
HOUSE BILL No. 1783

DIGEST OF INTRODUCED BILL

Citations Affected: IC 7.1-1-3; IC 7.1-5-8-11.

Synopsis: Alcohol vaporizing device and vaporized alcohol. Makes the purchase, offer for sale, or possession of an alcohol vaporizing device or vaporized alcohol a Class A infraction. Makes a subsequent offense a Class A misdemeanor if a person knowingly or intentionally commits the subsequent offense.

Effective: July 1, 2005.

Harris E

January 19, 2005, read first time and referred to Committee on Courts and Criminal Code.

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First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

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HOUSE BILL No. 1783



A BILL FOR AN ACT to amend the Indiana Code concerning alcohol and tobacco.

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

1 SECTION 1. IC 7.1-1-3-5.5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2005]: **Sec. 5.5. "Alcohol vaporizing device" means a device or
4 machine that mixes:**

- 5 (1) liquor; or
- 6 (2) another product containing alcohol;
- 7 **with oxygen to produce a vaporized product for the purpose of**
- 8 **consumption by inhalation.**

9 SECTION 2. IC 7.1-1-3-48.5 IS ADDED TO THE INDIANA
10 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
11 [EFFECTIVE JULY 1, 2005]: **Sec. 48.5. "Vaporized alcohol" means**
12 **a vaporized product that:**

- 13 (1) is created in an alcohol vaporizing device;
- 14 (2) contains liquor or another product containing alcohol; and
- 15 (3) is inhaled through the mouth and nose.

16 SECTION 3. IC 7.1-5-8-11 IS ADDED TO THE INDIANA CODE
17 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY



1 1, 2005]: **Sec. 11. (a) A person who:**
2 **(1) purchases;**
3 **(2) offers for sale; or**
4 **(3) possesses;**
5 **an alcohol vaporizing device or vaporized alcohol commits**
6 **possession, sale, or purchase of vaporized alcohol paraphernalia,**
7 **a Class A infraction.**
8 **(b) A person who:**
9 **(1) knowingly or intentionally violates subsection (a); and**
10 **(2) has a prior unrelated judgment or conviction under this**
11 **section;**
12 **commits a Class A misdemeanor.**
13 SECTION 4. [EFFECTIVE JULY 1, 2005] **IC 7.1-5-8-11, as added**
14 **by this act, applies only to acts committed after June 30, 2005.**

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