



February 9, 2023

HOUSE BILL No. 1177

DIGEST OF HB 1177 (Updated February 8, 2023 1:17 pm - DI 140)

Citations Affected: IC 5-2; IC 10-21; IC 20-26; IC 20-49; IC 35-47.

Synopsis: Handgun training for teachers. Creates a specialized firearms safety, education, and training curriculum (curriculum) for teachers, school staff, and school employees. Specifies curriculum requirements. Authorizes funds from the: (1) Indiana safe schools fund; (2) Indiana secured schools fund; and (3) school corporation and charter school safety advance program; to be used for the purpose of providing specialized firearms instruction to certain teachers, school staff, and school employees, and for providing counseling services to students, teachers, school staff, and school employees in the event of a school shooting. Requires a charter school, nonpublic school, or school corporation to ensure that a teacher, school staff member, or school employee who receives a grant from the Indiana safe schools fund for the purpose of receiving specialized firearms instruction complies with certain requirements. Provides that the identity of any person who: (1) enrolls in; (2) participates in; or (3) completes; the curriculum is confidential. 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. Provides that a public school or an accredited nonpublic school may not conduct or approve a training or drill for a student of the school that includes, as any part of the training or drill, the expelling of any type of projectile. Authorizes a qualified retired law enforcement officer to carry or possess a firearm on school property. Makes conforming and technical amendments.

Effective: July 1, 2023.

Lucas, Lehman, Judy, Teshka

January 10, 2023, read first time and referred to Committee on Education.
February 9, 2023, reported — Do Pass.

HB 1177—LS 6751/DI 143



February 9, 2023

First Regular Session of the 123rd General Assembly (2023)

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 2022 Regular Session of the General Assembly.

HOUSE BILL No. 1177

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

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, 2023]: 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

HB 1177—LS 6751/DI 143



- 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:**
- 22 **(A) helping teachers, school staff, and school employees**
- 23 **acquire specialized firearms instruction; and**
- 24 **(B) defraying tuition related expenses for teachers, school**
- 25 **staff, and school employees who are approved by a charter**
- 26 **school, nonpublic school, or school corporation to enroll in**
- 27 **the course of specialized firearms instruction described in**
- 28 **IC 10-21-3.**
- 29 **(9) Provide funding in the event of a school shooting to cover**
- 30 **the costs of counseling for students, teachers, school staff, and**
- 31 **school employees.**
- 32 (b) The fund consists of amounts deposited:
- 33 (1) under IC 33-37-9-4; and
- 34 (2) from any other public or private source.
- 35 (c) The institute shall determine grant recipients from the fund with
- 36 a priority on awarding grants in the following order:
- 37 (1) A grant for a safety plan.
- 38 (2) A safe haven grant requested under section 10 of this chapter.
- 39 (3) A safe haven grant requested under section 7 of this chapter.
- 40 (d) Except as provided in subsection (e), upon recommendation of
- 41 the council, the institute shall establish a method for determining the
- 42 maximum amount a grant recipient may receive under this section.



1 (e) A school corporation selected to participate in the school
 2 intergenerational safety pilot project by the department under
 3 IC 20-20-46-5 is eligible to receive a grant from the fund in an amount
 4 described in IC 20-20-46-4 in addition to a grant requested by the
 5 school corporation under section 6 of this chapter.

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

8 SECTION 2. IC 10-21-1-2, AS AMENDED BY P.L.139-2022,
 9 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 10 JULY 1, 2023]: Sec. 2. (a) The Indiana secured school fund is
 11 established to provide:

12 (1) matching grants to enable school corporations, charter
 13 schools, and accredited nonpublic schools to establish programs
 14 under which a school corporation, charter school, or accredited
 15 nonpublic school (or a coalition of schools) may:

16 (A) employ a school resource officer, employ a law
 17 enforcement officer, or enter into a contract or a memorandum
 18 of understanding with a:

19 (i) local law enforcement agency;

20 (ii) private entity; or

21 (iii) nonprofit corporation;

