salesman of alcoholic
 32 beverages, or the agent or representative of a primary source of supply,
 33 wholesaler, or salesman of alcoholic beverages may not directly or
 34 indirectly place, display, or maintain or cause to be placed, displayed,
 35 or maintained a sign advertising alcoholic beverages by brand name
 36 within two hundred (200) feet of a premises having a retailer or dealer
 37 permit to sell alcoholic beverages. The distance must be determined by
 38 measuring between the nearest point on the licensed premises to the
 39 nearest point of the sign.

40 **(b)** A sign advertising alcoholic beverages by brand name may not
 41 indicate by arrows, hands, or other similar devices a particular retailer
 42 or dealer premises.



1 (c) Notwithstanding subsection (a), a primary source of supply,
 2 wholesaler, or salesman of alcoholic beverages, or the agent or
 3 representative of a primary source of supply, wholesaler, or salesman
 4 of alcoholic beverages may place, display, maintain or cause to be
 5 placed, displayed, or maintained temporary banners or pennants
 6 advertising alcoholic beverages by brand name on or within two
 7 hundred (200) feet of a retailer or dealer premises if the banners or
 8 pennants commemorate a sporting event, festival, or holiday held in
 9 Indiana. The banners or pennants may be displayed under this
 10 subsection beginning twenty-one (21) days before the sporting event,
 11 festival, or holiday and ending five (5) days after the close of the
 12 sporting event, festival, or holiday.

13 **(d) A person who knowingly or intentionally violates this section**
 14 **commits a Class B misdemeanor.**

15 SECTION 27. IC 7.1-5-3-1, AS AMENDED BY P.L.6-2012,
 16 SECTION 61, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 JULY 1, 2014]: Sec. 1. (a) This section does not apply to the following:

18 (1) An establishment where alcoholic beverages are sold that is
 19 owned, in whole or part, by an entity that holds a brewer's permit
 20 for a brewery described under IC 7.1-3-2-7(5).

21 (2) An establishment where alcoholic beverages are sold that is
 22 owned, in whole or part, by a statewide trade organization
 23 consisting of members, each of whom holds a brewer's permit for
 24 a brewery described under IC 7.1-3-2-7(5).

25 **(b) Except as provided in section 6 of this chapter,** it is unlawful
 26 to sell beer in this state at retail in a bottle, can, or other container,
 27 unless the bottle, can, or other container was packaged and sealed by
 28 the brewer at the brewer's bottling house contiguous or adjacent to the
 29 brewery in which the beer was produced.

30 **(c) A person who knowingly or intentionally violates subsection**
 31 **(b) commits a Class B misdemeanor.**

32 SECTION 28. IC 7.1-5-3-2 IS AMENDED TO READ AS
 33 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 2. ~~Sale from Original~~
 34 ~~Container Only.~~ **(a) Except as provided in section 6 of this chapter,**
 35 it is unlawful for a person to sell, dispense, give away, furnish, or
 36 supply or serve to a person, an alcoholic beverage, from a container
 37 other than the original container in which the liquor was contained at
 38 the time it was purchased by the seller, dispenser, giver, or person
 39 serving it.

40 **(b) A person who knowingly or intentionally violates this section**
 41 **commits a Class B misdemeanor.**

42 SECTION 29. IC 7.1-5-3-4, AS AMENDED BY P.L.6-2012,



1 SECTION 62, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
2 JULY 1, 2014]: Sec. 4. (a) This section does not apply to the following:
3 (1) The necessary refilling of a container by a person holding a
4 permit that authorizes the person to manufacture, rectify, or bottle
5 liquor.
6 (2) An establishment where alcoholic beverages are sold that is
7 owned, in whole or part, by an entity that holds a brewer's permit
8 for a brewery described under IC 7.1-3-2-7(5).
9 (3) An establishment where alcoholic beverages are sold that is
10 owned, in whole or part, by a statewide trade organization
11 consisting of members, each of whom holds a brewer's permit for
12 a brewery described under IC 7.1-3-2-7(5).
13 **(4) The refilling of a bottle or container or possession of a**
14 **refilled bottle or container if the refilling or possession is not**
15 **for resale or another commercial purpose.**
16 (b) **Except as provided in section 6 of this chapter,** it is unlawful
17 for a person to:
18 (1) refill a bottle or container, in whole or in part, with an
19 alcoholic beverage; or
20 (2) knowingly possess a bottle or container that has been refilled,
21 in whole or in part, with an alcoholic beverage;
22 after the container of liquor has been emptied in whole or in part.
23 **(c) A person who knowingly or intentionally violates subsection**
24 **(a) or (b) commits a Class B misdemeanor.**
25 SECTION 30. IC 7.1-5-4-1 IS AMENDED TO READ AS
26 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 1. ~~Possession of~~
27 ~~Untaxed Beverages Prohibited.~~ It is a Class C misdemeanor for a
28 person to sell, barter, give away, or possess an alcoholic beverage,
29 knowing that all taxes due the state on it are not paid.
30 SECTION 31. IC 7.1-5-4-3 IS AMENDED TO READ AS
31 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3. ~~Unlawful Furnishing~~
32 ~~of Evidence of Payment of Tax Prohibited.~~ (a) It is unlawful for a
33 person, other than an officer of the state lawfully entitled to do so, to
34 furnish evidence of the payment of the excise tax, or to execute or issue
35 a permit of any type, to another person.
36 **(b) A person who knowingly or intentionally violates this section**
37 **commits a Level 6 felony.**
38 SECTION 32. IC 7.1-5-4-5 IS AMENDED TO READ AS
39 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 5. ~~Possession of~~
40 ~~Counterfeit Permit Prohibited.~~ (a) It is unlawful for a person to possess
41 an article, instrument, imitation, or counterfeit of a permit, other than
42 one lawfully issued to ~~him~~ **the person** and which ~~he~~ **the person** is



1 lawfully entitled to possess.

2 (b) It is unlawful ~~also~~; for a person to display an imitation or
3 counterfeit of a permit for the purpose of defrauding the state of the
4 payment of a tax or license fee imposed by this title.

5 (c) **A person who knowingly or intentionally violates subsection
6 (a) or (b) commits a Class A misdemeanor. However, the offense is
7 a Level 6 felony if the cost of the permit is at least seven hundred
8 fifty dollars (\$750).**

9 SECTION 33. IC 7.1-5-4-6 IS AMENDED TO READ AS
10 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 6. ~~Fraudulent
11 Statement Prohibited:~~ (a) It is unlawful for a person to make a
12 statement, written or oral, as to payment to, or the receipt by, the state,
13 for the purpose of defrauding the state of a tax or license fee imposed
14 by this title.

15 (b) **A person who knowingly or intentionally violates this section
16 commits a Class A misdemeanor. However, the offense is a Level
17 6 felony if the tax or license fee is at least seven hundred fifty
18 dollars (\$750).**

19 SECTION 34. IC 7.1-5-5-1 IS REPEALED [EFFECTIVE JULY 1,
20 2014]. Sec. 1. ~~Issuance of Permits: Illegal Influence Prohibited:~~ It is
21 unlawful for a permittee, or an applicant for a permit, to solicit or
22 accept the assistance of an officer or employee of the state, or of one
23 (1) of its political subdivisions or municipal corporations, or of the
24 United States, or of a political party or political committee, in obtaining
25 the issuance or renewal of a permit or in preventing the suspension or
26 revocation of a permit. This section shall have no application to an
27 officer or employee of the commission nor to a member of a local
28 board. This section does not prohibit the employment of an attorney,
29 regardless of political affiliations, by a permittee or applicant, in
30 obtaining the issuance or renewal of a permit or in preventing the
31 suspension or revocation of a permit.

32 SECTION 35. IC 7.1-5-5-2 IS AMENDED TO READ AS
33 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 2. ~~Commission:
34 Receiving Gifts Prohibited:~~ (a) It is unlawful for a commissioner, an
35 officer or employee of the commission, or a member of a local board,
36 to receive a gratuity, commission, or profit of any kind from a person
37 applying for or receiving a permit under this title.

38 (b) **A person who knowingly or intentionally violates subsection
39 (a) commits a Level 6 felony.**

40 (c) **In addition to any other penalty provided for a violation of
41 subsection (a), a person who violates the provisions of this section also
42 subsection (a) shall be dismissed as provided in this title.**



1 SECTION 36. IC 7.1-5-5-3 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3. ~~Illegal Influence~~
 3 ~~Prohibited.~~ (a) It is unlawful for the holder of a manufacturer's permit
 4 of any type, a wholesaler's permit of any type, or an officer, employee,
 5 agent or other representative of a surety company which has executed
 6 a bond for a permittee under this title to seek to influence or
 7 recommend or solicit the appointment of a member of a local board, or
 8 of an officer, appointee, or employee under this title, or meet with,
 9 consult, or advise a member of a local board concerning the issuance
 10 of a permit of any type.

11 (b) **A person who knowingly or intentionally violates this section**
 12 **commits a Class B misdemeanor.**

13 SECTION 37. IC 7.1-5-5-7, AS AMENDED BY P.L.233-2007,
 14 SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 15 JULY 1, 2014]: Sec. 7. (a) It is unlawful for a permittee in a sale or
 16 contract to sell alcoholic beverages to discriminate between purchasers
 17 by granting a price, discount, allowance, or service charge which is not
 18 available to all purchasers at the same time. However, this section does
 19 not authorize or require a permittee to sell to a person to whom the
 20 permittee is not authorized to sell under this title.

