

# HOUSE BILL No. 1162

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 35-47-9.

**Synopsis:** Armed officers on school property. Allows: (1) off duty; and (2) retired; law enforcement officers to carry a handgun in or on school property. Allows: (1) reserve; and (2) former reserve; law enforcement officers to carry a handgun in or on school property.

**Effective:** July 1, 2017.

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January 9, 2017, read first time and referred to Committee on Public Policy.

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First Regular Session of the 120th General Assembly (2017)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2016 Regular Session of the General Assembly.

## HOUSE BILL No. 1162

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A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 35-47-9-0.5 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2017]: **Sec. 0.5. (a) As used in this chapter, "reserve law  
4 enforcement officer" means a reserve law enforcement officer who  
5 has successfully completed the pre-basic law enforcement officer  
6 training course described in IC 5-2-1-9(f).**

7 **(b) As used in this chapter, "former reserve law enforcement  
8 officer" means a former reserve law enforcement officer who has:  
9 (1) successfully completed the pre-basic law enforcement  
10 training course described in IC 5-2-1-9(f); and  
11 (2) not been discharged for cause by an employing law  
12 enforcement agency.**

13 SECTION 2. IC 35-47-9-1, AS AMENDED BY P.L.157-2014,  
14 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
15 JULY 1, 2017]: Sec. 1. (a) This chapter does not apply to the following:

16 (1) A:  
17 (A) federal;



- 1 (B) state; ~~or~~  
 2 (C) local;  
 3 **(D) off duty;**  
 4 **(E) reserve;**  
 5 **(F) former reserve; or**  
 6 **(G) retired;**  
 7 law enforcement officer.
- 8 (2) A person who may legally possess a firearm and who has been  
 9 authorized by:  
 10 (A) a school board (as defined by IC 20-26-9-4); or  
 11 (B) the body that administers a charter school established  
 12 under IC 20-24;  
 13 to carry a firearm in or on school property.
- 14 (3) Except as provided in subsection (b) or (c), a person who:  
 15 (A) may legally possess a firearm; and  
 16 (B) possesses the firearm in a motor vehicle.
- 17 (4) A person who is a school resource officer, as defined in  
 18 IC 20-26-18.2-1.
- 19 (5) Except as provided in subsection (b) or (c), a person who:  
 20 (A) may legally possess a firearm; and  
 21 (B) possesses only a firearm that is:  
 22 (i) locked in the trunk of the person's motor vehicle;  
 23 (ii) kept in the glove compartment of the person's locked  
 24 motor vehicle; or  
 25 (iii) stored out of plain sight in the person's locked motor  
 26 vehicle.
- 27 (b) For purposes of subsection (a)(3) and (a)(5), a person does not  
 28 include a person who is:  
 29 (1) enrolled as a student in any high school except if the person is  
 30 a high school student and is a member of a shooting sports team  
 31 and the school's principal has approved the person keeping a  
 32 firearm concealed in the person's motor vehicle on the days the  
 33 person is competing or practicing as a member of a shooting  
 34 sports team; or  
 35 (2) a former student of the school if the person is no longer  
 36 enrolled in the school due to a disciplinary action within the  
 37 previous twenty-four (24) months.
- 38 (c) For purposes of subsection (a)(3) and (a)(5), a motor vehicle  
 39 does not include a motor vehicle owned, leased, or controlled by a  
 40 school or school district unless the person who possesses the firearm  
 41 is authorized by the school or school district to possess a firearm.

