

SENATE BILL No. 263

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-2-10.1; IC 10-21-2; IC 20-26-5-40; IC 22-11-17-2.

Synopsis: Handgun training for teachers. Provides that a school corporation, charter school, or accredited nonpublic school may use grant money received from the Indiana safe schools fund to pay for part or all of specialized weapons training for employees who are required to successfully complete or who request to attend the specialized weapons training. Establishes requirements for specialized weapons training. 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. (2) Provide proof to the school board that the employee or other staff member has successfully completed the specialized weapons training. (3) Complete the Minnesota multiphasic personality inventory 2 (MMPI-II) and provide proof of completion to the school corporation, charter school, or nonpublic school. Requires an employee or any other staff member of a school corporation, charter school, or nonpublic school to successfully complete eight hours of weapons training each year that the employee or staff member intends to carry a firearm in or on school property. Requires that for a person or entity to provide specialized weapons training to certain employees and other staff members of a school corporation, charter school, or nonpublic school, the person or entity apply and receive approval from the secured school safety board.
(Continued next page)

Effective: July 1, 2020.

Holdman

January 13, 2020, read first time and referred to Committee on Education and Career Development.



Digest Continued

Provides that a public school or an accredited nonpublic school may not conduct a training or drill for an employee of the school that includes, as any part of the training or drill, the expelling of any type of projectile at the employee unless: (1) the school informs the employee of the use of projectiles in the training or drill; and (2) the employee consents, in writing, to the use of projectiles during the training or drill. 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.



Second Regular Session of the 121st General Assembly (2020)

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 2019 Regular Session of the General Assembly.

SENATE BILL No. 263

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 5-2-10.1-2, AS AMENDED BY P.L.211-2019,
2 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2020]: Sec. 2. (a) The Indiana safe schools fund is established
4 to do the following:
5 (1) Promote school safety through the:
6 (A) use of dogs trained to detect drugs and illegal substances;
7 and
8 (B) purchase of other equipment and materials used to
9 enhance the safety of schools.
10 (2) Combat truancy.
11 (3) Provide matching grants to schools for school safe haven
12 programs.
13 (4) Provide grants for school safety and safety plans. However, a
14 grant from the fund may not be used to employ a school resource
15 officer (as defined in IC 20-26-18.2-1) or a law enforcement
16 officer (as defined in IC 35-31.5-2-185).
17 (5) Provide educational outreach and training to school personnel



- 1 concerning:
- 2 (A) the identification of;
- 3 (B) the prevention of; and
- 4 (C) intervention in;
- 5 bullying.
- 6 (6) Provide educational outreach to school personnel and training
- 7 to school safety specialists and school resource officers
- 8 concerning:
- 9 (A) the identification of;
- 10 (B) the prevention of; and
- 11 (C) intervention in;
- 12 criminal organization activities.
- 13 (7) Provide grants for school wide programs to improve school
- 14 climate and professional development and training for school
- 15 personnel concerning:
- 16 (A) alternatives to suspension and expulsion; and
- 17 (B) evidence based practices that contribute to a positive
- 18 school environment, including classroom management skills,
- 19 positive behavioral intervention and support, restorative
- 20 practices, and social emotional learning.
- 21 **(8) Increase school safety by defraying tuition related**
- 22 **expenses for employees of a school corporation, charter**
- 23 **school, or accredited nonpublic school who:**
- 24 **(A) are required to successfully complete; or**
- 25 **(B) request to attend;**
- 26 **specialized weapons training as provided under IC 10-21-2-9.**
- 27 (b) The fund consists of amounts deposited:
- 28 (1) under IC 33-37-9-4; and
- 29 (2) from any other public or private source.
- 30 (c) The institute shall determine grant recipients from the fund with
- 31 a priority on awarding grants in the following order:
- 32 (1) A grant for a safety plan.
- 33 (2) A safe haven grant requested under section 10 of this chapter.
- 34 (3) A safe haven grant requested under section 7 of this chapter.
- 35 (d) Except as provided in subsection (e), upon recommendation of
- 36 the council, the institute shall establish a method for determining the
- 37 maximum amount a grant recipient may receive under this section.
- 38 (e) A school corporation selected to participate in the school
- 39 intergenerational safety pilot project by the department under
- 40 IC 20-20-46-5 is eligible to receive a grant from the fund in an amount
- 41 described in IC 20-20-46-4 in addition to a grant requested by the
- 42 school corporation under section 6 of this chapter.



