
SENATE BILL No. 180

DIGEST OF INTRODUCED BILL

Citations Affected: IC 35-47-9.

Synopsis: Firearms on school property. Makes unlawful possession of a firearm: (1) in or on school property; (2) in or on property that is being used by a school for a school function; or (3) on a school bus; a Class A misdemeanor instead of a Class D felony. Provides that the law concerning unlawful possession of a firearm in or on school property or in or on property that is being used by a school for a school function does not apply to a person who may legally possess a firearm, is not a student enrolled in the school, and stores a firearm: (1) in a motor vehicle that is parked in or on school property or parked in or on property that is being used by the school for a school function; and (2) that is locked in the trunk of the motor vehicle, kept in the glove compartment of the locked motor vehicle, or stored out of plain sight in the locked motor vehicle.

Effective: July 1, 2012.

Banks

January 4, 2012, read first time and referred to Committee on Judiciary.

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Second Regular Session 117th General Assembly (2012)

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 2011 Regular Session of the General Assembly.

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SENATE BILL No. 180



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 IS AMENDED TO READ AS
- 2 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 1. This chapter does not
- 3 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 has been employed or authorized by:
- 10 (A) a school; or
- 11 (B) another person who owns or operates property being used
- 12 by a school for a school function;
- 13 to act as a security guard, perform or participate in a school
- 14 function, or participate in any other activity authorized by a
- 15 school.
- 16 (3) A person who:
- 17 (A) may legally possess a firearm; and



- 1 (B) possesses the firearm in a motor vehicle that is being
- 2 operated by the person to transport another person to or from
- 3 a school or a school function.
- 4 **(4) A person who:**
- 5 **(A) may legally possess a firearm;**
- 6 **(B) is not a student enrolled in a school referred to in**
- 7 **clause (C); and**
- 8 **(C) stores a firearm:**
- 9 **(i) in a motor vehicle that is parked in or on school**
- 10 **property or parked in or on property that is being used**
- 11 **by a school for a school function; and**
- 12 **(ii) that is locked in the trunk of the motor vehicle, kept**
- 13 **in the glove compartment of the locked motor vehicle, or**
- 14 **stored out of plain sight in the locked motor vehicle.**

15 SECTION 2. IC 35-47-9-2 IS AMENDED TO READ AS
 16 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 2. A person who
 17 possesses a firearm:
 18 (1) in or on school property;
 19 (2) in or on property that is being used by a school for a school
 20 function; or
 21 (3) on a school bus;
 22 commits a ~~Class D felony~~. **Class A misdemeanor.**

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