

HOUSE BILL No. 1124

DIGEST OF INTRODUCED BILL

Citations Affected: IC 10-21-2; IC 22-11-17-2; IC 34-30-2-39.1; IC 35-47-9-1.

Synopsis: Handgun training for school employees. 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 16 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. Provides immunity from civil liability under certain circumstances. 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, 2021.

Lehman, Judy

January 7, 2021, read first time and referred to Committee on Veterans Affairs and Public Safety.



First Regular Session of the 122nd General Assembly (2021)

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 2020 Regular Session of the General Assembly.

HOUSE BILL No. 1124

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, 2021]:

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



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 6
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 9 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 6 of this chapter or
29 other approved firearm training described in section 9 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.

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

41 (1) Not less than three and one-half (3 1/2) hours of
42 instruction with an attorney licensed to practice law in



- 1 **Indiana concerning the following:**
2 (A) Facts regarding school shootings.
3 (B) The use of knives and other weapons in school attacks.
4 (C) The legal responsibilities and liabilities regarding the
5 lawful use of force to protect a person.
6 (D) Safe and effective handling of weapons.
7 **(2) Not less than one (1) hour of instruction by a mental health**
8 **professional concerning the following:**
9 (A) Effects on a person of taking another person's life.
10 (B) Identifying aberrant behavior.
11 (C) Identifying preindicators of violence.
12 (D) Effects of traumatic events.
13 **(3) Not less than one-half (1/2) hour of training that includes:**
14 (A) instruction concerning 911 emergency telephone calls,
15 including:
16 (i) keeping key location information close by; and
17 (ii) reviewing necessary and important details with law
18 enforcement; and
19 (B) active role playing of a 911 emergency telephone call
20 with a first responder under pressure.
21 **(4) Not less than five (5) hours of training concerning the**
22 **following:**
23 (A) Firearm auditory identifier and recognition exercises.
24 (B) Safe handling of weapons.
25 (C) Proper draw stroke.
26 (D) Empty hand skill development.
27 (E) Defending a weapon and retention of a weapon.
28 (F) Effective striking, disengaging, and staying on your
29 feet.
30 (G) Fighting in awkward positions.
31 (H) When a firearm should be drawn or deployed and
32 when a firearm should be not drawn or deployed.
33 **(5) Not less than one (1) hour of instruction concerning**
34 **terminal ballistics.**
35 **(6) Not less than one (1) hour of instruction concerning the**
36 **following:**
37 (A) Vital area targets for stopping attackers.
38 (B) Reloading, movement, and communication.
39 (C) Review of weapons, including:
40 (i) an explanation regarding types of weapons;
41 (ii) functional elements of weapons;
42 (iii) malfunctions that are common in weapons; and



- 1 (iv) elimination of panic movement.
 2 (D) Threat discernment.
 3 (E) Verbal judo and verbal agility.
 4 (7) Not less than one (1) hour of instruction concerning the
 5 following:
 6 (A) Cover versus concealment.
 7 (B) Improvised armor and weapons.
 8 (8) Not less than one (1) hour of instruction by a trauma
 9 trained health care provider licensed in Indiana or an active
 10 duty, retired, or reserve military medic of the armed forces of
 11 the United States or Indiana National Guard concerning the
 12 following:
 13 (A) First aid to stop bleeding.
 14 (B) Applying a tourniquet or use of an improvised
 15 tourniquet.
 16 (C) Treating shock.
 17 (D) Quick action field medical care.
 18 (9) Not less than six (6) hours of training on the topic of
 19 marksmanship, including the following:
 20 (A) Pre-range safety brief.
 21 (B) Basic and advanced marksmanship.
 22 (10) Not less than twenty (20) hours of scenario based training
 23 that includes the following:
 24 (A) The topics of inoculate stress and thinking on your feet.
 25 (B) Automatic response scenario training that includes
 26 four (4) scenarios:
 27 (i) in which each employee or staff member of the school
 28 participates in all four (4) scenarios and is debriefed
 29 after the scenarios;
 30 (ii) that include the use of simulated, marking munitions
 31 and guns that cannot fire live munitions;
 32 (iii) that do not include a minor as a role player or
 33 trainer;
 34 (iv) that include local law enforcement aids in
 35 demonstrating what occurs after law enforcement
 36 arrives on a scene; and
 37 (v) that include training on how to behave when
 38 encountering first responders.
 39 (b) The specialized weapons training described in subsection (a)
 40 must be provided by a person or entity approved by the applicable
 41 school board under section 8 of this chapter.
 42 Sec. 7. (a) A school board of a school corporation, charter



1 school, or nonpublic school may approve one (1) or more persons
 2 or entities to provide specialized weapons training under section
 3 5(b)(1)(A) of this chapter to the employees or other staff members
 4 of the school corporation, charter school, or nonpublic school.

