

SENATE BILL No. 131

DIGEST OF INTRODUCED BILL

Citations Affected: IC 34-28-7-2.

Synopsis: Possession of firearms at petroleum refineries. Allows an employer to prohibit an employee from possessing a firearm or ammunition on property that contains a petroleum refinery.

Effective: July 1, 2011.

Randolph

January 5, 2011, read first time and referred to Committee on Corrections, Criminal, and Civil Matters.

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First Regular Session 117th General Assembly (2011)

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 2010 Regular Session of the General Assembly.

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SENATE BILL No. 131



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

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

1 SECTION 1. IC 34-28-7-2, AS ADDED BY P.L.90-2010,
2 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2011]: Sec. 2. (a) Notwithstanding any other law and except
4 as provided in subsection (b), a person may not adopt or enforce an
5 ordinance, a resolution, a policy, or a rule that:

- 6 (1) prohibits; or
- 7 (2) has the effect of prohibiting;

8 an employee of the person, including a contract employee, from
9 possessing a firearm or ammunition that is locked in the trunk of the
10 employee's vehicle, kept in the glove compartment of the employee's
11 locked vehicle, or stored out of plain sight in the employee's locked
12 vehicle.

13 (b) Subsection (a) does not prohibit the adoption or enforcement of
14 an ordinance, a resolution, a policy, or a rule that prohibits or has the
15 effect of prohibiting an employee of the person, including a contract
16 employee, from possessing a firearm or ammunition:

- 17 (1) in or on school property, in or on property that is being used



- 1 by a school for a school function, or on a school bus in violation
 2 of IC 20-33-8-16 or IC 35-47-9-2;
 3 (2) on the property of:
 4 (A) a child caring institution;
 5 (B) an emergency shelter care child caring institution;
 6 (C) a private secure facility;
 7 (D) a group home;
 8 (E) an emergency shelter care group home; or
 9 (F) a child care center;
 10 in violation of 465 IAC 2-9-80, 465 IAC 2-10-79, 465
 11 IAC 2-11-80, 465 IAC 2-12-78, 465 IAC 2-13-77, or 470
 12 IAC 3-4.7-19;
 13 (3) on the property of a penal facility (as defined in
 14 IC 35-41-1-21);
 15 (4) in violation of federal law;
 16 (5) in or on property belonging to an approved postsecondary
 17 educational institution (as defined in IC 21-7-13-6(b));
 18 (6) on the property of a domestic violence shelter;
 19 (7) at a person's residence;
 20 (8) on the property of a person that is:
 21 (A) subject to the United States Department of Homeland
 22 Security's Chemical Facility Anti-Terrorism Standards issued
 23 April 9, 2007; and
 24 (B) licensed by the United States Nuclear Regulatory
 25 Commission under Title 10 of the Code of Federal
 26 Regulations;
 27 (9) on property owned by:
 28 (A) a public utility (as defined in IC 8-1-2-1) that generates
 29 and transmits electric power; or
 30 (B) a department of public utilities created under IC 8-1-11.1;
 31 or
 32 (10) in the employee's personal vehicle if the employee, including
 33 a contract employee, is a direct support professional who:
 34 (A) works directly with individuals with developmental
 35 disabilities to assist the individuals to become integrated into
 36 the individuals' community or least restrictive environment;
 37 and
 38 (B) uses the employee's personal vehicle while transporting an
 39 individual with developmental disabilities; or
 40 **(11) on property that contains a petroleum refinery.**

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