



SENATE MOTION

MR. PRESIDENT:

I move that Engrossed House Bill 1001 be amended to read as follows:

- 1 Page 105, between lines 4 and 5, begin a new paragraph and insert:
- 2 "SECTION 80. IC 6-7-1-0.4, AS ADDED BY P.L.220-2011,
- 3 SECTION 161, IS AMENDED TO READ AS FOLLOWS
- 4 [EFFECTIVE JANUARY 1, 2026]: Sec. 0.4. **(a)** Notwithstanding
- 5 section 14 of this chapter, revenue stamps paid for before July 1, 2007,
- 6 and in the possession of a distributor may be used after June 30, 2007,
- 7 only if the full amount of the tax imposed by section 12 of this chapter,
- 8 as effective after June 30, 2007, and as amended by P.L.218-2007, is
- 9 remitted to the department under the procedures prescribed by the
- 10 department.
- 11 **(b) Notwithstanding section 14 of this chapter, revenue stamps**
- 12 **paid for before January 1, 2026, and in the possession of a**
- 13 **distributor may be used after December 31, 2025, and before**
- 14 **January 1, 2027, only if the full amount of the tax imposed by**
- 15 **section 12 of this chapter, as amended and effective after December**
- 16 **31, 2025, is remitted to the department under the procedures**
- 17 **prescribed by the department.**
- 18 **(c) Notwithstanding section 14 of this chapter, revenue stamps**
- 19 **paid for before January 1, 2027, and in the possession of a**
- 20 **distributor may be used after December 31, 2026, only if the full**
- 21 **amount of the tax imposed by section 12 of this chapter, as**
- 22 **amended and effective after December 31, 2026, is remitted to the**
- 23 **department under the procedures prescribed by the department.**
- 24 SECTION 81. IC 6-7-1-12, AS AMENDED BY P.L.191-2016,
- 25 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 26 JANUARY 1, 2026]: Sec. 12. The following taxes are imposed, and
- 27 shall be collected and paid as provided in this chapter, upon the sale,

exchange, bartering, furnishing, giving away, or otherwise disposing of cigarettes within the state of Indiana:

(1) On cigarettes weighing not more than three (3) pounds per thousand (1,000), a tax at the rate of:

(A) before January 1, 2026, four and nine hundred seventy-five thousandths cents (\$0.04975) per individual cigarette;

(B) after December 31, 2025, and before January 1, 2027, nine and nine hundred seventy-five thousandths cents (\$0.09975) per individual cigarette; and

(C) after December 31, 2026, fourteen and nine hundred seventy-five thousandths cents (\$0.14975) per individual cigarette.

(2) On cigarettes weighing more than three (3) pounds per thousand (1,000), a tax at the rate of:

(A) before January 1, 2026, six and six hundred twelve thousandths cents (\$0.06612) per individual cigarette;

(B) after December 31, 2025, and before January 1, 2027, thirteen and two hundred fifty-seven thousandths cents (\$0.13257) per individual cigarette; and

(C) after December 31, 2026, nineteen and nine-tenths cents (\$0.199) per individual cigarette;

except that if any cigarettes weighing more than three (3) pounds per thousand (1,000) shall be more than six and one-half (6 1/2) inches in length, they shall be taxable at the rate provided in subdivision (1), counting each two and three-fourths (2 3/4) inches (or fraction thereof) as a separate cigarette.

SECTION 82. IC 6-7-1-28.1, AS AMENDED BY P.L.201-2023, SECTION 110, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2026]: Sec. 28.1. (a) **This subsection applies before January 1, 2026.** The taxes, registration fees, fines, or penalties collected under this chapter shall be deposited in the following manner:

(1) Four and twenty-two hundredths percent (4.22%) of the money shall be deposited in a fund to be known as the cigarette tax fund.

(2) The following amount of the money shall be deposited in the state general fund:

(A) After June 30, 2011, and before July 1, 2013, sixty and twenty-four hundredths percent (60.24%).

(B) After June 30, 2013, and before July 1, 2023, fifty-six and twenty-four hundredths percent (56.24%).

(C) After June 30, 2023, fifty-six and eighty-four hundredths percent (56.84%).

(3) Five and forty-three hundredths percent (5.43%) of the money shall be deposited into the pension relief fund established in

IC 5-10.3-11.

(4) Twenty-seven and five hundredths percent (27.05%) of the money shall be deposited in the healthy Indiana plan trust fund established by IC 12-15-44.2-17.