22 to employ a school resource officer or a law enforcement
 23 officer;

24 (B) conduct a threat assessment of the buildings within a
 25 school corporation or the buildings that are operated by a
 26 charter school or accredited nonpublic school;

27 (C) purchase equipment and technology to:

28 (i) restrict access to school property; or

29 (ii) expedite notification of first responders; ~~or~~

30 (D) implement a student and parent support services plan as
 31 described in section 4(a)(6) of this chapter; ~~and~~

32 **(E) increase school safety by:**

33 **(i) helping teachers, school staff, and school employees**
 34 **acquire specialized firearms instruction; and**

35 **(ii) defraying tuition related expenses for teachers,**
 36 **school staff, and school employees who wish to enroll in**
 37 **the course of firearms instruction described in**
 38 **IC 10-21-3; or**

39 **(F) provide funding in the event of a school shooting to**
 40 **cover the costs of counseling for students, teachers, school**
 41 **staff, and school employees; and**

42 (2) one (1) time grants to enable school corporations, charter



1 schools, and accredited nonpublic schools with the sheriff for the
 2 county in which the school corporation, charter school, or
 3 accredited nonpublic school is located, to provide the initial set up
 4 costs for an active event warning system.

5 (b) A school corporation or charter school may use money received
 6 under a matching grant for a purpose listed in subsection (a) to provide
 7 a response to a threat in a manner that the school corporation or charter
 8 school sees fit, including firearms training or other self-defense
 9 training.

10 (c) The fund shall be administered by the department of homeland
 11 security.

12 (d) The fund consists of:

- 13 (1) appropriations from the general assembly;
- 14 (2) grants from the Indiana safe schools fund established by
 15 IC 5-2-10.1-2;
- 16 (3) federal grants; and
- 17 (4) amounts deposited from any other public or private source.

18 (e) The expenses of administering the fund shall be paid from
 19 money in the fund.

20 (f) The treasurer of state shall invest the money in the fund not
 21 currently needed to meet the obligations of the fund in the same
 22 manner as other public money may be invested. Interest that accrues
 23 from these investments shall be deposited in the fund.

24 (g) Money in the fund at the end of a state fiscal year does not revert
 25 to the state general fund.

26 SECTION 3. IC 10-21-1-4, AS AMENDED BY P.L.139-2022,
 27 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 28 JULY 1, 2023]: Sec. 4. (a) The board may award a matching grant to
 29 enable a school corporation, charter school, or accredited nonpublic
 30 school (or a coalition of schools applying jointly) to:

- 31 (1) establish a program to employ a school resource officer;
- 32 (2) employ a law enforcement officer;
- 33 (3) provide school resource officer training described in
 34 IC 20-26-18.2-1(c);
- 35 (4) conduct a threat assessment;
- 36 (5) purchase equipment to restrict access to the school or expedite
 37 the notification of first responders; ~~or~~
- 38 (6) implement a student and parent support services plan in the
 39 manner set forth in IC 20-34-9;
- 40 **(7) increase school safety by:**
- 41 **(A) helping teachers, school staff, and school employees**
 42 **acquire specialized firearms instruction; and**



1 **(B) defraying tuition related expenses for teachers, school**
 2 **staff, and school employees who wish to enroll in the**
 3 **course of firearms instruction described in IC 10-21-3; or**
 4 **(8) provide funding in the event of a school shooting to cover**
 5 **the costs of counseling for students, teachers, school staff, and**
 6 **school employees;**

7 in accordance with section 2(a) of this chapter.

8 (b) A matching grant awarded to a school corporation, charter
 9 school, or accredited nonpublic school (or a coalition of schools
 10 applying jointly) may not exceed the lesser of the following during a
 11 two (2) year period beginning on or after May 1, 2013:

12 (1) The total cost of the program established by the school
 13 corporation, charter school, or accredited nonpublic school (or the
 14 coalition of schools applying jointly).

