1. **What is your state’s law on the use of CBD oil in products to be sold to the public, i.e. cosmetics, etc.?**

As of March of 2018, a retailer may sell low THC hemp extract\(^1\) in Indiana if the product packaging complies with Indiana law.\(^2\) To comply, the packaging must contain the following information: the batch number; the Internet address of a web site to obtain batch information; the expiration date; the number of milligrams of low THC hemp extract; the manufacturer; a statement that the product contains not more than three-tenths percent (0.3%) THC, including precursors, by weight; and a scannable bar code or QR code linked to a document that contains information with respect to the manufacture of the low THC hemp extract. That information must include: the batch identification number; product name; batch date; expiration date, not more than two (2) years from the date of manufacture; batch size; total quantity produced; ingredients used, including the ingredient name; name of the company that manufactured the ingredient; company or product identification number or code, if applicable; ingredient lot number; and download link for a certificate of analysis for the low THC hemp extract.\(^3\)

However, the packaging requirements do not apply to the sale of a product that has been approved by the federal Food and Drug Administration or the federal Drug Enforcement Agency as a prescription or over the counter drug.\(^4\)

2. **Regarding privacy issues, has your state adopted its own version of GDPR or how is your state dealing with GDPR requirements? What other privacy laws has your state adopted recently in response to concerns about the lack of protections for consumers?**

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\(^1\)“Low THC hemp extract” means a substance or compound that is derived from or contains any part of the plant Cannabis sativa L. and contains not more than three-tenths percent (0.3%) of (THC).

\(^2\) I.C. 24-4-22-3

\(^3\) I.C. § 24-4-21-4

\(^4\) I.C. 24-4-22-2
Data privacy laws are not new to Indiana and have been a part of the Indiana Code since 2005. The laws can be found under I.C. 24-4-14 et. seq. Indiana law criminalizes the disposal of unencrypted and unredacted personal information of a customer without taking measures to render the information illegible or unusable.