



PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1424 be amended to read as follows:

1       Page 2, line 38, delete "IC 16-42-5.4-3)." and insert "**IC**  
2       **16-42-5.4-4).**"  
3       Page 3, between lines 6 and 7, begin a new paragraph and insert:  
4           "SECTION 4. IC 16-18-2-293.9 IS ADDED TO THE INDIANA  
5       CODE AS A NEW SECTION TO READ AS FOLLOWS  
6       [EFFECTIVE JULY 1, 2026]: **Sec. 293.9. "Produce", for purposes**  
7       **of IC 16-42-5.4, has the meaning set forth in IC 16-42-5.4-3.**"  
8       Page 3, line 11, delete "IC 16-42-5.4-3." and insert "**IC**  
9       **16-42-5.4-4).**"  
10       Page 6, line 9, delete "IC 16-42-5.4-3)." and insert "**IC**  
11       **16-42-5.4-4).**"  
12       Page 6, line 14, delete "IC 16-42-5.4-3);" and insert "**IC**  
13       **16-42-5.4-4);".  
14       Page 6, between lines 38 and 39, begin a new paragraph and insert:  
15           "**Sec. 3. As used in this chapter, "produce" means any**  
16       **agricultural or naturally occurring product that is:**  
17           **(1) grown, cultivated, raised, or harvested for human**  
18           **consumption; and**  
19           **(2) not prohibited by state or federal law.**"  
20       Page 6, line 39, delete "3." and insert "4."  
21       Page 7, line 6, delete "4." and insert "5."**

1       Page 7, line 13, delete "5." and insert "6."  
2       Page 7, delete lines 21 through 27, begin a new line block indented  
3       and insert:  
4       **"(4) Produce."**  
5       Page 7, line 30, delete "6." and insert "7."  
6       Page 8, line 2, delete "7." and insert **"8."**  
7       Page 8, line 11, delete "IC 16-42-5.4-3);" and insert **"IC**  
8       **16-42-5.4-4);".**  
9       Page 8, between lines 13 and 14, begin a new paragraph and insert:  
10       "SECTION 1. IC 22-12-1-4, AS AMENDED BY P.L.142-2013,  
11       SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
12       JULY 1, 2026]: Sec. 4. (a) "Class 1 structure" means any part of the  
13       following:  
14       (1) A building or structure that is intended to be or is occupied or  
15       otherwise used in any part by any of the following:  
16           (A) The public.  
17           (B) Three (3) or more tenants.  
18           (C) One (1) or more persons who act as the employees of  
19           another.  
20       (2) A site improvement affecting access by persons with physical  
21       disabilities to a building or structure described in subdivision (1).  
22       (3) Outdoor event equipment.  
23       (4) Any class of buildings or structures that the commission  
24       determines by rules to affect a building or structure described in  
25       subdivision (1), except buildings or structures described in  
26       subsections (c) through (f).  
27       (b) Subsection (a)(1) includes a structure that contains three (3) or  
28       more condominium units (as defined in IC 32-25-2-9) or other units  
29       that:  
30           (1) are intended to be or are used or leased by the owner of the  
31           unit; and  
32           (2) are not completely separated from each other by an  
33           unimproved space.  
34       (c) Subsection (a)(1) does not include a building or structure that:  
35           (1) is intended to be or is used only for an agricultural purpose on  
36           the land where it is located; and  
37           (2) is not used for retail trade or is a stand used for retail sales of  
38           farm produce for eight (8) or less consecutive months in a  
39           calendar year.  
40       (d) Subsection (a)(1) does not include a Class 2 structure.  
41       (e) Subsection (a)(1) does not include a vehicular bridge.  
42       (f) Subsection (a)(1) does not include a structure that is intended to  
43       be or is occupied solely to provide periodic maintenance or repair of:  
44           (1) the structure; or  
45           (2) mechanical or electrical equipment located within and affixed  
46           to the structure.

1                   **(g) Subsection (a)(1) does not include a structure or building**  
2                   **that is used for the sale of an item described in IC 16-42-5.4-6 by:**  
3                   **(1) a homestead vendor (as defined in IC 16-42-5.4-1); or**  
4                   **(2) the owner of a small farm (as defined in IC 16-42-5.4-4).".**

5                   Renumber all SECTIONS consecutively.

(Reference is to HB 1424 as printed January 13, 2026.)

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Representative Smith H