



Reprinted
February 4, 2020

SENATE BILL No. 263

DIGEST OF SB 263 (Updated February 3, 2020 4:01 pm - DI 110)

Citations Affected: IC 10-21; IC 22-11; IC 35-47.

Synopsis: Specialized weapons training. Provides that, before an employee or any other staff member of a school corporation, charter school, or nonpublic school, may carry a firearm in or on school property as authorized by a school board of the school corporation, charter school, or nonpublic school, the employee or staff member shall do the following: (1) Successfully complete certain specialized weapons training or other firearm training. (2) Provide proof to the school board that the employee or other staff member has successfully completed the training. (3) Complete the Minnesota multiphasic personality inventory 2 (MMPI-II) and provide the results from the inventory to the school board of the school corporation, charter school, or nonpublic school. Establishes requirements for specialized weapons training. Requires an employee or any other staff member of a school corporation, charter school, or nonpublic school to successfully complete sixteen hours of weapons training each year that the employee or staff member is authorized and intends to carry a firearm in or on school property. Provides that the specialized weapons training must be provided by a person or entity approved by the school board of the school corporation, charter school, or nonpublic school. Allows a school to barricade or block a door during an active shooter drill or during an active shooter emergency occurring in a school building.

Effective: July 1, 2020.

Holdman, Garten, Crane, Busch

January 13, 2020, read first time and referred to Committee on Education and Career Development.

January 30, 2020, amended, reported favorably — Do Pass.

February 3, 2020, read second time, amended, ordered engrossed.

SB 263—LS 6550/DI 107



Reprinted
February 4, 2020

Second Regular Session of the 121st General Assembly (2020)

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 2019 Regular Session of the General Assembly.

SENATE BILL No. 263

A BILL FOR AN ACT to amend the Indiana Code concerning public safety.

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

- 1 SECTION 1. IC 10-21-2 IS ADDED TO THE INDIANA CODE AS
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2020]:
4 **Chapter 2. Specialized Weapons Training for Employees or**
5 **Staff Members of a School**
6 **Sec. 1. As used in this chapter, "charter school" has the meaning**
7 **set forth in IC 20-24-1-4.**
8 **Sec. 2. As used in this chapter, "nonpublic school" means a**
9 **school that:**
10 **(1) is not:**
11 **(A) maintained by a school corporation; or**
12 **(B) a charter school; and**
13 **(2) employs at least one (1) employee.**
14 **The term includes a private school or a parochial school.**
15 **Sec. 3. As used in this chapter, "school board" means:**
16 **(1) when applicable to a public school of Indiana other than**
17 **a charter school, the board of school trustees, board of school**

SB 263—LS 6550/DI 107



1 commissioners, school board of incorporated towns and cities,
2 and township school trustees;

3 (2) when applicable to a nonpublic school, a person or agency
4 in active charge and management of the school; or

5 (3) when applicable to a charter school, the body that
6 administers the charter school.

7 Sec. 4. As used in this chapter, "school corporation" has the
8 meaning set forth in IC 20-18-2-16(a).

9 Sec. 5. (a) This section applies to a school corporation, charter
10 school, or nonpublic school in which the school board of the school
11 corporation, charter school, or nonpublic school authorizes a
12 person other than a law enforcement officer or school resource
13 officer to carry a firearm in or on school property.

14 (b) Before an employee or any other staff member, other than
15 a law enforcement officer or school resource officer, of a school
16 corporation, charter school, or nonpublic school may carry a
17 firearm in or on school property as authorized by a school board
18 of the school corporation, charter school, or nonpublic school, the
19 employee or staff member shall do the following:

20 (1) Successfully complete or have successfully completed:

21 (A) the specialized weapons training described in section 7
22 of this chapter; or

23 (B) other firearm training approved by a school
24 corporation, charter school, or nonpublic school as
25 described in section 10 of this chapter.

26 (2) Provide proof to the school board that the employee or
27 other staff member has successfully completed the specialized
28 weapons training described in section 7 of this chapter or
29 other approved firearm training described in section 10 of this
30 chapter.