21 (b) A premises that operates at least two (2) restaurants that are
 22 separate and distinct from each other on the same premises may
 23 provide for a different schedule of prices in each restaurant if each
 24 restaurant conforms to all other laws and rules of the commission
 25 regarding pricing and price discrimination in its separate and distinct
 26 areas.

27 (c) This section does not apply to the holder of a gaming site permit
 28 that complies with IC 7.1-3-17.5-6.

29 (d) Notwithstanding subsection (a), a beer wholesaler may offer a
 30 special discount price to a beer dealer or beer retailer for beer or
 31 flavored malt beverage, if the beer or flavored malt beverage:

32 (1) is a brand or package the beer wholesaler has discontinued; or

33 (2) will expire in not more than:

34 (A) twenty (20) days for packaged beer or packaged flavored
 35 malt beverage; and

36 (B) ten (10) days for draft beer or draft flavored malt beverage.

37 (e) The special discount under subsection (d) only applies to beer or
 38 flavored malt beverage that will expire and be subject to removal from
 39 retailer or dealer shelves in accordance with the primary source of
 40 supply's coding data clearly identified on the container.

41 (f) Any beer or flavored malt beverage sold at a special discount
 42 price under subsection (d) shall be accompanied by an invoice clearly



1 designating, in addition to all other information required by law, all the
2 following information:

3 (1) The date of delivery.

4 (2) The expiration date of each brand, package type, and quantity
5 delivered.

6 (3) The per unit price for each package.

7 **(g) A person who knowingly or intentionally violates this section**
8 **commits a Class B misdemeanor.**

9 SECTION 38. IC 7.1-5-5-9, AS AMENDED BY P.L.94-2008,
10 SECTION 48, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
11 JULY 1, 2014]: Sec. 9. (a) This section does not apply to product
12 management (as described in 905 IAC 1-5.2-15) by a permittee.

13 (b) It is unlawful for a permittee to ~~knowingly or intentionally~~
14 coerce, or attempt to coerce, or persuade another permittee to enter into
15 an agreement, or to take an action, which would violate a provision of
16 this title or of the rules and regulations of the commission.

17 (c) It is unlawful for a beer wholesaler or a primary source of supply
18 to cancel or terminate an agreement or contract between a beer
19 wholesaler and a primary source of supply for the sale of beer, unfairly
20 and without due regard for the equities of the other party.

21 **(d) A person who knowingly or intentionally violates subsection**
22 **(b) or (c) commits a Class B misdemeanor.**

23 SECTION 39. IC 7.1-5-5-10 IS AMENDED TO READ AS
24 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 10. ~~Acceptance of Gift~~
25 ~~by Retailer Prohibited.~~ (a) It is unlawful for a person who holds a
26 retailer's or dealer's permit of any type to receive or accept from a
27 manufacturer of alcoholic beverages, or from a permittee authorized to
28 sell and deliver alcoholic beverages, a rebate, sum of money, accessory,
29 furniture, fixture, loan of money, concession, privilege, use, title,
30 interest, or lease, rehabilitation, decoration, improvement or repair of
31 premises.

32 **(b) A person who knowingly or intentionally violates this section**
33 **commits a Class A misdemeanor. However, the offense is a Level**
34 **6 felony if the value received or accepted is at least seven hundred**
35 **fifty dollars (\$750).**

36 SECTION 40. IC 7.1-5-5-11, AS AMENDED BY P.L.224-2005,
37 SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
38 JULY 1, 2014]: Sec. 11. (a) Except as provided in subsections (c) and
39 (d), it is unlawful for a manufacturer of alcoholic beverages or a
40 permittee authorized to sell and deliver alcoholic beverages to:

41 (1) give, supply, furnish, or grant to another permittee who
42 purchases alcoholic beverages from ~~him~~ **the manufacturer or**



1 **permittee** a rebate, sum of money, accessory, furniture, fixture,
2 loan of money, concession, privilege, use, title, interest, lease, or
3 rental of premises; or

4 (2) except as provided in IC 7.1-3-2-9 and IC 7.1-3-3-5(f), have
5 a business dealing with the other permittee.

6 (b) This section shall not apply to the sale and delivery and
7 collection of the sale price of an alcoholic beverage in the ordinary
8 course of business.

9 (c) If the promotional program is approved under the rules adopted
10 by the commission and is conducted in all wholesaler establishments
11 through which the manufacturer distributes alcoholic beverages in
12 Indiana, a manufacturer of alcoholic beverages may award bona fide
13 promotional prizes and awards to any of the following:

14 (1) A person with a wholesaler's permit issued under IC 7.1-3.

15 (2) An employee of a person with a wholesaler's permit issued
16 under IC 7.1-3.

17 (d) A manufacturer may offer on a nondiscriminatory basis bona
18 fide incentives to wholesalers when the incentives are determined
19 based on sales to retailers or dealers occurring during specified times
20 for specified products. The incentive may be conditioned on the
21 wholesaler selling a:

22 (1) specified product at a specified price or less than a specified
23 price; or

24 (2) minimum quantity of a specified product to a single customer
25 in a single transaction.

26 The incentive may not be conditioned on a wholesaler having total
27 sales of a minimum quantity of a specified product during the
28 applicable period.

29 **(e) A person who knowingly or intentionally violates this section**
30 **commits a Class A misdemeanor.**

31 SECTION 41. IC 7.1-5-5-12 IS AMENDED TO READ AS
32 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 12. ~~Amateur Athletics:~~

33 ~~Soliciting Assistance Prohibited.~~ (a) It is unlawful for a permittee who
34 sponsors an amateur athletic contest, team, or sporting contest to solicit
35 or accept assistance, either financial or otherwise, from another
36 permittee for the purpose of promoting the amateur athletic contest,
37 team, or sporting event.

38 (b) It ~~also~~ is unlawful for a permittee who is solicited in violation of
39 this section subsection (a) to give that assistance.

40 (c) **A person who knowingly or intentionally violates this section**
41 **commits a Class A misdemeanor. However, the offense is a Level**
42 **6 felony if the assistance is at least seven hundred fifty dollars**



1 **(\$750).**

2 SECTION 42. IC 7.1-5-6-1 IS AMENDED TO READ AS
3 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 1. ~~Making Alcoholic~~
4 ~~Beverages Without Permit Prohibited.~~ (a) It is a Class C misdemeanor
5 for a person to knowingly own, have in ~~his~~ **the person's** possession or
6 under ~~his~~ **the person's** control, or use a still or distilling apparatus for
7 the manufacture of liquor, except as otherwise provided in this title.

8 (b) ~~It also~~ is a Class C misdemeanor for a person to knowingly own,
9 have in ~~his~~ **the person's** possession or under ~~his~~ **the person's** control,
10 or use brewing or wine-making ~~appratus,~~ **apparatus,** for the
11 manufacture for commercial purposes of beer or wine, except as
12 otherwise provided in this title.

13 SECTION 43. IC 7.1-5-6-2 IS AMENDED TO READ AS
14 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 2. ~~Acting As Salesman~~
15 ~~Without Permit Prohibited.~~ (a) It is unlawful for a person to act as a
16 salesman, regardless of whether the sale is to be made by a seller
17 within this state, to a buyer within or without this state, or by a seller
18 outside this state for delivery to a buyer within this state, or whether the
19 sale otherwise may be legal or illegal, unless that person has applied for
20 and been issued a salesman's permit.

21 (b) ~~It also~~ is unlawful for a buyer in this state to give an order,
22 bargain, contract, or agreement to a salesman who does not have a
23 salesman's permit. This section ~~shall~~ **does** not apply to a permittee of
24 any type, ~~his~~ **a permittee's** ~~agents,~~ **agent,** or employees working or
25 acting on the licensed premises of the permittee.

26 (c) **A person who knowingly or intentionally violates this section**
27 **commits a Class B misdemeanor.**

28 SECTION 44. IC 7.1-5-6-3 IS AMENDED TO READ AS
29 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3. (a) It is unlawful for
30 a person to act as a clerk in a package liquor store, or as a bartender,
31 waiter, waitress, or manager for a retailer permittee unless that person
32 has applied for and been issued the appropriate permit. This section
33 does not apply to dining car or boat employees or to a person described
34 in IC 7.1-3-18-9(d). **A person who knowingly or intentionally**
35 **violates this subsection commits a Class B misdemeanor.**

36 (b) It is a defense to a charge under this section if, ~~within not later~~
37 **than** thirty (30) days after being cited by the commission, the person
38 who was cited produces evidence that the appropriate permit was
39 issued by the commission on the date of the citation.

40 (c) It is a defense to a charge under this section for a new applicant
41 for a permit if, ~~within not later than~~ **than** thirty (30) days after being cited
42 by the commission, the new applicant who was cited produces a receipt



1 for a cashier's check or money order showing that an application for the
2 appropriate permit was applied for on the date of the citation.

3 SECTION 45. IC 7.1-5-6-4 IS AMENDED TO READ AS
4 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 4. ~~Falsification of~~
5 ~~Record Prohibited:~~ (a) It is unlawful for a person to falsify, or cause to
6 be falsified, an entry, statement, account, recital, or computation, or an
7 application for a permit, or an instrument, or paper required to be filed
8 in connection with the application, or in connection with the
9 revocation, or proposed revocation, or a permit.

