

IC 13-18-24 Chapter 24. Prohibition on Certain Products that Contain Microbeads

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IC 13-18-24-1 "Over the counter drug"

Sec. 1. As used in this chapter, "over the counter drug" means a personal care product that contains a label that:

- (1) identifies the product as a drug as required by 21 CFR 201.66; and
- (2) includes:
 - (A) a drug facts panel; or
 - (B) a statement of active ingredients and a list of the ingredients contained in the personal care product.

As added by P.L.21-2015, SEC.5.

IC 13-18-24-2 "Personal care product"

Sec. 2. (a) As used in this chapter, "personal care product" means:

- (1) an article intended to be:
 - (A) rubbed on;
 - (B) poured on;
 - (C) sprinkled on;
 - (D) sprayed on;
 - (E) introduced into; or
 - (F) otherwise applied to;the human body or a part of the human body for purposes of cleansing, beautifying, promoting the attractiveness of, or altering the appearance of the human body or a part of the human body; and
- (2) any other article intended for use as a component of an article described in subdivision (1).

(b) The term does not include a prescription drug.

As added by P.L.21-2015, SEC.5.

IC 13-18-24-3 "Plastic"

Sec. 3. As used in this chapter, "plastic" means a synthetic material made from linking monomers through a chemical reaction to create an organic polymer chain that may be molded or extruded at high heat into various solid forms that retain the defined shapes of the solid forms:

- (1) during the life cycle of; and
- (2) after the disposal of;

the solid forms.

As added by P.L.21-2015, SEC.5.

IC 13-18-24-4 "Synthetic plastic microbead"

Sec. 4. As used in this chapter, "synthetic plastic microbead" means a solid plastic particle that is:

- (1) less than five (5) millimeters in its largest dimension;

- (2) not biodegradable; and
- (3) intentionally added to a personal care product that:
 - (A) is used to exfoliate or cleanse; and
 - (B) subsequently is rinsed off;the human body or a part of the human body.

As added by P.L.21-2015, SEC.5.

IC 13-18-24-5 Manufacture of personal care products banned

Sec. 5. After December 31, 2017, a person may not manufacture for sale a personal care product, except for an over the counter drug, that contains synthetic plastic microbeads.

As added by P.L.21-2015, SEC.5.

IC 13-18-24-6 Sale of personal care products banned

Sec. 6. After December 31, 2018, a person may not accept for sale a personal care product, except for an over the counter drug, that contains synthetic plastic microbeads.

As added by P.L.21-2015, SEC.5.

IC 13-18-24-7 Manufacture of over the counter drugs banned

Sec. 7. After December 31, 2018, a person may not manufacture for sale an over the counter drug that contains synthetic plastic microbeads.

As added by P.L.21-2015, SEC.5.

IC 13-18-24-8 Sale of over the counter drugs banned

Sec. 8. After December 31, 2019, a person may not accept for sale an over the counter drug that contains synthetic plastic microbeads.

As added by P.L.21-2015, SEC.5.

IC 13-18-24-9 Violations; penalties

Sec. 9. A person who violates this chapter commits a Class B infraction. However, the offense is a Class A infraction if the person has a prior unrelated judgment for a violation of this chapter.

As added by P.L.21-2015, SEC.5.