



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WITHDRAWN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.)

Representative Smith H