10 (b) It is unlawful ~~also~~, for a person to enter, or cause to be entered,
11 a false entry, statement, account, recital, computation, or representation
12 of a fact in a book, document, account, order, paper, or statement
13 required to be kept or filed, or made or furnished to the commission
14 under the provisions of this title or a rule or regulation of the
15 commission.

16 (c) **A person who knowingly or intentionally violates this section**
17 **commits a Level 6 felony.**

18 SECTION 46. IC 7.1-5-7-0.3 IS REPEALED [EFFECTIVE JULY
19 1, 2014]. ~~Sec. 0-3: Notwithstanding the amendments made to section~~
20 ~~13 of this chapter by P.L.204-2001, not later than July 1, 2002, the~~
21 ~~commission shall adopt the rules required by section 13(b)(1), as~~
22 ~~amended by P.L.204-2001.~~

23 SECTION 47. IC 7.1-5-7-1, AS AMENDED BY P.L.125-2012,
24 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
25 JULY 1, 2014]: Sec. 1. (a) It is a Class C ~~misdemeanor~~ **infraction** for
26 a minor to knowingly or intentionally make a false statement of the
27 minor's age or to present or offer false or fraudulent evidence of
28 majority or identity to a permittee for the purpose of ordering,
29 purchasing, attempting to purchase, or otherwise procuring or
30 attempting to procure an alcoholic beverage.

31 (b) ~~In addition to the penalty under subsection (a), a minor who:~~

- 32 (1) ~~uses a false or altered driver's license or the driver's license of~~
33 ~~another person as evidence of majority under this section; or~~
34 (2) ~~is convicted of purchasing or procuring an alcoholic beverage~~
35 ~~with or without using a false or altered driver's license;~~

36 ~~shall have the minor's driver's license, permit, or driving privileges~~
37 ~~suspended for up to one (1) year in accordance with IC 9-24-18-8 and~~
38 ~~IC 9-30-4-9.~~

39 (c) ~~Upon entering a judgment of conviction for the misdemeanor~~
40 ~~under this section, the court shall forward a copy of the judgment to the~~
41 ~~bureau of motor vehicles for the purpose of complying with subsection~~
42 (b).



1 SECTION 48. IC 7.1-5-7-2 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 2. It is a Class C
 3 misdemeanor for a person to sell, give, or furnish to a minor false or
 4 fraudulent evidence of majority or identity with the intent to violate **or**
 5 **assist in the violation of** a provision of this title.

6 SECTION 49. IC 7.1-5-7-7, AS AMENDED BY P.L.125-2012,
 7 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 8 JULY 1, 2014]: Sec. 7. (a) Subject to IC 7.1-5-1-6.5, it is a Class C
 9 misdemeanor for a minor to knowingly:

- 10 (1) possess an alcoholic beverage;
 11 (2) consume an alcoholic beverage; or
 12 (3) transport an alcoholic beverage on a public highway when not
 13 accompanied by at least one (1) of the minor's parents or
 14 guardians.

15 (b) If a minor is found to have violated subsection ~~(a)~~ **(a)(2) or**
 16 **(a)(3)** while operating a vehicle, the court may order the minor's
 17 driving privileges suspended for up to one (1) year. However, if the
 18 minor is less than eighteen (18) years of age, the court shall order the
 19 minor's driving privileges suspended for at least sixty (60) days.

20 (c) The court shall deliver any order suspending a minor's driving
 21 privileges under this section to the bureau of motor vehicles, which
 22 shall suspend the minor's driving privileges under IC 9-24-18-12 for
 23 the period ordered by the court.

24 SECTION 50. IC 7.1-5-7-10, AS AMENDED BY P.L.125-2012,
 25 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 26 JULY 1, 2014]: Sec. 10. (a) It is a Class C ~~misdemeanor~~ **infraction** for
 27 a minor to recklessly be in a tavern, bar, or other public place where
 28 alcoholic beverages are sold, bartered, exchanged, given away,
 29 provided, or furnished. ~~In addition to other penalties under this~~
 30 ~~subsection, the minor's driver's license, permit, or driving privileges~~
 31 ~~shall be suspended for up to one (1) year in accordance with~~
 32 ~~IC 9-24-18-8 and IC 9-30-4-9.~~

33 (b) It is a Class C misdemeanor for a permittee to recklessly permit
 34 a minor to be in the prohibited place beyond a reasonable time in which
 35 an ordinary prudent person can check identification to confirm the age
 36 of a patron.

37 SECTION 51. IC 7.1-5-7-12 IS AMENDED TO READ AS
 38 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 12. Except as provided
 39 in section 13 of this chapter, it is a Class B misdemeanor for a person
 40 to **knowingly or intentionally** employ a minor in or about a place
 41 where alcoholic beverages are sold, furnished, or given away for
 42 consumption either on or off the licensed premises, in a capacity which



1 requires or allows the minor to sell, furnish, or otherwise deal in
 2 alcoholic beverages.
 3 SECTION 52. IC 7.1-5-7-14 IS AMENDED TO READ AS
 4 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 14. ~~Notice From~~
 5 ~~Parents~~: It is a Class B misdemeanor for a permittee to **knowingly or**
 6 **intentionally** permit a minor to be in or around the licensed premises
 7 after receiving written notice from the parent, guardian, or other person
 8 having custody of the minor that the ~~person~~ **minor** is in fact a minor
 9 and directing that ~~he~~ **the minor** be excluded from the licensed
 10 premises.
 11 SECTION 53. IC 7.1-5-8-4, AS AMENDED BY P.L.94-2008,
 12 SECTION 54, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 13 JULY 1, 2014]: Sec. 4. (a) It is ~~unlawful~~ **a Class B misdemeanor** for
 14 a person who owns or operates a private or public restaurant or place
 15 of public or private entertainment to **knowingly or intentionally**
 16 permit another person to come into the establishment with an alcoholic
 17 beverage for sale or gift, or for consumption in the establishment by
 18 that person or another, or to serve a setup to a person who comes into
 19 the establishment. However, the provisions of this section ~~shall do~~ not
 20 apply to the following:
 21 (1) A private room hired by a guest of a bona fide club or hotel
 22 that holds a retail permit.
 23 (2) A facility that is used in connection with the operation of a
 24 paved track that is used primarily in the sport of auto racing.
 25 (3) An outdoor place of public entertainment that:
 26 (A) has an area of at least four (4) acres and not more than six
 27 (6) acres;
 28 (B) is located within one (1) mile of the White River;
 29 (C) is owned and operated by a nonprofit corporation exempt
 30 from federal income taxation under Section 501(c)(3) of the
 31 Internal Revenue Code; and
 32 (D) is used primarily in connection with live music concerts.
 33 (b) An establishment operated in violation of this section is declared
 34 to be a public nuisance and subject to abatement as other public
 35 nuisances are abated under the provisions of this title.
 36 SECTION 54. IC 7.1-5-8-9 IS AMENDED TO READ AS
 37 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 9. ~~Purchase of Beer~~
 38 ~~from Un-Bonded Brewery Prohibited~~: It is ~~unlawful~~ **a Class C**
 39 **misdemeanor** for a permittee to **knowingly or intentionally** purchase,
 40 receive, or import beer from a brewer or other person located outside
 41 this state unless the bond and agreement required by ~~the provisions of~~
 42 ~~IC 1971, 7.1-3-2~~; **this title** have been accepted by the commission and



1 are currently effective.

2 SECTION 55. IC 7.1-5-9-1 IS AMENDED TO READ AS
 3 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 1. ~~Commission:~~
 4 ~~Prohibited Interests.~~ (a) It is unlawful for a commissioner, an officer or
 5 employee of the commission, or a member of a local board, to have an
 6 interest, either ~~proprietary~~ **proprietary** or by means of a loan,
 7 mortgage, or lien, or in any other manner, or to own stock in a
 8 corporation which has an interest, in the premises where alcoholic
 9 beverages are manufactured or sold, or in a business wholly or partially
 10 devoted to the manufacture, sale, transportation, or storage of alcoholic
 11 beverages. The prohibition contained in this section shall not apply to
 12 an expert or professional employee employed by the commission only
 13 for a special undertaking. A person who violates a provision of this
 14 section also shall be dismissed as provided in this title.

15 **(b) A person who knowingly or intentionally violates this section**
 16 **commits a Class B misdemeanor.**

17 SECTION 56. IC 7.1-5-9-2 IS AMENDED TO READ AS
 18 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 2. (a) Except as
 19 provided in subsection (c), it is unlawful for the holder of a brewer's
 20 permit or for a brewer located outside Indiana that meets the
 21 requirements of IC 7.1-3-2-4 and IC 7.1-3-2-5 to hold, acquire, possess,
 22 own, or control, or to have an interest, claim, or title, in or to an
 23 establishment, company, or corporation holding or applying for a beer
 24 wholesaler's permit under this title, or in its business.

25 (b) Except as provided in subsection (c), it is unlawful for the holder
 26 of a vintner's permit or for a vintner located outside Indiana to hold,
 27 acquire, possess, own, or control, or to have an interest, claim, or title
 28 in or to, an establishment, company, or corporation holding or applying
 29 for a wine wholesaler's permit under this title, or in its business.

30 (c) A brewer covered by subsection (a) may provide financial
 31 assistance to the holder of a beer wholesaler's permit. A vintner
 32 covered by subsection (b) may provide financial assistance to the
 33 holder of the wine wholesaler's permit. The following conditions apply
 34 to the provision of financial assistance under this subsection:

35 (1) The brewer may not require that the holder of the beer
 36 wholesaler's permit, and the vintner may not require that the
 37 holder of a wine wholesaler's permit, accept the financial
 38 assistance.