15 (2) Except as provided in subsection (d), the following amounts:

16 (A) Thirty-five thousand dollars (\$35,000) per year, in the case
 17 of a school corporation, charter school, or accredited
 18 nonpublic school that:

19 (i) has an ADM of at least one (1) and less than one
 20 thousand one (1,001) students; and

21 (ii) is not applying jointly with any other school corporation,
 22 charter school, or accredited nonpublic school.

23 (B) Fifty thousand dollars (\$50,000) per year, in the case of a
 24 school corporation, charter school, or accredited nonpublic
 25 school that:

26 (i) has an ADM of more than one thousand (1,000) and less
 27 than five thousand one (5,001) students; and

28 (ii) is not applying jointly with any other school corporation,
 29 charter school, or accredited nonpublic school.

30 (C) Seventy-five thousand dollars (\$75,000) per year, in the
 31 case of a school corporation, charter school, or accredited
 32 nonpublic school that:

33 (i) has an ADM of more than five thousand (5,000) and less
 34 than fifteen thousand one (15,001) students; and

35 (ii) is not applying jointly with any other school corporation,
 36 charter school, or accredited nonpublic school.

37 (D) One hundred thousand dollars (\$100,000) per year, in the
 38 case of a school corporation, charter school, or accredited
 39 nonpublic school that:

40 (i) has an ADM of more than fifteen thousand (15,000); and

41 (ii) is not applying jointly with any other school corporation,
 42 charter school, or accredited nonpublic school.



- 1 (E) One hundred thousand dollars (\$100,000) per year, in the
 2 case of a coalition of schools applying jointly.
- 3 (c) Except as provided in subsection (d), the match requirement for
 4 a grant under this chapter is based on the ADM, as follows:
- 5 (1) For a school corporation, charter school, or accredited
 6 nonpublic school with an ADM of less than five hundred one
 7 (501) students, the grant match must be twenty-five percent
 8 (25%) of the grant amount described in subsection (b).
- 9 (2) For a school corporation, charter school, or accredited
 10 nonpublic school with an ADM of more than five hundred (500)
 11 and less than one thousand one (1,001) students, the grant match
 12 must be fifty percent (50%) of the grant amount described in
 13 subsection (b).
- 14 (3) For a school corporation, charter school, or accredited
 15 nonpublic school with an ADM of more than one thousand
 16 (1,000) students or a coalition of schools applying jointly, the
 17 grant match must be one hundred percent (100%) of the grant
 18 amount described in subsection (b).
- 19 (d) A school corporation, charter school, or accredited nonpublic
 20 school may be eligible to receive a grant of up to:
- 21 (1) one hundred thousand dollars (\$100,000) if:
- 22 (A) the school corporation, charter school, or accredited
 23 nonpublic school receives a grant match of one hundred
 24 percent (100%) of the requested grant amount; and
 25 (B) the board approves the grant request; or
- 26 (2) for a school corporation, charter school, or accredited
 27 nonpublic school described subsection (c)(1) or (c)(2), a grant of
 28 up to fifty thousand dollars (\$50,000) if:
- 29 (A) the school corporation, charter school, or accredited
 30 nonpublic school receives a grant match of fifty percent (50%)
 31 of the requested grant amount; and
 32 (B) the board approves the grant request.
- 33 (e) **Except as provided in this subsection**, a school corporation,
 34 charter school, or accredited nonpublic school may receive only one (1)
 35 matching grant under this section each year. **However, a school**
 36 **corporation, charter school, or accredited nonpublic school may**
 37 **receive an additional matching grant under this section to provide:**
- 38 (1) **a course of specialized firearms instruction described in**
 39 **IC 10-21-3; or**
- 40 (2) **counseling services.**
- 41 (f) **This subsection does not apply to a school corporation, a**
 42 **charter school, or accredited nonpublic school seeking a grant for**



1 **a course of specialized firearms instruction described in**
 2 **IC 10-21-3, or a grant for counseling services.** The board may not
 3 award a grant to a school corporation, charter school, or accredited
 4 nonpublic school under this section unless the school corporation,
 5 charter school, or accredited nonpublic school is in a county that has a
 6 county school safety commission, as described in IC 5-2-10.1-10.

