

# SENATE BILL No. 302

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 2-3-10; IC 4-15-18; IC 35-44.2-1-2.

**Synopsis:** Handgun possession on government center campus. Allows state employees and state officers to possess and carry a handgun on the Indiana government center campus. Defines certain terms. Makes conforming amendments. Makes technical corrections.

**Effective:** July 1, 2021.

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January 11, 2021, read first time and referred to Committee on Judiciary.

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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.

## SENATE BILL No. 302

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

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

1 SECTION 1. IC 2-3-10-1, AS ADDED BY P.L.181-2017,  
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2021]: Sec. 1. The following definitions apply throughout this  
4 chapter:

- 5 (1) "Governing authority" means:
  - 6 (A) the speaker of the house of representatives, with respect to
  - 7 employees of the house of representatives;
  - 8 (B) the president pro tempore of the senate, with respect to
  - 9 employees of the senate;
  - 10 (C) the legislative council, with respect to employees of the
  - 11 legislative services agency; or
  - 12 (D) the Indiana lobby registration commission established
  - 13 under IC 2-7-1.6-1, with respect to employees of the Indiana
  - 14 lobby registration commission.

- 15 (2) "Indiana government center campus" means any of the  
16 following:
  - 17 (A) The state capitol building.



- 1           **(B) The Indiana government center-north.**  
 2           **(C) The Indiana government center-south.**  
 3           **(D) The state library.**  
 4           **(E) The Washington Street garage.**  
 5           **(F) The Senate Avenue garage.**  
 6           **(G) The land adjacent to any building described in clauses**  
 7           **(A) through (F) if owned and controlled by the state.**  
 8       (2) **(3)** "Professional staff of the general assembly" means a  
 9       permanent employee of the house of representatives, senate,  
 10       Indiana lobby registration commission, or legislative services  
 11       agency whose primary function is:  
 12           (A) assisting members of the general assembly in  
 13           communicating with constituents and responding to  
 14           constituent concerns;  
 15           (B) advising members of the general assembly concerning the  
 16           preparation, analysis, fiscal impact, and policy implications of  
 17           proposed legislation;  
 18           (C) preparing, printing, distributing, editing, or revising  
 19           proposed legislation and amendments to proposed legislation;  
 20           (D) performing administrative and clerical functions necessary  
 21           to the operation of the general assembly, including providing  
 22           travel and payroll services;  
 23           (E) providing technology support to the general assembly or an  
 24           employee of the general assembly; or  
 25           (F) carrying out the duties of the Indiana lobby registration  
 26           commission.  
 27       The term includes officers of the house of representatives and of  
 28       the senate, and any person whose primary function is to supervise  
 29       a person described in clauses (A) through (E).  
 30       SECTION 2. IC 2-3-10-2, AS ADDED BY P.L.181-2017,  
 31       SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 32       JULY 1, 2021]: Sec. 2. A member of the general assembly who:  
 33           (1) possesses a valid Indiana license to carry a handgun; and  
 34           (2) is otherwise permitted to possess a handgun;  
 35       has the right to carry a handgun ~~within the state capitol building and on~~  
 36       ~~the property of the state capitol complex.~~ **in or on the Indiana**  
 37       **government center campus.**  
 38       SECTION 3. IC 2-3-10-3, AS ADDED BY P.L.181-2017,  
 39       SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 40       JULY 1, 2021]: Sec. 3. (a) Subject to governing authority rules and  
 41       policies concerning personnel practices, a member of the professional  
 42       staff of the general assembly who:



1 (1) possesses a valid Indiana license to carry a handgun; and  
 2 (2) is otherwise permitted to possess a handgun;  
 3 has the right to carry a handgun ~~within the state capitol building and on~~  
 4 ~~the property of the state capitol complex.~~ **in or on the Indiana**  
 5 **government center campus.**

6 (b) A member of the Indiana lobby registration commission  
 7 established under IC 2-7-1.6-1 who:

8 (1) possesses a valid Indiana license to carry a handgun; and  
 9 (2) is otherwise permitted to possess a handgun;  
 10 has the right to carry a handgun ~~within the state capitol building and on~~  
 11 ~~the property of the state capitol complex.~~ **in or on the Indiana**  
 12 **government center campus.**

13 SECTION 4. IC 4-15-18 IS ADDED TO THE INDIANA CODE AS  
 14 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY  
 15 1, 2021]:

16 **Chapter 18. Possession or Carrying of a Firearm by a State**  
 17 **Employee or State Officer**

18 **Sec. 1. As used in this chapter, "Indiana government center**  
 19 **campus" means any of the following:**

- 20 (1) **The state capitol building.**  
 21 (2) **The Indiana government center-north.**  
 22 (3) **The Indiana government center-south.**  
 23 (4) **The state library.**  
 24 (5) **The Washington Street garage.**  
 25 (6) **The Senate Avenue garage.**  
 26 (7) **The land adjacent to any building described in**  
 27 **subdivisions (1) through (6) if owned and controlled by the**  
 28 **state.**

29 **Sec. 2. As used in this chapter, "state employee" has the**  
 30 **meaning set forth in IC 4-2-6-1(a)(9).**

31 **Sec. 3. As used in this chapter, "state officer" has the meaning**  
 32 **set forth in IC 4-2-6-1(a)(19).**

33 **Sec. 4. Subject to governing authority rules and policies**  
 34 **concerning personnel practices, a state employee or state officer**  
 35 **who:**

36 (1) **possesses a valid Indiana license to carry a handgun; and**  
 37 (2) **is otherwise permitted to possess a handgun;**  
 38 **has the right to carry a handgun in or on the Indiana government**  
 39 **center campus.**

40 SECTION 5. IC 35-44.2-1-2, AS ADDED BY P.L.126-2012,  
 41 SECTION 55, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 42 JULY 1, 2021]: Sec. 2. (a) As used in this section, "state employee"



- 1 means:
- 2 (1) an employee (as defined in ~~IC 4-2-6-1(a)(8)~~);
- 3 **IC 4-2-6-1(a)(9)**;
- 4 (2) a special state appointee (as defined in ~~IC 4-2-6-1(a)(16)~~);
- 5 **IC 4-2-6-1(a)(18)**); or
- 6 (3) a state officer (as defined in ~~IC 4-2-6-1(a)(17)~~);
- 7 **IC 4-2-6-1(a)(19)**).
- 8 (b) A state employee who knowingly or intentionally retaliates or
- 9 threatens to retaliate against another state employee or former state
- 10 employee for:
- 11 (1) filing a complaint with the state ethics commission or the
- 12 inspector general;
- 13 (2) providing information to the state ethics commission or the
- 14 inspector general; or
- 15 (3) testifying at a state ethics commission proceeding;
- 16 commits retaliation for reporting to the inspector general, a Class A
- 17 misdemeanor.
- 18 (c) It is a defense to a prosecution under this section that the
- 19 reporting state employee or former state employee:
- 20 (1) did not act in good faith; or
- 21 (2) knowingly, intentionally, or recklessly provided false
- 22 information or testimony to the state ethics commission or the
- 23 inspector general.