39 (2) The financial assistance may be unsecured or secured.

40 (3) If the financial assistance is secured, it may be secured only by
 41 a security interest in the following property of the holder of the
 42 wholesaler's permit:



- 1 (A) Inventory of the products of the brewer or vintner.
- 2 (B) Premises or equipment, if the premises or equipment is
- 3 used in the business of the holder of the wholesaler's permit.
- 4 (4) If the financial assistance is secured, the value of the property
- 5 in which the security interest lies may not substantially exceed the
- 6 debt secured.
- 7 (5) Except as provided in IC 7.1-3-2-9, the brewer or the vintner
- 8 may not use financial assistance to acquire complete or partial
- 9 control of the business of the holder of the wholesaler's permit.
- 10 (6) Except as provided in IC 7.1-3-2-9, the brewer or vintner must
- 11 make available to all wholesalers (of any of its products) any
- 12 assistance that it offers to any one (1) wholesaler of any of its
- 13 products. This assistance must be provided on substantially
- 14 identical terms. The brewer or vintner may not discriminate
- 15 among wholesalers of any of its products in the enforcement of
- 16 any terms related to assistance under this section.
- 17 (7) The brewer or vintner must report to the commission any
- 18 assistance that it offers to a wholesaler under this section. It must
- 19 make this report promptly after the assistance is offered.

20 **(d) A person who knowingly or intentionally violates this section**
 21 **commits a Class B misdemeanor.**

22 SECTION 57. IC 7.1-5-9-3, AS AMENDED BY P.L.71-2012,
 23 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 24 JULY 1, 2014]: Sec. 3. (a) This section applies to a brewer that
 25 manufactures more than thirty thousand (30,000) barrels of beer in a
 26 calendar year for sale or distribution within Indiana.

27 (b) It is unlawful for the holder of a brewer's or beer wholesaler's
 28 permit to have an interest in a liquor permit of any type under this title.

29 **(c) A person who knowingly or intentionally violates this section**
 30 **commits a Class B misdemeanor.**

31 SECTION 58. IC 7.1-5-9-4 IS AMENDED TO READ AS
 32 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 4. (a) Except as
 33 provided in IC 7.1-3-3-4, an applicant for a beer wholesaler's permit
 34 shall have no interest in the following:

- 35 (1) A permit to manufacture or to sell at retail alcoholic beverages
- 36 of any kind.
- 37 (2) Any other permit to wholesale alcoholic beverages.
- 38 (3) Through stock ownership or otherwise, a partnership, limited
- 39 liability company, or corporation that holds:
 - 40 (A) a permit to manufacture or to sell at retail alcoholic
 - 41 beverages of any kind; or
 - 42 (B) any other permit to wholesale alcoholic beverages of any



1 kind.

2 **(b) A person who knowingly or intentionally violates this section**
 3 **commits a Class B misdemeanor.**

4 SECTION 59. IC 7.1-5-9-6, AS AMENDED BY P.L.109-2013,
 5 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 6 JULY 1, 2014]: Sec. 6. (a) It is unlawful for the holder of a distiller's,
 7 rectifier's, or liquor wholesaler's permit to have an interest in a beer
 8 permit of any type under this title. This section does not apply to the
 9 holder of an artisan distiller's permit that has an interest in a brewer's
 10 permit under IC 7.1-3-2-7(5).

11 **(b) A person who knowingly or intentionally violates this section**
 12 **commits a Class B misdemeanor.**

13 SECTION 60. IC 7.1-5-9-7, AS AMENDED BY P.L.109-2013,
 14 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 15 JULY 1, 2014]: Sec. 7. (a) **Except as provided in IC 7.1-3-27-6**, it is
 16 unlawful for the holder of an artisan distiller's, a distiller's, or a
 17 rectifier's permit to own, acquire, possess or cause to be transferred to
 18 the holder shares of stock of a corporation that holds an Indiana permit
 19 to sell alcoholic beverages at retail, or in a permit to sell at retail in this
 20 state, or to own or acquire an interest in the business being conducted
 21 under the permit, or in or to shares of stock in a corporation that owns
 22 a permit to sell at retail.

23 **(b) A person who knowingly or intentionally violates this section**
 24 **commits a Class B misdemeanor.**

25 SECTION 61. IC 7.1-5-9-8, AS AMENDED BY P.L.109-2013,
 26 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 27 JULY 1, 2014]: Sec. 8. (a) The holder of an artisan distiller's permit, a
 28 distiller's permit, or a rectifier's permit may not own, acquire, or
 29 possess a permit to sell liquor at wholesale. A distiller or rectifier may
 30 not have an interest in the business of a permittee who is authorized to
 31 sell beer, liquor, or wine at wholesale or retail.

32 **(b) A person who knowingly or intentionally violates this section**
 33 **commits a Class B misdemeanor.**

34 SECTION 62. IC 7.1-5-9-9 IS AMENDED TO READ AS
 35 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 9. ~~Wholesaler's~~
 36 ~~Interests Limited:~~ (a) It is unlawful for a person who has an interest in
 37 a beer wholesaler's permit to acquire, hold, own, or possess an interest
 38 of any type in a beer dealer's or retailer's permit.

39 (b) It is unlawful ~~also~~, for a person who has an interest in a liquor
 40 wholesaler's permit to acquire, hold, own, or possess an interest of any
 41 type in a liquor dealer's or retailer's permit.

42 **(c) A person who knowingly or intentionally violates subsection**



1 **(a) or (b) commits a Class B misdemeanor.**

2 SECTION 63. IC 7.1-5-9-10, AS AMENDED BY P.L.71-2012,
3 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2014]: Sec. 10. (a) Except as provided in subsection (b), it is
5 unlawful for a holder of a retailer's permit of any type to acquire, hold,
6 own, or possess an interest of any type in a manufacturer's or
7 wholesaler's permit of any type.

8 (b) It is lawful for a holder of a retailer's permit of any type to
9 acquire, hold, own, or possess an interest of any type in a brewer's
10 permit for a brewery that manufactures not more than thirty thousand
11 (30,000) barrels of beer in a calendar year for sale or distribution
12 within Indiana.

13 **(c) A person who knowingly or intentionally violates subsection**
14 **(a) commits a Class B misdemeanor.**

15 SECTION 64. IC 7.1-5-9-13, AS AMENDED BY P.L.109-2013,
16 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
17 JULY 1, 2014]: Sec. 13. **(a) A:**

18 **(1)** ~~The~~ proprietor of a drug store; a

19 **(2)** corporation holding:

20 **(A)** an artisan distiller's permit;

21 **(B)** a distiller's permit; ~~or~~

22 **(C)** a brewer's permit;

23 **(D)** ~~or~~ a wholesaler's permit; or

24 **(E)** a permit to retail or deal in alcoholic beverages; **or**

25 **(3)** a wholesale drug company ~~and or~~ a person who is the
26 proprietor of a wholesale drug company;

27 may not own or control or participate in the permit of a package liquor
28 store, or in its business, or in its establishment.

29 **(b) A person who knowingly or intentionally violates this section**
30 **commits a Class B misdemeanor.**

31 SECTION 65. IC 7.1-5-9-14, AS AMENDED BY P.L.94-2008,
32 SECTION 57, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
33 JULY 1, 2014]: Sec. 14. **(a)** It is unlawful for the holder of a brewer's,
34 distiller's, rectifier's, or a wholesaler's permit of any type to sell an
35 alcoholic beverage to a person who does not hold an appropriate permit
36 under this title, ~~However, this section shall not apply to unless the sale~~
37 **is** the sale of an alcoholic beverage to a consumer or employee as
38 expressly authorized in this title.

39 **(b) A person who knowingly or intentionally violates this section**
40 **commits a Class B misdemeanor.**

41 SECTION 66. IC 7.1-5-9-15 IS AMENDED TO READ AS
42 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 15. (a) The commission



1 shall establish a manager's questionnaire for managers of licensed
2 premises for the sale of alcoholic beverages.

3 (b) It is unlawful for a person to:

4 (1) manage; or

5 (2) buy when the transfer of the permit is contingent upon terms
6 of a contract or an agreement;

7 a licensed premises for the sale of alcoholic beverages, unless the
8 person has filed a valid manager's questionnaire with the commission.

9 (c) The filing of a manager's questionnaire under this section:

10 (1) is in addition to other requirements for managers under this
11 title; and

12 (2) does not exempt the filer from IC 7.1-5-6-3.

13 **(d) A person who knowingly or intentionally violates subsection**
14 **(b) commits a Class B misdemeanor.**

15 SECTION 67. IC 7.1-5-10-1, AS AMENDED BY P.L.10-2010,
16 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
17 JULY 1, 2014]: Sec. 1. (a) Except as provided in subsection (c), it is
18 unlawful to sell alcoholic beverages at the following times:

19 (1) At a time other than that made lawful by the provisions of
20 IC 7.1-3-1-14.

21 (2) On Christmas Day and until 7:00 o'clock in the morning,
22 prevailing local time, the following day.

23 (b) During the time when the sale of alcoholic beverages is
24 unlawful, no alcoholic beverages shall be sold, dispensed, given away,
25 or otherwise disposed of on the licensed premises and the licensed
26 premises shall remain closed to the extent that the nature of the
27 business carried on at the premises, as at a hotel or restaurant, permits.