31 (3) Complete the Minnesota multiphasic personality inventory
32 2 (MMPI-II) and provide the results of the inventory to the
33 school board as required under section 6 of this chapter.

34 (c) An employee or other staff member of a school corporation,
35 charter school, or nonpublic school described in subsection (b)
36 shall successfully complete sixteen (16) hours of weapons training
37 each year that the employee or staff member is authorized and
38 intends to carry a firearm in or on school property.

39 Sec. 6. Before an employee or other staff member of a school
40 corporation, charter school, or nonpublic school described in
41 section 5(b) of this chapter may carry a firearm in or on school
42 property as authorized by the school board of the school



1 corporation, charter school, or nonpublic school, the employee or
2 other staff member must:

- 3 (1) successfully complete the Minnesota multiphasic
4 personality inventory 2 (MMPI-II); and
5 (2) provide the results from the Minnesota multiphasic
6 personality inventory 2 (MMPI-II) to the school board of the
7 school corporation, charter school, or nonpublic school.

8 Sec. 7. (a) The specialized weapons training required under
9 section 5(b)(1)(A) of this chapter must include the following:

10 (1) Not less than three and one-half (3 1/2) hours of
11 instruction with an attorney licensed to practice law in
12 Indiana concerning the following:

- 13 (A) Facts regarding school shootings.
14 (B) The use of knives and other weapons in school attacks.
15 (C) The legal responsibilities and liabilities regarding the
16 lawful use of force to protect a person.
17 (D) Safe and effective handling of weapons.

18 (2) Not less than one (1) hour of instruction by a mental health
19 professional concerning the following:

- 20 (A) Effects on a person of taking another person's life.
21 (B) Identifying aberrant behavior.
22 (C) Identifying pre-indicators of violence.
23 (D) Effects of traumatic events.

24 (3) Not less than one-half (1/2) hour of training that includes:

- 25 (A) instruction concerning 911 emergency telephone calls,
26 including:
27 (i) keeping key location information close by; and
28 (ii) reviewing necessary and important details with law
29 enforcement; and
30 (B) active role playing of a 911 emergency telephone call
31 with a first responder under pressure.

32 (4) Not less than five (5) hours of training concerning the
33 following:

- 34 (A) Firearm auditory identifier and recognition exercises.
35 (B) Safe handling of weapons.
36 (C) Proper draw stroke.
37 (D) Empty hand skill development.
38 (E) Defending a weapon and retention of a weapon.
39 (F) Effective striking, disengaging, and staying on your
40 feet.
41 (G) Fighting in awkward positions.
42 (H) When a firearm should be drawn or deployed and



- 1 when a firearm should be not drawn or deployed.
- 2 (5) Not less than one (1) hour of instruction concerning
- 3 terminal ballistics.
- 4 (6) Not less than one (1) hour of instruction concerning the
- 5 following:
- 6 (A) Vital area targets for stopping attackers.
- 7 (B) Reloading, movement, and communication.
- 8 (C) Review of weapons, including:
- 9 (i) an explanation regarding types of weapons;
- 10 (ii) functional elements of weapons;
- 11 (iii) malfunctions that are common in weapons; and
- 12 (iv) elimination of panic movement.
- 13 (D) Threat discernment.
- 14 (E) Verbal judo and verbal agility.
- 15 (7) Not less than one (1) hour of instruction concerning the
- 16 following:
- 17 (A) Cover versus concealment.
- 18 (B) Improvised armor and weapons.
- 19 (8) Not less than one (1) hour of instruction by a trauma
- 20 trained health care provider licensed in Indiana or an active
- 21 duty, retired, or reserve military medic of the United States
- 22 armed forces or Indiana National Guard concerning the
- 23 following:
- 24 (A) First aid to stop bleeding.
- 25 (B) Applying a tourniquet or use of an improvised
- 26 tourniquet.
- 27 (C) Treating shock.
- 28 (D) Quick action field medical care.
- 29 (9) Not less than six (6) hours of training on the topic of
- 30 marksmanship, including the following:
- 31 (A) Pre-range safety brief.
- 32 (B) Basic and advanced marksmanship.
- 33 (10) Not less than twenty (20) hours of scenario based training
- 34 that includes the following:
- 35 (A) The topics of inoculate stress and thinking on your feet.
- 36 (B) Automatic response scenario training that includes
- 37 four (4) scenarios:
- 38 (i) in which each employee or staff member of the school
- 39 participates in all four (4) scenarios and is debriefed
- 40 after the scenarios;
- 41 (ii) that include the use of simulated, marking munitions
- 42 and guns that cannot fire live munitions;



