

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1272 be amended to read as follows:

- 1 Page 5, line 11, after "sold." insert "**However, if the retail sales**
- 2 **stand is run by and the proceeds are for the benefit of a municipal**
- 3 **corporation (as defined in IC 36-1-2-10) or a nonprofit**
- 4 **organization exempt from federal taxation under 501(c)(3) of the**
- 5 **Internal Revenue Code, the temporary business site is not required**
- 6 **to be a permanent structure."**
- 7 Page 8, line 15, after "stands" insert "**that are permanent**
- 8 **structures"**.
- 9 Page 8, line 18, after "permit" insert "**made under subsection (a)**".
- 10 Page 8, between lines 26 and 27, begin a new paragraph and insert:
- 11 "**(c) A retailer selling fireworks at one (1) or more temporary**
- 12 **stands that are not permanent structures must obtain a fireworks**
- 13 **sales stand permit, referred to in this section as a "permit", from**
- 14 **the state fire marshal.**
- 15 **(d) An application for a permit made under subsection (c) must**
- 16 **be made before June 1 of each year and must require that at least**
- 17 **the following information be supplied by the retailer:**
- 18 **(1) The retailer's federal tax exempt identification number.**
- 19 **(2) The location of each retail sales stand.**
- 20 **An application made under this subsection may be for the purpose**
- 21 **of selling only snakes or glow worms, smoke devices, wire sparkler**
- 22 **novelties, and trick noisemakers. The state fire marshal shall,**
- 23 **within seven (7) days after the receipt of an application for a**
- 24 **permit, either issue the permit or notify the applicant of the denial**

- 1 **of the permit."**
- 2 Page 8, line 27, strike "(c)" and insert "**(e)**".
- 3 Page 8, line 31, strike "(d)" and insert "**(f)**".
- 4 Page 8, line 37, strike "(e)" and insert "**(g)**".
- 5 Page 8, line 42, strike "(f)" and insert "**(h)**".
(Reference is to HB 1272 as printed February 14, 2001.)

Representative Frizzell