28 (c) It is lawful for the holder of a valid beer, wine, or liquor
29 wholesaler's permit to sell to the holder of a valid retailer's or dealer's
30 permit at any time.

31 **(d) A person who knowingly or intentionally violates this section**
32 **commits a Class B misdemeanor.**

33 SECTION 68. IC 7.1-5-10-2 IS AMENDED TO READ AS
34 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 2. ~~Unauthorized Sales~~
35 ~~Prohibited.~~ (a) It is unlawful for a permittee to recklessly sell, keep for
36 sale, barter, furnish, or give away an alcoholic beverage which ~~he~~ **the**
37 **permittee** is not entitled to sell, keep for sale, barter, furnish, or give
38 away under ~~his~~ **the** permit.

39 **(b) A person who violates this section commits a Class B**
40 **misdemeanor.**

41 SECTION 69. IC 7.1-5-10-3 IS AMENDED TO READ AS
42 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3. ~~Unauthorized~~



1 ~~Dealings Prohibited:~~ (a) It is unlawful for a person who is not a
 2 permittee to recklessly give away or furnish, to a person other than a
 3 guest or a member of ~~his~~ **the permittee's** family, or to recklessly sell,
 4 barter, or exchange, an alcoholic beverage unless ~~he~~ **the permittee** is
 5 expressly authorized to do so by this title.

6 **(b) A person who violates this section commits a Class B**
 7 **misdemeanor.**

8 SECTION 70. IC 7.1-5-10-4 IS AMENDED TO READ AS
 9 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 4. ~~Sale of Untaxed~~
 10 ~~Alcoholic Beverages Prohibited:~~ (a) It is unlawful for a person to
 11 recklessly sell, give, withdraw for sale or gift, offer for sale, display,
 12 barter, exchange, purchase, receive, possess, transport, or store an
 13 alcoholic beverage upon which the appropriate excise tax and
 14 applicable license fee have not been paid.

15 **(b) A person who violates this section commits a Class B**
 16 **misdemeanor.**

17 SECTION 71. IC 7.1-5-10-5 IS AMENDED TO READ AS
 18 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 5. ~~Sale Without Permit~~
 19 ~~Prohibited:~~ (a) It is unlawful for a person, except as otherwise
 20 permitted by this title, to **knowingly or intentionally** purchase,
 21 receive, manufacture, import, or transport, or cause to be imported or
 22 transported from another state, territory, or country, into this state, or
 23 transport, ship, barter, give away, exchange, furnish, or otherwise
 24 handle, or dispose of an alcoholic beverage, or to possess an alcoholic
 25 beverage for purpose of sale.

26 **(b)** It is unlawful ~~also,~~ for a person ~~knowingly~~ to receive or acquire
 27 an alcoholic beverage from a person **that the person knows who** does
 28 not hold, unrevoked, the appropriate permit under this title to sell,
 29 deliver, furnish, or give the alcoholic beverage to ~~him~~ **the person.**

30 **(c) A person who violates subsection (a) or (b) commits a Class**
 31 **B misdemeanor.**

32 SECTION 72. IC 7.1-5-10-6 IS AMENDED TO READ AS
 33 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 6. ~~Sale of Adulterated~~
 34 ~~or Misbranded Beverage Prohibited:~~ (a) It is unlawful for a person to
 35 sell, offer or expose for sale, or have in ~~his~~ **the person's** possession
 36 with intent to sell, an alcoholic beverage that is adulterated or
 37 misbranded.

38 **(b)** It is unlawful ~~also,~~ for a person to alter or change a brand, label,
 39 mark, design, device, or inscription that has reference to the kind,
 40 brand, age, quality, quantity, or other description of the alcoholic
 41 beverage contents of a bottle or container.

42 **(c)** The possession of an adulterated or misbranded alcoholic



1 beverage by a permittee, or other person engaged in the manufacture
 2 or traffic in alcoholic beverages, is prima facie evidence of knowledge
 3 of the misbranding or adulteration and of an intent to violate a
 4 provision of this section.

5 **(d)** The possession by a permittee, or other person engaged in the
 6 alcoholic beverage traffic, of a bottle or container used, or intended to
 7 be used, for containing an alcoholic beverage on which a label, brand,
 8 mark, design, or device has been altered or changed is prima facie
 9 evidence of an intent to violate a provision of this section.

10 **(e) A person who violates subsection (a) or knowingly or**
 11 **intentionally violates subsection (b) commits a Class B**
 12 **misdemeanor.**

13 SECTION 73. IC 7.1-5-10-8 IS AMENDED TO READ AS
 14 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 8. ~~Solicitation of~~
 15 ~~Certain Orders Prohibited.~~ **(a)** It is unlawful for a person to solicit or
 16 receive, or to allow ~~his~~ **the person's** employee to solicit or receive, an
 17 order for an alcoholic beverage from another person in violation of a
 18 provision of this title.

19 **(b)** It is unlawful ~~also~~, for a person to give information of how an
 20 alcoholic beverage may be obtained in violation of a provision of this
 21 title.

22 **(c) A person who knowingly or intentionally violates subsection**
 23 **(a) or (b) commits a Class B misdemeanor.**

24 SECTION 74. IC 7.1-5-10-9 IS AMENDED TO READ AS
 25 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 9. ~~Alcoholic Content~~
 26 ~~Regulation.~~ **(a)** It is unlawful, except as otherwise authorized in this
 27 title, for a person to sell, give away, barter, furnish, or exchange, or to
 28 possess or keep for a prohibited purpose, alcohol as a beverage, or a
 29 beverage or liquid likely to be used or intended to be used as a
 30 beverage, which has a content of alcohol that is higher than is
 31 permitted by the rules ~~and regulation~~ of the commission.

32 **(b) A person who knowingly or intentionally violates this section**
 33 **commits a Class B misdemeanor.**

34 SECTION 75. IC 7.1-5-10-11 IS AMENDED TO READ AS
 35 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 11. ~~Sale of Cold Beer~~
 36 ~~Prohibited.~~ **(a)** It is unlawful for the holder of a beer dealer's permit to
 37 offer or display for sale, or sell, barter, exchange or give away a bottle,
 38 can, container, or package of beer that was iced or cooled by the
 39 permittee before or at the time of the sale, exchange, or gift.

40 **(b) A person who knowingly or intentionally violates this section**
 41 **commits a Class B misdemeanor.**

42 SECTION 76. IC 7.1-5-10-12, AS AMENDED BY P.L.109-2013,



1 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
2 JULY 1, 2014]: Sec. 12. **(a) Except as provided in subsections (b)
3 through (d),** it is unlawful for a permittee to sell, offer to sell, purchase
4 or receive, an alcoholic beverage for anything other than cash. A
5 permittee who extends credit in violation of this section shall have no
6 right of action on the claim.

7 **(b) This section shall not prohibit** A permittee ~~from crediting~~ **may**
8 **credit** to a purchaser the actual price charged for a package or an
9 original container returned by the original purchaser as a credit on a
10 sale ~~This section shall not prohibit a permittee from refunding and~~
11 **refund** to a purchaser the amount paid by the purchaser for a container,
12 or as a deposit on a container, if it is returned to the permittee.

13 **(c) This section shall not prohibit** A manufacturer ~~from extending~~
14 **may extend** usual and customary credit for alcoholic beverages sold to
15 a customer who maintains a place of business outside this state when
16 the alcoholic beverages are actually shipped to a point outside this
17 state.

18 **(d) This section shall not prohibit** An artisan distiller, a distiller, or
19 a liquor or wine wholesaler ~~from extending~~ **may extend** credit on
20 liquor, flavored malt beverages, and wine sold to a permittee for a
21 period of fifteen (15) days from the date of invoice, date of invoice
22 included. However, if the fifteen (15) day period passes without
23 payment in full, the wholesaler shall sell to that permittee on a cash on
24 delivery basis only.

25 **(e) A person who knowingly or intentionally violates this section**
26 **commits a Class B misdemeanor.**

27 SECTION 77. IC 7.1-5-10-13, AS AMENDED BY P.L.44-2009,
28 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
29 JULY 1, 2014]: Sec. 13. **(a)** A permittee who holds a permit to sell at
30 retail shall not cash a check issued by the ~~county office of the division~~
31 ~~of family resources~~ **division of family and children** or by a charitable
32 organization if any part of the proceeds of the check are to be used to
33 purchase an alcoholic beverage.

34 **(b) A permittee who knowingly or intentionally violates this**
35 **section commits a Class B misdemeanor.**

36 SECTION 78. IC 7.1-5-10-14 IS REPEALED [EFFECTIVE JULY
37 1, 2014]. ~~Sec. 14. Sales to Habitual Drunkards Prohibited. It is~~
38 ~~unlawful for a permittee to sell, barter, exchange, give, provide, or~~
39 ~~furnish an alcoholic beverage to a person whom he knows to be a~~
40 ~~habitual drunkard.~~

41 SECTION 79. IC 7.1-5-10-15 IS AMENDED TO READ AS
42 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 15. ~~(a) It is unlawful for~~



1 a person to sell, barter, deliver, or give away **A person who, knowing**
 2 **that another person is intoxicated, sells, barters, delivers, or gives**
 3 **away** an alcoholic beverage to ~~another the intoxicated person who is~~
 4 ~~in a state of intoxication if the person knows that the other person is~~
 5 ~~intoxicated: commits a Class B misdemeanor.~~

6 (b) In any civil proceeding in which damages are sought from a
 7 permittee or a permittee's agent for the refusal to serve a person an
 8 alcoholic beverage, it is a complete defense if the permittee or agent
 9 reasonably believed that the person was intoxicated or was otherwise
 10 not entitled to be served an alcoholic beverage.