1 **(f) The institute may use money from the fund to pay the costs**
 2 **of administering the fund.**

3 SECTION 2. IC 5-2-10.1-8 IS ADDED TO THE INDIANA CODE
 4 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 5 1, 2020]: **Sec. 8. (a) A school corporation, charter school, or**
 6 **accredited nonpublic school may apply for a grant from the fund**
 7 **under this chapter to defray tuition related expenses for specialized**
 8 **weapons training for employees of a school corporation, charter**
 9 **school, or accredited nonpublic school as provided under**
 10 **IC 10-21-2-9.**

11 **(b) The institute may adopt rules under IC 4-22-2 and**
 12 **emergency rules in the manner provided under IC 4-22-2-37.1 to**
 13 **implement this section.**

14 SECTION 3. IC 10-21-2 IS ADDED TO THE INDIANA CODE AS
 15 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
 16 1, 2020]:

17 **Chapter 2. Specialized Weapons Training for Employees or**
 18 **Staff Members of a School**

19 **Sec. 1. As used in this chapter, "board" refers to the secured**
 20 **school safety board established by IC 10-21-1-3.**

21 **Sec. 2. As used in this chapter, "charter school" has the meaning**
 22 **set forth in IC 20-24-1-4.**

23 **Sec. 3. As used in this chapter, "Indiana safe schools fund"**
 24 **refers to the Indiana safe schools fund established by IC 5-2-10.1-2.**

25 **Sec. 4. As used in this chapter, "institute" means the Indiana**
 26 **criminal justice institute established under IC 5-2-6.**

27 **Sec. 5. As used in this chapter, "nonpublic school" means a**
 28 **school that:**

29 **(1) is not:**

30 **(A) maintained by a school corporation; or**

31 **(B) a charter school; and**

32 **(2) employs at least one (1) employee.**

33 **The term includes a private school or a parochial school.**

34 **Sec. 6. As used in this chapter, "school board" means:**

35 **(1) when applicable to a public school of Indiana, the board of**
 36 **school trustees, board of school commissioners, school board**
 37 **of incorporated towns and cities, and township school**
 38 **trustees;**

39 **(2) when applicable to a school other than a public school, a**
 40 **person or agency in active charge and management of the**
 41 **school; or**

42 **(3) when applicable to a charter school, the body that**



- 1 **administers the charter school.**
- 2 **Sec. 7. As used in this chapter, "school corporation" has the**
3 **meaning set forth in IC 20-18-2-16(a).**
- 4 **Sec. 8. (a) This section applies to a school corporation, charter**
5 **school, or nonpublic school in which the school board of the school**
6 **corporation, charter school, or nonpublic school authorizes a**
7 **person other than a law enforcement officer or school resource**
8 **officer to carry a firearm in or on school property.**
- 9 **(b) Before an employee or any other staff member of a school**
10 **corporation, charter school, or nonpublic school may carry a**
11 **firearm in or on school property as authorized by a school board**
12 **of the school corporation, charter school, or nonpublic school, the**
13 **employee or staff member shall do the following:**
- 14 **(1) Successfully complete the specialized weapons training**
15 **described in section 11 of this chapter.**
- 16 **(2) Provide proof to the school board that the employee or**
17 **other staff member has successfully completed the specialized**
18 **weapons training.**
- 19 **(3) Complete the Minnesota multiphasic personality inventory**
20 **2 (MMPI-II) and provide proof of completion as required**
21 **under section 10 of this chapter.**
- 22 **(c) An employee or other staff member of a school corporation,**
23 **charter school, or nonpublic school shall successfully complete**
24 **eight (8) hours of weapons training each year that the employee or**
25 **staff member intends to carry a firearm in or on school property.**
- 26 **Sec. 9. (a) This section applies to a school corporation, charter**
27 **school, or accredited nonpublic school in which the school board of**
28 **the school corporation, charter school, or accredited nonpublic**
29 **school authorizes a person other than a law enforcement officer or**
30 **school resource officer to carry a firearm in or on school property.**
- 31 **(b) A school corporation, charter school, or accredited**
32 **nonpublic school may use grant money received from the Indiana**
33 **safe schools fund for specialized weapons training as described in**
34 **IC 5-2-10.1-8 to pay for part or all of the specialized weapons**
35 **training described in section 11 of this chapter for the following:**
- 36 **(1) An employee of the school corporation, charter school, or**
37 **accredited nonpublic school required to successfully complete**
38 **the specialized weapons training under section 8 of this**
39 **chapter.**
- 40 **(2) Any other employee of the school corporation, charter**
41 **school, or accredited nonpublic school who requests to attend**
42 **the specialized weapons training described in section 11 of this**