7 SECTION 4. IC 10-21-1-5, AS AMENDED BY P.L.170-2022,
 8 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 9 JULY 1, 2023]: Sec. 5. (a) A school corporation, charter school, or
 10 accredited nonpublic school may annually apply to the board for a
 11 matching grant from the fund for a program, **specialized firearms**
 12 **instruction, or counseling services** described in section 2(a)(1) of this
 13 chapter.

14 (b) The application must include the following:

15 (1) A concise description of the school corporation's, charter
 16 school's, or accredited nonpublic school's security needs.

17 (2) The estimated cost of the program, **course of specialized**
 18 **firearms instruction, or counseling services** to the school
 19 corporation, charter school, or accredited nonpublic school.

20 (3) The extent to which the school corporation, charter school, or
 21 accredited nonpublic school has access to and support from a
 22 nearby law enforcement agency, if applicable.

23 (4) The ADM of the school corporation or charter school or the
 24 equivalent for an accredited nonpublic school (or the combined
 25 ADM of the coalition of schools applying jointly).

26 (5) Any other information required by the board.

27 (6) A statement whether the school corporation or charter school
 28 has completed a local plan and has filed the plan with the county
 29 school safety commission for the county in which the school
 30 corporation or charter school is located.

31 (7) A statement whether the school corporation or charter school
 32 (or coalition of public schools applying jointly) requests an
 33 advance under IC 20-49-10 in addition to a matching grant under
 34 this chapter.

35 (c) Each school corporation, charter school, or accredited nonpublic
 36 school shall certify to the department of homeland security that the
 37 school corporation, charter school, or accredited nonpublic school has
 38 conducted a threat assessment for each school building used by the
 39 school corporation, charter school, or accredited nonpublic school
 40 before applying for a grant under this chapter.

41 (d) Each school corporation, charter school, or accredited nonpublic
 42 school shall certify to the department of homeland security that the



1 school corporation, charter school, or accredited nonpublic school has
 2 a memorandum of understanding in place with a community mental
 3 health center established under IC 12-29-2 or provider certified or
 4 licensed by the state to provide mental or behavioral health services to
 5 students before applying for a grant under this chapter. A provider
 6 described in this subsection may be employed by the school
 7 corporation, charter school, or accredited nonpublic school.

8 SECTION 5. IC 10-21-3 IS ADDED TO THE INDIANA CODE AS
 9 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
 10 1, 2023]:

11 **Chapter 3. Specialized Firearms Instruction for Teachers,
 12 School Staff, and School Employees**

13 **Sec. 1. The following terms are defined for this chapter:**

14 (1) "Charter school" has the meaning set forth in
 15 IC 20-24-1-4.

16 (2) "Institute" means the Indiana criminal justice institute
 17 established under IC 5-2-6.

18 (3) "Nonpublic school" means a school that:

19 (A) is not maintained by a school corporation or charter
 20 school; and

21 (B) employs one (1) or more employees.

22 The term includes a private school or a parochial school.

23 (4) "School corporation" has the meaning set forth in
 24 IC 20-26-2-4.

25 **Sec. 2. A charter school, nonpublic school, or school corporation
 26 that has a teacher, staff member, or employee who is:**

27 (1) currently employed by a:

28 (A) charter school;

29 (B) nonpublic school; or

30 (C) school corporation;

31 (2) not currently subject to:

32 (A) an administrative suspension or investigation;

33 (B) a disciplinary complaint or disciplinary investigation;

34 (C) a criminal investigation or prosecution; or

35 (D) any proceeding or investigation comparable to those
 36 described in clauses (A) through (C); and

37 (3) authorized by:

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

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

41 to carry a firearm in or on school property;