11 (c) After charges have been filed against a person for a violation of
 12 subsection (a), the prosecuting attorney shall notify the commission of
 13 the charges filed.

14 SECTION 80. IC 7.1-5-10-16 IS REPEALED [EFFECTIVE JULY
 15 1, 2014]. ~~Sec. 16: Sale to Inmate Prohibited: It is a Class C infraction~~
 16 ~~for a person to furnish an alcoholic beverage to a person confined in a~~
 17 ~~penal facility: It is unlawful, also, for a person who has charge of a~~
 18 ~~penal facility to knowingly permit a prisoner confined within his~~
 19 ~~jurisdiction to receive an alcoholic beverage unless it has been~~
 20 ~~prescribed by a physician as medicine for the prisoner.~~

21 SECTION 81. IC 7.1-5-10-17 IS AMENDED TO READ AS
 22 FOLLOWS [EFFECTIVE JULY 1, 2014]: ~~Sec. 17: Sales at Fair~~
 23 ~~Grounds Prohibited: It is unlawful to sell or dispense~~ **A person who**
 24 **knowingly or intentionally sells or dispenses** an alcoholic beverage
 25 on the Indiana State Fair Grounds during the period of the Indiana state
 26 fair **commits a Class B misdemeanor.**

27 SECTION 82. IC 7.1-5-10-18 IS REPEALED [EFFECTIVE JULY
 28 1, 2014]. ~~Sec. 18: Taking Beverage from Train Prohibited: It is~~
 29 ~~unlawful for the holder of a dining car permit to sell an alcoholic~~
 30 ~~beverage to a person for the purpose of its being carried off the train:~~
 31 ~~It also is unlawful for a person to carry an alcoholic beverage off a train~~
 32 ~~that was purchased on it.~~

33 SECTION 83. IC 7.1-5-10-19 IS REPEALED [EFFECTIVE JULY
 34 1, 2014]. ~~Sec. 19: Taking Beverage from Boat Prohibited: It is unlawful~~
 35 ~~for the holder of a boat permit to sell an alcoholic beverage to a person~~
 36 ~~for the purpose of its being carried off the boat. It also is unlawful for~~
 37 ~~a person to carry an alcoholic beverage off a boat that was purchased~~
 38 ~~on it.~~

39 SECTION 84. IC 7.1-5-10-20 IS AMENDED TO READ AS
 40 FOLLOWS [EFFECTIVE JULY 1, 2014]: ~~Sec. 20. (a) It is unlawful for~~
 41 ~~a holder of a retailer's permit to do any of the following:~~

42 (1) Sell alcoholic beverages during a portion of the day at a price



1 that is reduced from the usual, customary, or established price that
2 the permittee charges during the remainder of that day.

3 (2) Furnish two (2) or more servings of an alcoholic beverage
4 upon the placing of an order for one (1) serving to one (1) person
5 for that person's personal consumption.

6 (3) Charge a single price for the required purchase of two (2) or
7 more servings of an alcoholic beverage.

8 (b) Subsection (a) applies to private clubs but does not apply to
9 private functions that are not open to the public.

10 (c) Notwithstanding subsection (a)(1), it is lawful for a holder of a
11 retailer's permit to sell alcoholic beverages during a portion of the day
12 at a price that is increased from the usual, customary, or established
13 price that the permittee charges during the remainder of that day as
14 long as the price increase is charged when the permittee provides paid
15 live entertainment not incidental to the services customarily provided.

16 (d) Notwithstanding subsection (a), section 12 of this chapter, and
17 IC 7.1-5-5-7, it is lawful for a hotel, in an area of the hotel in which
18 alcoholic beverages are not sold, to make available to its registered
19 guests and their guests alcoholic beverages at no additional charge
20 beyond what is to be paid by the registered guests as the room rate.

21 **(e) A person who knowingly or intentionally violates this section**
22 **commits a Class B misdemeanor.**

23 SECTION 85. IC 7.1-5-10-22 IS AMENDED TO READ AS
24 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 22. (a) It is unlawful
25 for a retailer or dealer to sell a flavored malt beverage except under the
26 same conditions that a retailer or dealer is permitted to sell beer or
27 other alcoholic beverages obtained by the fermentation of an infusion
28 or decoction of barley malt or other cereal and hops in water.

29 **(b) A person who knowingly or intentionally violates this section**
30 **commits a Class B misdemeanor.**

31 SECTION 86. IC 7.1-5-11-1 IS AMENDED TO READ AS
32 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 1. ~~Importation Limited.~~
33 **A person who knowingly or intentionally** ~~It is unlawful for a person~~
34 ~~to import~~ **imports** liquor into this state ~~unless he is specifically~~
35 ~~authorized to do so by this title.~~ **without specific authorization under**
36 **this title commits a Class B misdemeanor.**

37 SECTION 87. IC 7.1-5-11-1.5, AS AMENDED BY P.L.165-2006,
38 SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
39 JULY 1, 2014]: Sec. 1.5. (a) Except as provided in IC 7.1-3-26, it is
40 unlawful for a person in the business of selling alcoholic beverages in
41 Indiana or outside Indiana to ship or cause to be shipped an alcoholic
42 beverage directly to a person in Indiana who does not hold a valid



1 wholesaler permit under this title. This includes the ordering and
 2 selling of alcoholic beverages over a computer network (as defined by
 3 IC 35-43-2-3(a)).

4 **(b) An in-state or an out-of-state vintner, distiller, brewer,**
 5 **rectifier, or importer that:**

6 **(1) holds a basic permit from the federal Bureau of Alcohol,**
 7 **Tobacco, Firearms and Explosives; and**

8 **(2) knowingly violates subsection (a);**
 9 **commits a Class A misdemeanor.**

10 **(c) A person who is not an in-state or an out-of-state vintner,**
 11 **distiller, brewer, rectifier, or importer that holds a basic permit**
 12 **from the federal Bureau of Alcohol, Tobacco, Firearms and**
 13 **Explosives who knowingly violates subsection (a) commits a Level**
 14 **6 felony.**

15 ~~(b)~~ **(d)** Upon a determination by the commission that a person has
 16 violated subsection (a), a wholesaler may not accept a shipment of
 17 alcoholic beverages from the person for a period of up to one (1) year
 18 as determined by the commission.

19 **(e) If the chairman of the alcohol and tobacco commission or the**
 20 **attorney general determines that a vintner, distiller, brewer,**
 21 **rectifier, or importer that holds a basic permit from the federal**
 22 **Bureau of Alcohol, Tobacco, Firearms and Explosives has made an**
 23 **illegal shipment of an alcoholic beverage to consumers in Indiana,**
 24 **the chairman shall:**

25 **(1) notify the federal Bureau of Alcohol, Tobacco, Firearms**
 26 **and Explosives in writing and by certified mail of the official**
 27 **determination that state law has been violated; and**

28 **(2) request the federal bureau to take appropriate action.**

29 ~~(c)~~ **(f)** The commission shall adopt rules under IC 4-22-2 to
 30 implement this section.

31 SECTION 88. IC 7.1-5-11-2 IS AMENDED TO READ AS
 32 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 2. ~~Transportation~~
 33 ~~Limited.~~ **(a)** It is unlawful for a carrier who is required to obtain a
 34 carrier's alcoholic permit by ~~IC 1971~~; IC 7.1-3-18 to transport alcoholic
 35 beverages over or along a public highway within this state unless ~~he~~
 36 **the carrier** has applied for a **carrier's alcoholic permit** and been
 37 issued:

38 **(1) a carrier's alcoholic permit; or**

39 **(2) specific authorization from the commission to transport**
 40 **alcoholic beverages on a public highway under rules adopted**
 41 **by the commission.**

42 **(b) A person who knowingly or intentionally violates this section**



1 **commits a Class B misdemeanor.**

2 SECTION 89. IC 7.1-5-11-3 IS AMENDED TO READ AS
3 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 3. ~~Transportation in~~
4 ~~Non-Registered Vehicles Prohibited.~~ (a) It is unlawful for the holder of
5 a carrier's alcoholic permit to import or transport alcoholic beverages
6 in a vehicle that has not been registered with the commission as
7 required by this title.

8 **(b) A person who knowingly or intentionally violates this section**
9 **commits a Class B misdemeanor.**

10 SECTION 90. IC 7.1-5-11-4 IS AMENDED TO READ AS
11 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 4. ~~Deliveries Limited.~~
12 (a) It is unlawful for an officer, agent, or employee of a railroad
13 company, express company, or other common carrier to recklessly
14 deliver:

- 15 (1) an alcoholic beverage to a person other than the person to
16 whom it is consigned;
17 (2) it without a written order by the consignee; or
18 (3) it to a person when the alcoholic beverage has been consigned
19 to a fictitious person or a person under a fictitious name.