1 (iii) that do not include a minor as a role player or
2 trainer;

3 (iv) that include local law enforcement aids in
4 demonstrating what occurs after law enforcement
5 arrives on a scene; and

6 (v) that include training on how to behave when
7 encountering first responders.

8 (b) The specialized weapon training described in subsection (a)
9 must be provided by a person or entity approved by the applicable
10 school board under section 8 of this chapter.

11 Sec. 8. (a) A school board of a school corporation, charter
12 school, or nonpublic school may approve one (1) or more persons
13 or entities to provide specialized weapons training under section
14 5(b)(1)(A) of this chapter to the employees or other staff members
15 of the school corporation, charter school, or nonpublic school.

16 (b) To be approved by a school board to provide specialized
17 weapons training under this chapter, the person or entity must
18 meet the following requirements:

19 (1) The person or entity applies for approval with the school
20 board.

21 (2) The person or entity provides to the school board a
22 training plan that meets or exceeds the requirements
23 established under section 7(a) of this chapter.

24 (3) The person or entity has a training team that operates in
25 consultation with the following:

26 (A) A physician licensed in Indiana.

27 (B) A law enforcement officer who:

28 (i) works in Indiana for a law enforcement agency; or

29 (ii) has retired from a law enforcement agency in
30 Indiana.

31 (C) A mental health professional.

32 (D) An attorney licensed in Indiana who is a member of the
33 Indiana bar.

34 (E) A firearms instructor who:

35 (i) holds a valid certification from the National Rifle
36 Association; and

37 (ii) has a minimum of five (5) years of documented
38 professional instruction experience.

39 (F) An educator who teaches at a school in Indiana.

40 (G) A martial arts instructor who is certified by a national
41 martial arts organization.

42 Sec. 9. A school board may approve a person or entity to



1 provide specialized weapons training under section 5(b)(1)(A) of
 2 this chapter if the person or entity meets the requirements of
 3 sections 7 and 8 of this chapter.

4 **Sec. 10. (a) This section applies to a school corporation, charter**
 5 **school, or nonpublic school that, before July 1, 2020, did the**
 6 **following:**

7 (1) Authorized a person other than a law enforcement officer
 8 or school resource officer to carry a firearm in or on school
 9 property.

10 (2) Approved firearm training for an employee or other staff
 11 member of the school corporation, charter school, or
 12 nonpublic school.

13 (b) An employee or staff member of a school corporation,
 14 charter school, or nonpublic school meets the requirements of
 15 section 5(b)(1)(B) of this chapter if the employee or staff member
 16 successfully completes or completed firearm training approved by
 17 the school corporation, charter school, or nonpublic school as
 18 described in subsection (a).

19 **Sec. 11. Nothing in this chapter may be construed to:**

20 (1) require an employee or other staff member of a school
 21 corporation, charter school, or nonpublic school to carry a
 22 firearm in or on school property; or

23 (2) authorize a school board or a school corporation, charter
 24 school, or nonpublic school to require an employee or other
 25 staff member of a school corporation, charter school, or
 26 nonpublic school to carry a firearm in or on school property.