1 chapter.

2 **Sec. 10. Before:**

3 (1) an employee or other staff member described in section 8
4 of this chapter may carry a firearm in or on school property
5 as authorized by a school board; or

6 (2) a school corporation, charter school, or accredited
7 nonpublic school uses a grant received from the Indiana safe
8 schools fund for specialized weapons training for an employee
9 of the school corporation, charter school, or accredited
10 nonpublic school;

11 the employee or other staff member must successfully complete the
12 Minnesota multiphasic personality inventory 2 (MMPI-II) and
13 provide proof of having completed the Minnesota multiphasic
14 personality inventory 2 (MMPI-II) to the school corporation,
15 charter school, or nonpublic school and, upon request, the institute.

16 **Sec. 11. (a)** The specialized weapons training required under
17 section 8 of this chapter or paid for using a grant from the Indiana
18 safe schools fund as provided under section 9 of this chapter must
19 include the following:

20 (1) Not less than three and one-half (3 1/2) hours of
21 instruction with an attorney licensed to practice law in
22 Indiana concerning the following:

23 (A) Facts regarding school shootings.

24 (B) The use of knives and other weapons in school attacks.

25 (C) The legal responsibilities and liabilities regarding the
26 lawful use of force to protect a person.

27 (D) Safe and effective handling of weapons.

28 (2) Not less than one (1) hour of instruction by a mental health
29 professional concerning the following:

30 (A) Effects on a person of taking another person's life.

31 (B) Identifying aberrant behavior.

32 (C) Identifying pre-indicators of violence.

33 (D) Effects of traumatic events.

34 (3) Not less than one-half (1/2) hour of training that includes:

35 (A) instruction concerning 911 emergency telephone calls,
36 including:

37 (i) keeping key location information close by; and

38 (ii) reviewing necessary and important details with law
39 enforcement; and

40 (B) active role playing of a 911 emergency telephone call
41 with a first responder under pressure.

42 (4) Not less than five (5) hours of training concerning the



- 1 following:
- 2 (A) Firearm auditory identifier and recognition exercises.
- 3 (B) Safe handling of weapons.
- 4 (C) Proper draw stroke.
- 5 (D) Empty hand skill development.
- 6 (E) Defending a weapon and retention of a weapon.
- 7 (F) Effective striking, disengaging, and staying on your
- 8 feet.
- 9 (G) Fighting in awkward positions.
- 10 (H) When a firearm should be drawn or deployed and
- 11 when a firearm should be not drawn or deployed.
- 12 (5) Not less than one (1) hour of instruction concerning
- 13 terminal ballistics.
- 14 (6) Not less than one (1) hour of instruction concerning the
- 15 following:
- 16 (A) Vital area targets for stopping attackers.
- 17 (B) Reloading, movement, and communication.
- 18 (C) Review of weapons, including:
- 19 (i) an explanation regarding types of weapons;
- 20 (ii) functional elements of weapons;
- 21 (iii) malfunctions that are common in weapons; and
- 22 (iv) elimination of panic movement.
- 23 (D) Threat discernment.
- 24 (E) Verbal judo and verbal agility.
- 25 (7) Not less than one (1) hour of instruction concerning the
- 26 following:
- 27 (A) Cover versus concealment.
- 28 (B) Improvised armor and weapons.
- 29 (8) Not less than one (1) hour of instruction by a trauma
- 30 trained health care provider licensed in Indiana or an active
- 31 duty, retired, or reserve military medic of the United States
- 32 armed forces or Indiana National Guard concerning the
- 33 following:
- 34 (A) First aid to stop bleeding.
- 35 (B) Applying a tourniquet or use of an improvised
- 36 tourniquet.
- 37 (C) Treating shock.
- 38 (D) Quick action field medical care.
- 39 (9) Not less than six (6) hours of training on the topic of
- 40 marksmanship, including the following:
- 41 (A) Pre-range safety brief.
- 42 (B) Basic and advanced marksmanship.