20 **(b) A person who violates this section commits a Class B**
21 **misdemeanor.**

22 SECTION 91. IC 7.1-5-11-5, AS AMENDED BY P.L.158-2013,
23 SECTION 129, IS AMENDED TO READ AS FOLLOWS
24 [EFFECTIVE JULY 1, 2014]: Sec. 5. ~~It is a Level 6 felony for a person~~
25 ~~to transport~~ (a) **This section does not apply to a permittee, or a**
26 **licensed carrier for a permittee, who is lawfully entitled to hold or**
27 **possess an alcoholic beverage without the payment of the excise tax**
28 **on the alcoholic beverage before the time the alcoholic beverage is**
29 **withdrawn for sale.**

30 **(b) A person who transports** an alcoholic beverage on a public
31 highway, knowing that any of the taxes due the state on it **are have not**
32 **been not paid, commits a Level 6 felony.** ~~This section does not apply~~
33 ~~to a permittee, or a duly licensed carrier for a permittee, who is lawfully~~
34 ~~entitled to hold or possess an alcoholic beverage without the payment~~
35 ~~of the excise tax on it prior to the time that it is withdrawn for sale.~~

36 SECTION 92. IC 7.1-5-11-6 IS AMENDED TO READ AS
37 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 6. ~~Devious~~
38 ~~Transportation Prohibited.~~ (a) It is unlawful for a person to use or
39 employ, or agree to use or employ, a method of transportation, or
40 device, or fictitious name, or fictitious routing, or to enter into a
41 scheme or method of transportation, or to resort to a trick or device,
42 with the intent to evade, avoid, or defeat the collection of a tax imposed



1 by this title, or to evade or prevent the enforcement of a provision of
2 this title.

3 **(b) A person who violates this section commits a Class A**
4 **misdemeanor. However, the offense is a Level 6 felony if the**
5 **amount of tax is at least seven hundred fifty dollars (\$750).**

6 SECTION 93. IC 7.1-5-11-7 IS AMENDED TO READ AS
7 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 7. ~~False Shipments~~
8 ~~Prohibited.~~ **(a)** It is unlawful for a consignee to accept or receive a
9 package that contains an alcoholic beverage upon which appears a
10 statement, label, address, superscription, shipping direction, legend, or
11 design which is ~~known to him to be~~ **the person knows is** false or
12 misleading.

13 **(b)** It is unlawful ~~also~~, for a carrier, or other person, to consign, ship,
14 transport, or deliver a package that contains an alcoholic beverage
15 ~~knowing if the person knows that~~ a statement, label, address,
16 superscription, shipping direction, legend, or design on it ~~to be~~ **is** false
17 or misleading.

18 **(c) A person who violates subsection (a) or (b) commits a Class**
19 **B misdemeanor.**

20 SECTION 94. IC 7.1-5-11-8 IS AMENDED TO READ AS
21 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 8. ~~Delivery to~~
22 ~~Non-Consignee Prohibited.~~ **(a)** It is unlawful for a person to present or
23 tender for transportation to a carrier or a person acting or assuming to
24 act for a carrier an alcoholic beverage:

25 **(1)** for delivery to a person other than the consignee designated by
26 the person offering the alcoholic beverage for shipment; or

27 **(2)** for the purpose of effecting a delivery of the alcoholic
28 beverage to a person not permitted to receive it as consignee:

29 **(A)** under the provisions of this title; ~~or~~

30 **(B)** **under the provisions** of a rule ~~and regulation~~ of the
31 commission; or

32 **(C)** ~~to a~~ **because the person is** not the bona fide consignee of
33 the shipment.

34 **(b) A person who knowingly or intentionally violates this section**
35 **commits a Class B misdemeanor.**

36 SECTION 95. IC 7.1-5-11-9 IS AMENDED TO READ AS
37 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 9. ~~Violation of~~
38 ~~Transportation Contract Prohibited.~~ **(a)** It is unlawful for a carrier or a
39 person acting or assuming to act for a carrier, to deliver an alcoholic
40 beverage in this state to a person, or at a place, other than the person,
41 or place, or both, designated in the bill of lading or transportation
42 contract.



1 (b) It is unlawful ~~also~~; for a person to accept for transportation a
 2 shipment containing an alcoholic beverage, knowing that the shipment
 3 is intended for a person not permitted to receive it under the provisions
 4 of this title, or ~~of under~~ a rule ~~or regulation~~ of the commission.

5 (c) **A person who knowingly or intentionally violates subsection**
 6 **(a), or who violates subsection (b), commits a Class B**
 7 **misdemeanor.**

8 SECTION 96. IC 7.1-5-11-10 IS AMENDED TO READ AS
 9 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 10. ~~Transportation of~~
 10 ~~Liquor Limited:~~ (a) **This section applies only if the commission has**
 11 **adopted a rule requiring a mark or label of identification to be**
 12 **displayed on the outside of a package containing liquor.**

13 (b) It is unlawful for a person to transport liquor or cause it to be
 14 transported upon a public highway into this state from another state,
 15 territory, or country, or to transport or cause it to be transported along
 16 or over a public highway in this state, unless there is displayed on the
 17 outside of the package, in plain view, a mark or label of identification
 18 ~~as the commission, by rule or regulation, may require:~~ **required by a**
 19 **rule adopted by the commission.**

20 (c) **A person who knowingly or intentionally violates this section**
 21 **commits a Class B misdemeanor.**

22 SECTION 97. IC 7.1-5-11-11 IS AMENDED TO READ AS
 23 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 11. ~~Bill of Lading~~
 24 ~~Required:~~ (a) It is unlawful for a person to transport into this state upon
 25 a public highway of this state, an alcoholic beverage from another state,
 26 territory, or country, unless the person accompanying, or in charge of
 27 the shipment, ~~shall have~~ **has** present and available for exhibition:

28 (1) a bill of lading; or

29 (2) other evidence of ownership or shipment **as authorized by a**
 30 **rule adopted by** the commission. ~~by rule or regulation, may~~
 31 ~~require:~~

32 (b) It is unlawful ~~also~~; for a person to refuse to exhibit, or permit to
 33 be read or examined, the bill of lading or other evidence of ownership
 34 or shipment upon a lawful demand of the chairman, or of a police
 35 officer of the state, or of a governmental subdivision of it.

36 (c) **A person who knowingly or intentionally violates subsection**
 37 **(a) or (b) commits a Class B misdemeanor.**

38 SECTION 98. IC 7.1-5-11-12 IS AMENDED TO READ AS
 39 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 12. ~~Use of Highway for~~
 40 ~~Evasion Prohibited:~~ (a) It is unlawful for a person to use or employ a
 41 public highway in this state ~~for the purpose with the intent~~ of evading
 42 a provision of this title.



1 **(b) A person who violates this section commits a Class B**
 2 **misdemeanor.**

3 SECTION 99. IC 7.1-5-11-13 IS AMENDED TO READ AS
 4 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 13. ~~Keeping of Record~~
 5 ~~Required:~~ **(a)** A railroad company, an express company, and a common
 6 carrier shall keep in the office at which delivery of an alcoholic
 7 beverage to a consignee is made, a separate record in which shall be
 8 entered the information required by this title for the shipment of an
 9 alcoholic beverage.

10 **(b)** This record shall be open to the inspection of the chairman.

11 **(c)** ~~It is unlawful for~~ An agent, officer, or employee of a railroad
 12 company, express company, or common carrier ~~to violate a provision~~
 13 ~~of who knowingly or intentionally violates~~ this section **commits a**
 14 **Class B misdemeanor.**

15 SECTION 100. IC 7.1-5-11-14 IS AMENDED TO READ AS
 16 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 14. ~~False Statement~~
 17 ~~Prohibited:~~ **(a)** It is unlawful for a person to make a false statement to
 18 a railroad, express, or transportation company for the purpose of
 19 obtaining an alcoholic beverage.

20 **(b)** It is unlawful ~~also~~, for a person to make a false statement to a
 21 person engaged in the business of transporting goods, wares, and
 22 merchandise for the purpose of obtaining the shipment, transportation,
 23 or delivery of an alcoholic beverage.

24 **(c) A person who knowingly or intentionally violates subsection**
 25 **(a) or (b) commits a Class B misdemeanor.**

26 SECTION 101. IC 7.1-5-11-15, AS AMENDED BY P.L.165-2006,
 27 SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 28 JULY 1, 2014]: Sec. 15. ~~It is unlawful for a person to import or~~
 29 ~~transport an alcoholic beverage that is not at that time the absolute~~
 30 ~~property of an authorized permittee under this title:~~ **(a)** This section
 31 ~~shall does~~ not apply to the shipment of an alcoholic beverage from
 32 another state in continuous transit through this state into another state
 33 unless the shipment is intended to evade a provision of this title.

34 **(b)** This section ~~shall does~~ not prohibit a person, other than a
 35 permittee, from bringing into this state a quantity of:

36 (1) wine not exceeding eighteen (18) liters; or

37 (2) liquor not exceeding one (1) quart;

38 if the person is a traveler in the ordinary course of travel and if it is not
 39 intended for sale to another person.

40 **(c) It is unlawful for a person to import or transport an**
 41 **alcoholic beverage that is not at that time the absolute property of**
 42 **an authorized permittee under this title.**



1 **(d) A person who knowingly or intentionally violates this section**
 2 **commits a Class B misdemeanor.**

3 SECTION 102. IC 7.1-5-11-16 IS AMENDED TO READ AS
 4 FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 16. ~~Transportation on~~
 5 ~~Sunday Prohibited~~. It is a Class C misdemeanor for a person to
 6 **knowingly or intentionally** deliver or transport an alcoholic beverage
 7 to the holder of a retailer's or dealer's permit of any type, except a
 8 temporary beer or wine permit, on Sunday.