(5) Two and forty-six hundredths percent (2.46%) of the money shall be deposited in the state general fund for the purpose of paying appropriations for Medicaid—Current Obligations, for provider reimbursements.

(6) The following amount of the money shall be deposited in the state retiree health benefit trust fund established by IC 5-10-8-8.5 as follows:

(A) Before July 1, 2011, five and seventy-four hundredths percent (5.74%).

(B) After June 30, 2011, and before July 1, 2013, zero percent (0%).

(C) After June 30, 2013, four percent (4%).

The money in the cigarette tax fund, the healthy Indiana plan trust fund, or the pension relief fund at the end of a fiscal year does not revert to the state general fund. However, if in any fiscal year, the amount allocated to a fund under subdivision (1) is less than the amount received in fiscal year 1977, then that fund shall be credited with the difference between the amount allocated and the amount received in fiscal year 1977, and the allocation for the fiscal year to the fund under subdivision (2) shall be reduced by the amount of that difference. Money deposited under subdivisions (5) through (6) may not be used for any purpose other than the purpose stated in the subdivision. **This subsection expires December 31, 2026.**

(b) This subsection applies after December 31, 2025, and before January 1, 2027. The taxes, registration fees, fines, or penalties collected under this chapter shall be deposited in the following manner:

(1) Two and fifty-three hundredths percent (2.53%) of the money shall be deposited in a fund to be known as the cigarette tax fund.

(2) Thirty-four and seven hundredths percent (34.07%) of the money shall be deposited in the state general fund.

(3) Three and twenty-five hundredths percent (3.25%) of the money shall be deposited into the pension relief fund established in IC 5-10.3-11.

(4) Sixteen and twenty-one hundredths percent (16.21%) of the money shall be deposited in the healthy Indiana plan trust fund established by IC 12-15-44.2-17.

(5) Forty-one and fifty-four hundredths percent (41.54%) of the money shall be deposited in the state general fund for the purpose of paying appropriations for Medicaid—Current Obligations, for provider reimbursements.

(6) Two and four-tenths percent (2.4%) of the money shall be deposited in the state retiree health benefit trust fund established by IC 5-10-8-8.5.

The money in the cigarette tax fund, the healthy Indiana plan trust fund, or the pension relief fund at the end of a fiscal year does not revert to the state general fund. However, if in any fiscal year, the amount allocated to a fund under subdivision (1) is less than the amount received in fiscal year 1977, then that fund shall be credited with the difference between the amount allocated and the amount received in fiscal year 1977, and the allocation for the fiscal year to the fund under subdivision (2) shall be reduced by the amount of that difference. Money deposited under subdivisions (5) through (6) may not be used for any purpose other than the purpose stated in the subdivision. This subsection expires December 31, 2026.

(c) This subsection applies after December 31, 2026. The taxes, registration fees, fines, or penalties collected under this chapter shall be deposited in the following manner:

(1) Two and six hundredths percent (2.06%) of the money shall be deposited in a fund to be known as the cigarette tax fund.

(2) Twenty-seven and seventy-eight hundredths percent (27.78%) of the money shall be deposited in the state general fund.

(3) Two and sixty-five hundredths percent (2.65%) of the money shall be deposited into the pension relief fund established in IC 5-10.3-11.

(4) Thirteen and twenty-two hundredths percent (13.22%) of the money shall be deposited in the healthy Indiana plan trust fund established by IC 12-15-44.2-17.

(5) Fifty-two and thirty-four hundredths percent (52.34%) of the money shall be deposited in the state general fund for the purpose of paying appropriations for Medicaid—Current Obligations, for provider reimbursements.

(6) One and ninety-five hundredths percent (1.95%) of the money shall be deposited in the state retiree health benefit trust fund established by IC 5-10-8-8.5.

The money in the cigarette tax fund, the healthy Indiana plan trust fund, or the pension relief fund at the end of a fiscal year does not revert to the state general fund. However, if in any fiscal year, the amount allocated to a fund under subdivision (1) is less than the amount received in fiscal year 1977, then that fund shall be credited with the difference between the amount allocated and the amount received in fiscal year 1977, and the allocation for the fiscal year to the fund under subdivision (2) shall be reduced by the amount of that difference. Money deposited under subdivisions (5) through (6) may not be used for any purpose other than the

- 1 **purpose stated in the subdivision."**
- 2 Renumber all SECTIONS consecutively.
(Reference is to EHB 1001 as printed April 11, 2025.)

Senator QADDOURA