



STATE OF INDIANA
ALCOHOL AND TOBACCO COMMISSION

302 West Washington Street
IGCS Room E114
Indianapolis, IN 46204

Telephone 317 / 232-2430
Fax 317 / 233-6114
www.IN.gov/atc

January 27, 2025

[TC HOLDER NAME]
[EMAIL]

RE: [TC MASTER NUMBER]

The Alcohol and Tobacco Commission and the Indiana State Excise Police are seeing an alarming trend with tobacco certificate holders selling nitrous oxide canisters for the purposes of intoxication, including:

- Storing the nitrous oxide tanks out of customer view and only offering them for sale upon request for intoxicating substances;
- Selling nitrous oxide tanks with no additional culinary items such as a whipping syphon or cream;
- Selling nitrous oxide tanks with items used to ingest the nitrous oxide, including a balloon; and
- Providing customers, including minors, with instructions on how to use a nitrous oxide tank for the purposes of intoxication.

This is illegal under IC 35-46-6-3 and could result in criminal charges and administrative violations issued against your permit.

If you sell nitrous oxide tanks for the purpose of intoxication, please immediately cease all illegal sales. If you have information about a tobacco certificate location selling nitrous oxide for the purpose of intoxication, you may file a complaint with the [district office](#).

We appreciate all certificate holders that strive to operate in a manner that is safe and healthy for the communities they serve.

Sincerely,

Jessica Allen, Chairwoman