

# SENATE BILL No. 416

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 34-6-2-138.5; IC 34-30-34.

**Synopsis:** Target shooting liability. Provides that a person who enters a shooting range that is, or whose instructors and range safety officers are, certified by a nationally recognized shooting organization, and that posts and maintains signage concerning liability for the purpose of target shooting does not have an assurance that the premises is safe for that purpose.

**Effective:** July 1, 2022.

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## Gaskill

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January 12, 2022, read first time and referred to Committee on Judiciary.

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Second Regular Session of the 122nd General Assembly (2022)

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 2021 Regular Session of the General Assembly.

# SENATE BILL No. 416



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

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

1 SECTION 1. IC 34-6-2-138.5 IS ADDED TO THE INDIANA  
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2022]: **Sec. 138.5. "Shooting range", for**  
4 **purposes of IC 34-30-34, has the meaning set forth in**  
5 **IC 34-30-34-1.**

6 SECTION 2. IC 34-30-34 IS ADDED TO THE INDIANA CODE  
7 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
8 JULY 1, 2022]:

9 **Chapter 34. Immunity From Liability for Target Shooting**

10 **Sec. 1. As used in this chapter, "shooting range" means a**  
11 **shooting range:**

- 12 (1) that is; or
- 13 (2) whose instructors and range safety officers are;
- 14 certified by a nationally recognized shooting organization.

15 **Sec. 2. A person who enters a shooting range:**

- 16 (1) with or without express or implied permission; and
- 17 (2) either:



- 1 (A) without the payment of monetary consideration; or  
 2 (B) with the payment of monetary consideration directly or  
 3 indirectly on the person's behalf by an agency of the state  
 4 or federal government;  
 5 for the purpose of target shooting or preparing to target shoot does  
 6 not have an assurance that the shooting range is safe for that  
 7 purpose.
- 8 **Sec. 3. (a) The owner of the shooting range described in section**  
 9 **2 of this chapter does not:**
- 10 (1) assume responsibility; or  
 11 (2) incur liability;  
 12 for an injury to a person or property caused by an act or failure to  
 13 act of other persons using the shooting range, so long as the  
 14 shooting range posts and maintains a sign on which is printed the  
 15 warning notice described in section 4 of this chapter.
- 16 (b) The sign must be placed in a clearly visible location at the  
 17 main point of entrance to the shooting range.
- 18 (c) The warning notice on the sign must be printed in black  
 19 letters, and each letter must be at least one (1) inch in height.
- 20 **Sec. 4. The warning notice that must be printed on a sign**  
 21 **described in section 3 of this chapter is as follows:**  
 22 **"WARNING**  
 23 **Under Indiana law, a shooting range is not liable for an injury**  
 24 **to, or the death of, a participant in target shooting at this location**  
 25 **if the death or injury results from the inherent risks of target**  
 26 **shooting.**  
 27 **Inherent risks of target shooting include risks of injury inherent**  
 28 **to land, target shooting equipment, and animals, as well as the**  
 29 **potential for you to act in a negligent manner that may contribute**  
 30 **to your injury or death or for other participants to act in a manner**  
 31 **that may cause you injury or cause your death.**  
 32 **You are assuming the risk of participating in target shooting."**
- 33 **Sec. 5. This chapter does not affect Indiana case law on the**  
 34 **liability of owners or possessors of premises with respect to the**  
 35 **following:**
- 36 (1) Business invitees in commercial establishments.  
 37 (2) The attractive nuisance doctrine.
- 38 **Sec. 6. This chapter does not excuse the owner or occupant of a**  
 39 **shooting range from liability for injury to a person or property**  
 40 **caused by the gross negligence or willful or wanton misconduct of**  
 41 **the owner or occupant.**

