



April 13, 2011

ENGROSSED
HOUSE BILL No. 1502

DIGEST OF HB 1502 (Updated April 12, 2011 11:16 am - DI 106)

Citations Affected: Noncode.

Synopsis: Unlawful ingestion of controlled substances study. Urges the legislative council to assign the topics of: (1) unlawful ingestion of controlled substances by pregnant women; and (2) whether the penalty for unlawful use of a controlled substance should be based on the amount of active ingredient contained in the controlled substance; to an interim or a statutory study committee for study during the 2011 legislative interim.

Effective: July 1, 2011.

Bacon, Heaton, Riecken, McNamara
(SENATE SPONSORS — DELPH, BANKS)

January 20, 2011, read first time and referred to Committee on Courts and Criminal Code.
February 17, 2011, amended, reported — Do Pass.
February 21, 2011, read second time, ordered engrossed. Engrossed.
March 28, 2011, read third time, passed. Yeas 99, nays 0.

SENATE ACTION

March 31, 2011, read first time and referred to Committee on Corrections, Criminal, and Civil Matters.
April 12, 2011, amended, reported favorably — Do Pass.

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EH 1502—LS 7060/DI 107+



April 13, 2011

First Regular Session 117th General Assembly (2011)

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 2010 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1502



A BILL FOR AN ACT concerning unlawful ingestion of controlled substances.

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

1 SECTION 1. [EFFECTIVE JULY 1, 2011] (a) The general
2 assembly urges the legislative council to assign the topic of
3 unlawful ingestion of controlled substances by pregnant women to
4 an interim or a statutory study committee for study during the
5 2011 legislative interim.

6 (b) If the topic of unlawful ingestion of controlled substances by
7 pregnant women is assigned to an interim or a statutory study
8 committee under subsection (a), the study committee shall issue a
9 final report to the legislative council containing the study
10 committee's findings and recommendations, including any
11 recommended legislation concerning the topic, not later than
12 November 1, 2011.

13 (c) This SECTION expires December 31, 2011.

14 SECTION 2. [EFFECTIVE JULY 1, 2011] (a) The general
15 assembly urges the legislative council to assign the topic of whether
16 the sentences for crimes involving the unlawful use, possession, or
17 distribution of prescription drugs should be based on the amount

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1 of active ingredient contained in each specific drug to an interim
2 or a statutory study committee for study during the 2011 legislative
3 interim.

4 (b) If the topic of whether the sentences for crimes involving the
5 unlawful use, possession, or distribution of prescription drugs
6 should be based on the amount of active ingredient contained in
7 each specific drug is assigned to an interim or a statutory study
8 committee under subsection (a), the study committee shall issue a
9 final report to the legislative council containing the study
10 committee's findings and recommendations, including any
11 recommended legislation concerning the topic, not later than
12 November 1, 2011.

13 (c) This SECTION expires December 31, 2011.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1502, 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:

Delete the title and insert the following:

A BILL FOR AN ACT concerning unlawful ingestion of controlled substances.

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1502 as introduced.)

STEUERWALD, Chair

Committee Vote: yeas 8, nays 0.

COPY

COMMITTEE REPORT

Madam President: The Senate Committee on Corrections, Criminal, and Civil Matters, to which was referred House Bill No. 1502, 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 1, after line 13, begin a new paragraph and insert:

"SECTION 2. [EFFECTIVE JULY 1, 2011] (a) **The general assembly urges the legislative council to assign the topic of whether the sentences for crimes involving the unlawful use, possession, or distribution of prescription drugs should be based on the amount of active ingredient contained in each specific drug to an interim or a statutory study committee for study during the 2011 legislative interim.**

(b) **If the topic of whether the sentences for crimes involving the unlawful use, possession, or distribution of prescription drugs should be based on the amount of active ingredient contained in each specific drug is assigned to an interim or a statutory study committee under subsection (a), the study committee shall issue a final report to the legislative council containing the study committee's findings and recommendations, including any recommended legislation concerning the topic, not later than**

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November 1, 2011.

(c) This SECTION expires December 31, 2011."

and when so amended that said bill do pass.

(Reference is to HB 1502 as printed February 18, 2011.)

STEELE, Chairperson

Committee Vote: Yeas 9, Nays 0.

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