27 SECTION 2. IC 22-11-17-2, AS AMENDED BY P.L.211-2018(ss),
 28 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 29 JULY 1, 2020]: Sec. 2. (a) Except as provided in subsections (b) and
 30 (d) and section 2.5 of this chapter, an owner of a public building shall
 31 not permit an exit to be locked or obstructed in any manner that denies
 32 the public a continuous and unobstructed means of egress while
 33 lawfully occupied by anyone who is not an officer or an employee.

34 (b) The commission may adopt rules under IC 4-22-2 that:

35 (1) allow the owner of a public building to equip an exit with a
 36 special egress control device;

37 (2) limit the circumstances under which a special egress control
 38 device may be used; and

39 (3) allow an exit that was in compliance with the rules of the
 40 commission when the exit was constructed to be equipped with a
 41 special egress control device.

42 (c) An owner of a public building shall not permit a fire alarm to be



1 disconnected or otherwise rendered inoperative, except in cases of
2 routine maintenance or for repair.

3 (d) A school that has one (1) or more employees may barricade or
4 block a door **under the following circumstances:**

5 (1) For a period not to exceed three (3) minutes in the event of an
6 unplanned fire alarm activation in order for a designated school
7 official to investigate the alarm. The school must initiate
8 evacuation and safety procedures after the three (3) minute period
9 expires. However, the period may be extended in the event that an
10 active shooter has been verified to be on the school's property.

11 (2) **During an active shooter drill or during an active shooter**
12 **emergency in the school building. Any device used to block or**
13 **barricade a door during an active shooter drill or active**
14 **shooter emergency must be removed or disengaged**
15 **immediately after an all clear has been given or if evacuation**
16 **is necessary. Devices used under this subdivision must remain**
17 **compliant with all other applicable building and fire safety**
18 **laws, rules, and regulations.**

19 SECTION 3. IC 35-47-9-1, AS AMENDED BY P.L.107-2019,
20 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
21 JULY 1, 2020]: Sec. 1. (a) This chapter does not apply to the following:

22 (1) A:

- 23 (A) federal;
- 24 (B) state; or
- 25 (C) local;

26 law enforcement officer.

27 (2) A person who may legally possess a firearm and who, **subject**
28 **to IC 10-21-2**, has been authorized by:

- 29 (A) a school board (as defined by IC 20-26-9-4); or
- 30 (B) the body that administers a charter school established
31 under IC 20-24;

32 to carry a firearm in or on school property.

33 (3) Except as provided in subsection (b) or (c), a person who:

- 34 (A) may legally possess a firearm; and
- 35 (B) possesses the firearm in a motor vehicle.

36 (4) A person who is a school resource officer, as defined in
37 IC 20-26-18.2-1.

38 (5) Except as provided in subsection (b) or (c), a person who:

- 39 (A) may legally possess a firearm; and
- 40 (B) possesses only a firearm that is:
 - 41 (i) locked in the trunk of the person's motor vehicle;
 - 42 (ii) kept in the glove compartment of the person's locked



- 1 motor vehicle; or
 2 (iii) stored out of plain sight in the person's locked motor
 3 vehicle.
 4 (6) A person who:
 5 (A) may legally possess a firearm; and
 6 (B) possesses a firearm on school property in connection with
 7 or while:
 8 (i) attending a worship service or religious ceremony
 9 conducted at a house of worship located on the school
 10 property; or
 11 (ii) carrying out the person's official duties at a house of
 12 worship located on the school property, if the person is
 13 employed by or a volunteer at the house of worship.
 14 This subdivision does not affect the right of a property owner to
 15 prohibit, in whole or in part, the possession of a firearm on a
 16 property where a school or house of worship is located.
 17 (b) For purposes of subsection (a)(3) and (a)(5), a person does not
 18 include a person who is:
 19 (1) enrolled as a student in any high school except if the person is
 20 a high school student and is a member of a shooting sports team
 21 and the school's principal has approved the person keeping a
 22 firearm concealed in the person's motor vehicle on the days the
 23 person is competing or practicing as a member of a shooting
 24 sports team; or
 25 (2) a former student of the school if the person is no longer
 26 enrolled in the school due to a disciplinary action within the
 27 previous twenty-four (24) months.
 28 (c) For purposes of subsection (a)(3) and (a)(5), a motor vehicle
 29 does not include a motor vehicle owned, leased, or controlled by a
 30 school or school district unless the person who possesses the firearm
 31 is, **subject to IC 10-21-2**, authorized by the school or school district to
 32 possess a firearm.



COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 263, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, delete lines 1 through 17.

Delete page 3.

Page 4, delete lines 1 through 13.

Page 4, delete lines 19 through 20.

Page 4, line 21, delete "2." and insert "1."

Page 4, delete lines 23 through 26.

Page 4, line 27, delete "5." and insert "2."

Page 4, line 34, delete "6." and insert "3."

Page 4, line 35, delete "Indiana," and insert "**Indiana other than a charter school,**".

Page 4, line 39, delete "school other than a public school," and insert "**nonpublic school,**".

Page 5, line 2, delete "7." and insert "4."

Page 5, line 4, delete "8." and insert "5."

Page 5, line 9, delete "member" and insert "**member, other than a law enforcement officer or school resource officer,**".

Page 5, line 15, delete "11" and insert "7".

Page 5, line 20, delete "proof of completion" and insert "**the results of the inventory to the school board**".

Page 5, line 21, delete "10" and insert "6".

Page 5, line 23, after "nonpublic school" insert "**described in subsection (b)**".

Page 5, line 25, after "member" insert "**is authorized and**".

Page 5, delete lines 26 through 42.

Page 6, delete lines 1 through 15, begin a new paragraph and insert:

"Sec. 6. Before an employee or other staff member of a school corporation, charter school, or nonpublic school described in section 7(b) of this chapter may carry a firearm in or on school property as authorized by the school board of the school corporation, charter school, or nonpublic school, the employee or other staff member must:

(1) successfully complete the Minnesota multiphasic personality inventory 2 (MMPI-II); and

(2) provide the results from the Minnesota multiphasic personality inventory 2 (MMPI-II) to the school board of the



school corporation, charter school, or nonpublic school."

Page 6, line 16, delete "11." and insert "7."

Page 6, line 17, delete "8" and insert "5".

Page 6, line 17, delete "or paid for using a grant from the Indiana".

Page 6, line 18, delete "safe schools fund as provided under section 9 of this chapter".

Page 8, line 19, delete "board" and insert "**applicable school board**".

Page 8, line 20, delete "12" and insert "8".

Page 8, line 21, delete "12." and insert "**8. (a) A school board of a school corporation, charter school, or nonpublic school may approve one (1) or more persons or entities to provide specialized weapons training under this chapter to the employees or other staff members of the school corporation, charter school, or nonpublic school.**

(b)".

Page 8, line 21, delete "by the" and insert "**by a school**".

Page 8, line 24, after "with the" insert "**school**".

Page 8, delete lines 25 through 32, begin a new line block indented and insert:

"(2) The person or entity provides to the school board a training plan that meets or exceeds the requirements established under section 7(a) of this chapter."

Page 9, line 9, delete "13. The board shall" and insert "**9. A school board may**".

Page 9, line 11, delete "11 and 12" and insert "**7 and 8**".

Page 9, between lines 11 and 12, begin a new paragraph and insert:

"Sec. 10. Nothing in this chapter may be construed to:

(1) require an employee or other staff member of a school corporation, charter school, or nonpublic school to carry a firearm in or on school property; or

(2) authorize a school board or a school corporation, charter school, or nonpublic school to require an employee or other staff member of a school corporation, charter school, or nonpublic school to carry a firearm in or on school property."

Page 9, delete lines 12 through 27.

Page 10, after line 19, begin a new paragraph and insert:

"SECTION 4. IC 35-47-9-1, AS AMENDED BY P.L.107-2019, SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2020]: Sec. 1. (a) This chapter does not apply to the following:

(1) A:

(A) federal;



(B) state; or

(C) local;

law enforcement officer.

