



SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 539 be amended to read as follows:

- 1 Page 3, line 36, delete "review of personnel working knowledge and
- 2 training,".
- 3 Page 4, line 2, after "(2)" delete "the".
- 4 Page 4, line 6, delete "The" and insert **"the"**.
- 5 Page 4, line 15, delete "6-7-2-2" and insert **"6-7-2-8"**.
- 6 Page 4, line 39, delete "certified".
- 7 Page 4, line 39, after "grade additive" insert **"or synthetic flavoring**
- 8 **substance that is"**.
- 9 Page 4, line 40, delete "flavor" and insert **"flavor, that is approved**
- 10 **by the federal Food and Drug Administration as a permissible**
- 11 **flavoring,"**.
- 12 Page 5, delete lines 3 through 8, begin a new paragraph and insert:
- 13 **"Sec. 14. "Locksmith" means a person who, or a firm that**
- 14 **employs at least one (1) employee who, for the previous one (1)**
- 15 **year period has been certified as a certified professional locksmith**
- 16 **by the Associated Locksmiths of America."**
- 17 Page 6, line 2, after "Sec. 2." insert **"(a)"**.
- 18 Page 6, line 19, delete "from" and insert **"to"**.
- 19 Page 6, between lines 21 and 22, begin a new paragraph and insert:
- 20 **"(b) All records subject to audit by the commission under**
- 21 **subsection (a) are declared confidential for the purposes of**
- 22 **IC 5-14-3-4(a)(1) and are not subject to inspection or copying by**
- 23 **the public."**
- 24 Page 7, line 8, delete "and".
- 25 Page 7, between lines 8 and 9, begin a new line double block
- 26 indented and insert:
- 27 **"(E) prohibits the security firm from withholding its**

- 1 **certification as described in clause (D) because the security**
- 2 **equipment of the applicant is not sold by or proprietary to**
- 3 **the security firm; and".**
- 4 Page 7, line 9, delete "(E)" and insert "(F)".
- 5 Page 7, line 11, after "documents" delete ",".
- 6 Page 7, line 11, after "commission" delete ",".
- 7 Page 7, line 14, after "employed" insert "**at least**".
- 8 Page 7, line 14, delete "or".
- 9 Page 7, line 15, delete "more employees" and insert "**employee**".
- 10 Page 7, line 16, delete "are collectively" and insert "**is**".
- 11 Page 7, line 16, delete "by:" and insert "**by both:**".
- 12 Page 8, between lines 30 and 31, begin a new line block indented
- 13 and insert:
- 14 **"(6) Certification by the security firm with which the**
- 15 **manufacturer has a security agreement that the manufacturer**
- 16 **meets all security requirements set forth in section 6(10)**
- 17 **through 6(15) of this chapter and that the security firm will**
- 18 **not withhold its certification because the security equipment**
- 19 **of the manufacturer is not sold by or proprietary to the**
- 20 **security firm."**
- 21 Page 8, line 31, delete "(6)" and insert "(7)".
- 22 Page 8, delete lines 33 through 36.
- 23 Page 9, line 8, delete "and not a public record".
- 24 Page 9, line 20, delete "three (3)" and insert "**ten (10)**".
- 25 Page 10, delete lines 9 through 12, begin a new line block indented
- 26 and insert:
- 27 **"(12) The manufacturer shall have an exclusive high security**
- 28 **key system that limits access to areas where e-liquid is mixed,**
- 29 **bottled, packaged, and stored to authorized personnel only."**
- 30 Page 10, line 23, delete "surveillance and" and insert "**surveillance.**
- 31 **(16) The manufacturer must"**
- 32 Page 10, line 26, delete "(16)" and insert "(17)".
- 33 Page 10, line 28, delete "(17)" and insert "(18)".
- 34 Page 10, line 37, delete "(18)" and insert "(19)".
- 35 Page 11, line 10, after "met;" insert "**and**".
- 36 Page 11, delete line 11.
- 37 Page 11, line 12, delete "(3)" and insert "(2)".
- 38 Page 11, line 12, delete "felony;" and insert "**felony involving a**
- 39 **controlled substance;**".
- 40 Page 11, line 17, after "reapply" insert "**within thirty (30) days**
- 41 **after the date of the denial. There is no application fee for a**
- 42 **reapplication under this subsection."**
- 43 Page 11, delete line 18.
- 44 Page 11, line 29, after "the" insert "**federal**".
- 45 Page 11, line 30, delete "Administration of the United States of
- 46 America." and insert "**Administration.**".

- 1 Page 14, line 22, after "Sec. 4." insert "(a)".
2 Page 14, line 22, delete "any person" and insert "**any:**
3 **(1) producer of e-liquid; or**
4 **(2) other person or entity;**
5 **that distributes an e-liquid not approved for sale in Indiana to a**
6 **retailer for the purposes of resale."**
7 Page 14, line 23, delete "or entity who violates this article.", begin
8 a new paragraph and insert:
9 "**(b)**".
10 Page 14, line 24, after "action" insert "**described in subsection (a)**".
(Reference is to SB 539 as printed February 20, 2015.)

Senator YODER