1 **(10) Not less than twenty (20) hours of scenario based training**
 2 **that includes the following:**

3 **(A) The topics of inoculate stress and thinking on your feet.**

4 **(B) Automatic response scenario training that includes**
 5 **four (4) scenarios:**

6 **(i) in which each employee or staff member of the school**
 7 **participates in all four (4) scenarios and is debriefed**
 8 **after the scenarios;**

9 **(ii) that include the use of simulated, marking munitions**
 10 **and guns that cannot fire live munitions;**

11 **(iii) that do not include a minor as a role player or**
 12 **trainer;**

13 **(iv) that include local law enforcement aids in**
 14 **demonstrating what occurs after law enforcement**
 15 **arrives on a scene; and**

16 **(v) that include training on how to behave when**
 17 **encountering first responders.**

18 **(b) The specialized weapon training described in subsection (a)**
 19 **must be provided by a person or entity approved by the board**
 20 **under section 12 of this chapter.**

21 **Sec. 12. To be approved by the board to provide specialized**
 22 **weapons training under this chapter, the person or entity must**
 23 **meet the following requirements:**

24 **(1) The person or entity applies for approval with the board.**

25 **(2) The person or entity provides to the board a training plan**
 26 **that:**

27 **(A) meets or exceeds the requirements established under**
 28 **section 11(a) of this chapter; and**

29 **(B) is approved by the school board for which the person**
 30 **or entity will be providing the specialized weapons training**
 31 **to employees or other staff members of the school**
 32 **corporation, charter school, or nonpublic school.**

33 **(3) The person or entity has a training team that operates in**
 34 **consultation with the following:**

35 **(A) A physician licensed in Indiana.**

36 **(B) A law enforcement officer who:**

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

38 **(ii) has retired from a law enforcement agency in**
 39 **Indiana.**

40 **(C) A mental health professional.**

41 **(D) An attorney licensed in Indiana who is a member of the**
 42 **Indiana bar.**



1 (E) A firearms instructor who:

2 (i) holds a valid certification from the National Rifle
3 Association; and

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

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

7 (G) A martial arts instructor who is certified by a national
8 martial arts organization.

9 Sec. 13. The board shall approve a person or entity to provide
10 specialized weapons training under this chapter if the person or
11 entity meets the requirements of sections 11 and 12 of this chapter.

12 SECTION 4. IC 20-26-5-40 IS ADDED TO THE INDIANA CODE
13 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
14 1, 2020]: Sec. 40. (a) Notwithstanding any other law, a public
15 school, including a charter school, or an accredited nonpublic
16 school may not conduct a training or drill for an employee of the
17 school that includes as any part of the training or drill the expelling
18 of any type of projectile at the employee or otherwise unless:

19 (1) the school informs the employee of the use of projectiles in
20 the training or drill; and

21 (2) the employee provides the school with written consent to
22 the training or drill with the use of projectiles.

23 (b) Notwithstanding any other law, a public school, including a
24 charter school, or an accredited nonpublic school may not conduct
25 or approve training or a drill for a student of the school that
26 includes as any part of the training or drill the expelling of any
27 type of projectile at a student or otherwise.

28 SECTION 5. IC 22-11-17-2, AS AMENDED BY P.L.211-2018(ss),
29 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
30 JULY 1, 2020]: Sec. 2. (a) Except as provided in subsections (b) and
31 (d) and section 2.5 of this chapter, an owner of a public building shall
32 not permit an exit to be locked or obstructed in any manner that denies
33 the public a continuous and unobstructed means of egress while
34 lawfully occupied by anyone who is not an officer or an employee.

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

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

38 (2) limit the circumstances under which a special egress control
39 device may be used; and

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



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

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

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

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