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

8 (1) The person or entity applies for approval with the school
 9 board.

10 (2) The person or entity provides to the school board a
 11 training plan that meets or exceeds the requirements
 12 established under section 6(a) of this chapter.

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

15 (A) A physician licensed in Indiana.

16 (B) A law enforcement officer who:

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

18 (ii) has retired from a law enforcement agency in
 19 Indiana.

20 (C) A mental health professional.

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

23 (E) A firearms instructor who:

24 (i) holds a valid certification from the National Rifle
 25 Association; and

26 (ii) has a minimum of five (5) years of documented
 27 professional instruction experience.

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

29 (G) A martial arts instructor who is certified by a national
 30 martial arts organization.

31 **Sec. 8.** A school board may approve a person or entity to
 32 provide specialized weapons training under section 5(b)(1)(A) of
 33 this chapter if the person or entity meets the requirements of
 34 sections 6 and 7 of this chapter.

35 **Sec. 9. (a)** This section applies to a school corporation, charter
 36 school, or nonpublic school that, before July 1, 2021, did the
 37 following:

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

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



1 **nonpublic school.**

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

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

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

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

16 **Sec. 11. If a school board, school corporation, charter school, or**
 17 **nonpublic school authorizes a person to carry a firearm in or on**
 18 **school property, the:**

19 **(1) school board;**

20 **(2) school corporation;**

21 **(3) charter school;**

22 **(4) nonpublic school, or**

23 **(5) an employee of the:**

24 **(A) school board;**

25 **(B) school corporation;**

26 **(C) charter school; or**

27 **(D) nonpublic school;**

28 **is not civilly liable for an injury or death that results from a**
 29 **firearm being used by the person authorized to carry a firearm in**
 30 **or on school property if the person has fulfilled the requirements**
 31 **set forth in section 5 of this chapter.**

32 SECTION 2. IC 22-11-17-2, AS AMENDED BY P.L.211-2018(ss),
 33 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 34 JULY 1, 2021]: Sec. 2. (a) Except as provided in subsections (b) and
 35 (d) and section 2.5 of this chapter, an owner of a public building shall
 36 not permit an exit to be locked or obstructed in any manner that denies
 37 the public a continuous and unobstructed means of egress while
 38 lawfully occupied by anyone who is not an officer or an employee.

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

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

42 (2) limit the circumstances under which a special egress control



1 device may be used; and

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

5 (c) An owner of a public building shall not permit a fire alarm to be
6 disconnected or otherwise rendered inoperative, except in cases of
7 routine maintenance or for repair.

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

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

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

24 SECTION 3. IC 34-30-2-39.1 IS ADDED TO THE INDIANA
25 CODE AS A NEW SECTION TO READ AS FOLLOWS
26 [EFFECTIVE JULY 1, 2021]: **Sec. 39.1. IC 10-21-2-11 (Concerning
27 specialized weapons training for employees or staff members of a
28 school).**

29 SECTION 4. IC 35-47-9-1, AS AMENDED BY P.L.107-2019,
30 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
31 JULY 1, 2021]: Sec. 1. (a) This chapter does not apply to the following:

32 (1) A:

33 (A) federal;

34 (B) state; or

35 (C) local;

36 law enforcement officer.

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

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

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

42 to carry a firearm in or on school property.



- 1 (3) Except as provided in subsection (b) or (c), a person who:
 2 (A) may legally possess a firearm; and
 3 (B) possesses the firearm in a motor vehicle.
- 4 (4) A person who is a school resource officer, as defined in
 5 IC 20-26-18.2-1.
- 6 (5) Except as provided in subsection (b) or (c), a person who:
 7 (A) may legally possess a firearm; and
 8 (B) possesses only a firearm that is:
 9 (i) locked in the trunk of the person's motor vehicle;
 10 (ii) kept in the glove compartment of the person's locked
 11 motor vehicle; or
 12 (iii) stored out of plain sight in the person's locked motor
 13 vehicle.
- 14 (6) A person who:
 15 (A) may legally possess a firearm; and
 16 (B) possesses a firearm on school property in connection with
 17 or while:
 18 (i) attending a worship service or religious ceremony
 19 conducted at a house of worship located on the school
 20 property; or
 21 (ii) carrying out the person's official duties at a house of
 22 worship located on the school property, if the person is
 23 employed by or a volunteer at the house of worship.
- 24 This subdivision does not affect the right of a property owner to
 25 prohibit, in whole or in part, the possession of a firearm on a
 26 property where a school or house of worship is located.
- 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, **subject to IC 10-21-2**, authorized by the school or school district to
 42 possess a firearm.