9 SECTION 103. IC 9-24-18-8 IS REPEALED [EFFECTIVE JULY
 10 1, 2014]. Sec. 8: (a) ~~The bureau shall suspend for a mandatory period~~
 11 ~~of at least ninety (90) days the current driving license or permit of a~~
 12 ~~person who:~~

13 (1) ~~uses or has possession of a driving license or permit of another~~
 14 ~~person with the intent to violate or evade or to attempt to violate~~
 15 ~~or evade any provision of law relating to the sale, purchase, use,~~
 16 ~~or possession of alcoholic beverages; or~~

17 (2) ~~is convicted of the offenses listed in IC 7.1-5-7-1(b) or~~
 18 ~~IC 7.1-5-7-10.~~

19 (b) ~~The mandatory suspension provided by this section is in addition~~
 20 ~~to all other sanctions provided by section 7 of this chapter and~~
 21 ~~IC 9-30-4-9.~~

22 SECTION 104. IC 9-24-18-12, AS AMENDED BY P.L.85-2013,
 23 SECTION 66, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 24 JULY 1, 2014]: Sec. 12. Upon receipt of a court order under
 25 IC 7.1-5-7-7 (minor ~~possessing, consuming or transporting alcohol, or~~
 26 ~~having alcohol present in a bodily substance~~); the bureau shall suspend
 27 the minor's driving privileges for the period ordered by the court. If the
 28 court fails to recommend a fixed term of suspension, or recommends
 29 a fixed term that is less than the minimum term required by statute, the
 30 bureau shall impose the minimum period of suspension required under
 31 IC 7.1-5-7.

32 SECTION 105. IC 35-51-7-1, AS AMENDED BY P.L.6-2012,
 33 SECTION 237, IS AMENDED TO READ AS FOLLOWS
 34 [EFFECTIVE JULY 1, 2014]: Sec. 1. The following statutes define
 35 crimes in IC 7.1:

36 IC 7.1-3-10-10 (Concerning liquor dealer's permits).

37 **IC 7.1-3-26-5 (Concerning direct wine seller's permits).**

38 **IC 7.1-3-26-6 (Concerning direct wine seller's permits).**

39 **IC 7.1-3-26-10 (Concerning farm winery brandy distiller's**
 40 **permits).**

41 ~~IC 7.1-3-26-15 (Concerning direct wine seller's permits).~~

42 **IC 7.1-3-27-3 (Concerning artisan distiller's permits).**



1	IC 7.1-3-27-8 (Concerning artisan distiller's permits).
2	IC 7.1-3-27-9 (Concerning artisan distiller's permits).
3	IC 7.1-3-27-10 (Concerning artisan distiller's permits).
4	IC 7.1-3-27-11 (Concerning artisan distiller's permits).
5	IC 7.1-3-27-12 (Concerning artisan distiller's permits).
6	IC 7.1-3-27-13 (Concerning artisan distiller's permits).
7	IC 7.1-3-27-14 (Concerning artisan distiller's permits).
8	IC 7.1-3-27-15 (Concerning artisan distiller's permits).
9	IC 7.1-5-1-1 (Concerning alcohol).
10	IC 7.1-5-1-3 (Concerning public intoxication).
11	IC 7.1-5-1-6 (Concerning public intoxication).
12	IC 7.1-5-1-8 (Concerning alcohol).
13	IC 7.1-5-1-9 (Concerning alcohol).
14	IC 7.1-5-1-9.5 (Concerning alcohol).
15	IC 7.1-5-1-12 (Concerning alcohol).
16	IC 7.1-5-2-3 (Concerning signs).
17	IC 7.1-5-2-7 (Concerning signs).
18	IC 7.1-5-3-1 (Concerning containers).
19	IC 7.1-5-3-2 (Concerning containers).
20	IC 7.1-5-3-4 (Concerning containers).
21	IC 7.1-5-4-1 (Concerning alcohol).
22	IC 7.1-5-4-3 (Concerning alcohol).
23	IC 7.1-5-4-5 (Concerning permits).
24	IC 7.1-5-4-6 (Concerning alcohol).
25	IC 7.1-5-5-2 (Concerning permits).
26	IC 7.1-5-5-3 (Concerning permits).
27	IC 7.1-5-5-7 (Concerning discounts).
28	IC 7.1-5-5-9 (Concerning agreements).
29	IC 7.1-5-5-10 (Concerning gifts).
30	IC 7.1-5-5-11 (Concerning rebates).
31	IC 7.1-5-5-12 (Concerning athletics).
32	IC 7.1-5-6-1 (Concerning alcohol).
33	IC 7.1-5-6-2 (Concerning sales).
34	IC 7.1-5-6-3 (Concerning sales).
35	IC 7.1-5-6-4 (Concerning permits).
36	IC 7.1-5-7-1 (Concerning alcohol).
37	IC 7.1-5-7-2 (Concerning alcohol).
38	IC 7.1-5-7-7 (Concerning alcohol).
39	IC 7.1-5-7-8 (Concerning alcohol).
40	IC 7.1-5-7-10 (Concerning alcohol).
41	IC 7.1-5-7-12 (Concerning alcohol).
42	IC 7.1-5-7-14 (Concerning alcohol).



1	IC 7.1-5-8-1 (Concerning alcohol and tobacco).
2	IC 7.1-5-8-3 (Concerning alcohol).
3	IC 7.1-5-8-4 (Concerning sales).
4	IC 7.1-5-8-5 (Concerning alcohol).
5	IC 7.1-5-8-6 (Concerning alcohol).
6	IC 7.1-5-8-9 (Concerning sales).
7	IC 7.1-5-9-1 (Concerning interests).
8	IC 7.1-5-9-2 (Concerning interests).
9	IC 7.1-5-9-3 (Concerning interests).
10	IC 7.1-5-9-4 (Concerning interests).
11	IC 7.1-5-9-6 (Concerning interests).
12	IC 7.1-5-9-7 (Concerning interests).
13	IC 7.1-5-9-8 (Concerning permits).
14	IC 7.1-5-9-9 (Concerning interests).
15	IC 7.1-5-9-10 (Concerning interests).
16	IC 7.1-5-9-13 (Concerning interests).
17	IC 7.1-5-9-14 (Concerning sales).
18	IC 7.1-5-9-15 (Concerning questionnaires).
19	IC 7.1-5-10-1 (Concerning sales).
20	IC 7.1-5-10-2 (Concerning sales).
21	IC 7.1-5-10-3 (Concerning sales).
22	IC 7.1-5-10-4 (Concerning sales).
23	IC 7.1-5-10-5 (Concerning sales).
24	IC 7.1-5-10-6 (Concerning sales).
25	IC 7.1-5-10-8 (Concerning solicitation).
26	IC 7.1-5-10-9 (Concerning sales).
27	IC 7.1-5-10-10 (Concerning alcohol).
28	IC 7.1-5-10-11 (Concerning sales).
29	IC 7.1-5-10-12 (Concerning sales).
30	IC 7.1-5-10-13 (Concerning sales).
31	IC 7.1-5-10-15 (Concerning sales).
32	IC 7.1-5-10-17 (Concerning sales).
33	IC 7.1-5-10-20 (Concerning sales).
34	IC 7.1-5-10-21 (Concerning alcohol).
35	IC 7.1-5-10-22 (Concerning sales).
36	IC 7.1-5-10-23 (Concerning alcohol).
37	IC 7.1-5-11-1 (Concerning importation).
38	IC 7.1-5-11-1.5 (Concerning importation).
39	IC 7.1-5-11-2 (Concerning transportation).
40	IC 7.1-5-11-3 (Concerning transportation).
41	IC 7.1-5-11-4 (Concerning delivery).
42	IC 7.1-5-11-5 (Concerning alcohol).



- 1 **IC 7.1-5-11-6 (Concerning transportation).**
- 2 **IC 7.1-5-11-7 (Concerning shipments).**
- 3 **IC 7.1-5-11-8 (Concerning transportation).**
- 4 **IC 7.1-5-11-9 (Concerning transportation).**
- 5 **IC 7.1-5-11-10 (Concerning transportation).**
- 6 **IC 7.1-5-11-11 (Concerning transportation).**
- 7 **IC 7.1-5-11-12 (Concerning transportation).**
- 8 **IC 7.1-5-11-13 (Concerning recordkeeping).**
- 9 **IC 7.1-5-11-14 (Concerning false statements).**
- 10 **IC 7.1-5-11-15 (Concerning transportation).**
- 11 **IC 7.1-5-11-16 (Concerning alcohol).**



COMMITTEE REPORT

Madam President: The Senate Committee on Corrections and Criminal Law, to which was referred Senate Bill No. 236, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 17, line 27, strike "misdemeanor" and insert "**infraction**".

Page 18, line 28, strike "misdemeanor" and insert "**infraction**".

Page 36, strike line 37.

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 236 as introduced.)

YOUNG R MICHAEL, Chairperson

Committee Vote: Yeas 6, Nays 0.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred Senate Bill 236, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 15, line 30, delete "However, the offense is a Level".

Page 15, delete lines 31 through 32.

and when so amended that said bill do pass.

(Reference is to SB 236 as printed January 16, 2014.)

MCMILLIN, Chair

Committee Vote: yeas 11, nays 1.



HOUSE MOTION

Mr. Speaker: I move that Engrossed Senate Bill 236 be amended to read as follows:

Page 18, line 15, delete "(a)(3)" and insert "**(a)(2) or (a)(3)**".

Page 35, line 25, delete "consuming, or" and insert "consuming or".

(Reference is to ESB 236 as printed February 14, 2014.)

DELANEY

