

SENATE BILL No. 33

DIGEST OF INTRODUCED BILL

Citations Affected: IC 35-47-9-1.

Synopsis: Possession of firearms by retired law enforcement officers. Provides that a retired law enforcement officer may possess a firearm on school property under certain conditions.

Effective: July 1, 2022.

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January 4, 2022, read first time and referred to Committee on Judiciary.



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. 33

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 35-47-9-1, AS AMENDED BY P.L.107-2019,
2 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2022]: Sec. 1. (a) This chapter does not apply to the following:
4 (1) A:
5 (A) federal;
6 (B) state; or
7 (C) local;
8 law enforcement officer.
9 **(2) A person who is a retired law enforcement officer and who**
10 **has met the requirements under IC 35-47-15.**
11 ~~(3)~~ **(3)** A person who may legally possess a firearm and who has
12 been authorized by:
13 (A) a school board (as defined by IC 20-26-9-4); or
14 (B) the body that administers a charter school established
15 under IC 20-24;
16 to carry a firearm in or on school property.
17 ~~(4)~~ **(4)** Except as provided in subsection (b) or (c), a person who:



- 1 (A) may legally possess a firearm; and
 2 (B) possesses the firearm in a motor vehicle.
 3 ~~(4)~~ **(5)** A person who is a school resource officer, as defined in
 4 IC 20-26-18.2-1.
 5 ~~(5)~~ **(6)** Except as provided in subsection (b) or (c), a person who:
 6 (A) may legally possess a firearm; and
 7 (B) possesses only a firearm that is:
 8 (i) locked in the trunk of the person's motor vehicle;
 9 (ii) kept in the glove compartment of the person's locked
 10 motor vehicle; or
 11 (iii) stored out of plain sight in the person's locked motor
 12 vehicle.
 13 ~~(6)~~ **(7)** A person who:
 14 (A) may legally possess a firearm; and
 15 (B) possesses a firearm on school property in connection with
 16 or while:
 17 (i) attending a worship service or religious ceremony
 18 conducted at a house of worship located on the school
 19 property; or
 20 (ii) carrying out the person's official duties at a house of
 21 worship located on the school property, if the person is
 22 employed by or a volunteer at the house of worship.
 23 This subdivision does not affect the right of a property owner to
 24 prohibit, in whole or in part, the possession of a firearm on a
 25 property where a school or house of worship is located.
 26 (b) For purposes of subsection ~~(a)(3)~~ **(a)(4)** and ~~(a)(5)~~; **(a)(6)**, a
 27 person does not include a person who is:
 28 (1) enrolled as a student in any high school except if the person is
 29 a high school student and is a member of a shooting sports team
 30 and the school's principal has approved the person keeping a
 31 firearm concealed in the person's motor vehicle on the days the
 32 person is competing or practicing as a member of a shooting
 33 sports team; or
 34 (2) a former student of the school if the person is no longer
 35 enrolled in the school due to a disciplinary action within the
 36 previous twenty-four (24) months.
 37 (c) For purposes of subsection ~~(a)(3)~~ **(a)(4)** and ~~(a)(5)~~; **(a)(6)**, a
 38 motor vehicle does not include a motor vehicle owned, leased, or
 39 controlled by a school or school district unless the person who
 40 possesses the firearm is authorized by the school or school district to
 41 possess a firearm.