(2) A person who may legally possess a firearm and who, **subject to IC 10-21-2**, has been authorized by:

(A) a school board (as defined by IC 20-26-9-4); or

(B) the body that administers a charter school established under IC 20-24;

to carry a firearm in or on school property.

(3) Except as provided in subsection (b) or (c), a person who:

(A) may legally possess a firearm; and

(B) possesses the firearm in a motor vehicle.

(4) A person who is a school resource officer, as defined in IC 20-26-18.2-1.

(5) Except as provided in subsection (b) or (c), a person who:

(A) may legally possess a firearm; and

(B) possesses only a firearm that is:

(i) locked in the trunk of the person's motor vehicle;

(ii) kept in the glove compartment of the person's locked motor vehicle; or

(iii) stored out of plain sight in the person's locked motor vehicle.

(6) A person who:

(A) may legally possess a firearm; and

(B) possesses a firearm on school property in connection with or while:

(i) attending a worship service or religious ceremony conducted at a house of worship located on the school property; or

(ii) carrying out the person's official duties at a house of worship located on the school property, if the person is employed by or a volunteer at the house of worship.

This subdivision does not affect the right of a property owner to prohibit, in whole or in part, the possession of a firearm on a property where a school or house of worship is located.

(b) For purposes of subsection (a)(3) and (a)(5), a person does not include a person who is:

(1) enrolled as a student in any high school except if the person is a high school student and is a member of a shooting sports team and the school's principal has approved the person keeping a firearm concealed in the person's motor vehicle on the days the person is competing or practicing as a member of a shooting



sports team; or

(2) a former student of the school if the person is no longer enrolled in the school due to a disciplinary action within the previous twenty-four (24) months.

(c) For purposes of subsection (a)(3) and (a)(5), a motor vehicle does not include a motor vehicle owned, leased, or controlled by a school or school district unless the person who possesses the firearm is, **subject to IC 10-21-2**, authorized by the school or school district to possess a firearm."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 263 as introduced.)

RAATZ, Chairperson

Committee Vote: Yeas 10, Nays 2.

SENATE MOTION

Madam President: I move that Senate Bill 263 be amended to read as follows:

Page 2, delete lines 20 through 21, begin a new line block indented and insert:

"(1) Successfully complete or have successfully completed:
(A) the specialized weapons training described in section 7 of this chapter; or
(B) other firearm training approved by a school corporation, charter school, or nonpublic school as described in section 10 of this chapter."

Page 2, line 24, delete "training." and insert "**training described in section 7 of this chapter or other approved firearm training described in section 10 of this chapter.**".

Page 2, line 35, delete "7(b)" and insert "**5(b)**".

Page 3, line 3, delete "5" and insert "**5(b)(1)(A)**".

Page 5, line 7, after "under" insert "**section 5(b)(1)(A) of**".

Page 5, line 37, after "under" insert "**section 5(b)(1)(A) of**".

Page 5, between lines 39 and 40, begin a new paragraph and insert:
"Sec. 10. (a) This section applies to a school corporation, charter school, or nonpublic school that, before July 1, 2020, did the



following:

(1) Authorized a person other than a law enforcement officer or school resource officer to carry a firearm in or on school property.

(2) Approved firearm training for an employee or other staff member of the school corporation, charter school, or nonpublic school.

(b) An employee or staff member of a school corporation, charter school, or nonpublic school meets the requirements of section 5(b)(1)(B) of this chapter if the employee or staff member successfully completes or completed firearm training approved by the school corporation, charter school, or nonpublic school as described in subsection (a)."

Page 5, line 40, delete "10." and insert "11."

(Reference is to SB 263 as printed January 31, 2020.)

HOLDMAN

SENATE MOTION

Madam President: I move that Senate Bill 263 be amended to read as follows:

Page 2, line 30, delete "eight (8)" and insert "**sixteen (16)**".

Page 2, line 35, delete "7(b)" and insert "**5(b)**".

(Reference is to SB 263 as printed January 31, 2020.)

HOLDMAN