42 may apply to the institute for a grant from the Indiana safe schools



- 1 fund established by IC 5-2-10.1-2.
- 2 Sec. 3. (a) A charter school, nonpublic school, or school
3 corporation shall apply for a grant from the institute in the form
4 and manner prescribed by the institute.
- 5 (b) The institute may adopt rules under IC 4-22-2, including
6 emergency rules in the manner provided under IC 4-22-2-37.1, to
7 implement this section.
- 8 Sec. 4. A grant provided to a charter school, nonpublic school,
9 or school corporation under section 3 of this chapter must be used
10 by a teacher, school staff member, or school employee to enroll in
11 a course of specialized firearms instruction that:
- 12 (1) is taught by an instructor who is or instructors who are
13 qualified to provide instruction in the topics described in
14 subdivision (2); and
- 15 (2) consists of the following topics:
- 16 (A) Not less than one (1) hour of general firearms safety.
17 This topic shall consist of the following subtopics:
18 (i) Safe handling of firearms.
19 (ii) Safe carrying of firearms.
20 (iii) Safe storage of firearms.
- 21 (B) Not less than one-half (1/2) hour of firearms
22 maintenance. This topic shall consist of the following
23 subtopics:
24 (i) General care of firearms.
25 (ii) Basic firearm cleaning, oiling, preventative
26 maintenance, and repair.
- 27 (C) Not less than twenty-four (24) hours on the following
28 topics:
29 (i) Basic marksmanship training that includes a
30 qualification standard established by the course
31 instructor.
32 (ii) Scenario based training.
- 33 (D) Not less than eight (8) hours of dynamic gun drills.
34 This topic shall consist of the following subtopics:
35 (i) Shooting in high-stress environments.
36 (ii) Shooting in highly populated environments.
37 (iii) Shooting while moving and communicating with
38 third parties.
39 (iv) Shooting at multiple targets.
40 (v) Shooting while moving to and from cover.
- 41 (E) Not less than one (1) hour on the topic of firearms
42 retention. This topic shall consist of the following



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- subtopics:**
 - (i) Retention of a handgun while holstered.**
 - (ii) Retention of a handgun while drawn.**
 - (iii) Retention of shotguns and rifles.**
 - (iv) Responses to common handgun, shotgun, and rifle disarming techniques.**
- (F) Not less than two (2) hours on the topic of tactical movement and maneuvering while armed. This topic shall discuss the presentation and manipulation of a firearm while:**
 - (i) moving;**
 - (ii) in hallways;**
 - (iii) at room entrances;**
 - (iv) in open spaces and venues; and**
 - (v) in restricted spaces and areas.**
- (G) Not less than one (1) hour on the legal consequences of a use of force action.**
- (H) Not less than one (1) hour on the topic of post-shooting considerations and consequences. This topic shall consist of the following subtopics:**
 - (i) Psychological and emotional responses following a shooting or use of force action.**
 - (ii) The proper securing of a weapon following a shooting.**
 - (iii) The preservation of evidence following a shooting or use of force action.**
 - (iv) Safely identifying oneself to a law enforcement officer while armed or immediately following a use of force action.**
- (I) Not less than one (1) hour on the topic of school shootings and active shooter incidents. This topic shall evaluate and analyze past school shootings and active shooter incidents for the purpose of:**
 - (i) illustrating concepts discussed during the safety and training course; and**
 - (ii) critiquing ineffective or dangerous responses made by other individuals during the course of a school shooting or active shooter incident.**
- (J) Any other topic or remedial training:**
 - (i) deemed appropriate or necessary by the course instructor; or**
 - (ii) necessitated by circumstances or conditions unique to**



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a specific school, teacher, or student.

(K) Not less than one (1) hour of tactical emergency medical instruction.

Sec. 5. A charter school, nonpublic school, or school corporation that desires to apply for a grant from the institute under section 3 of this chapter must require each teacher, school staff member, or school employee who seeks to use grant funds as specified under this chapter to:

- (1) have successfully completed the Minnesota multiphasic personality inventory 2 (MMPI-2); and
- (2) be able to provide proof of having completed the Minnesota multiphasic personality inventory 2 (MMPI-2) to the institute upon request.

Sec. 6. (a) A charter school, nonpublic school, or school corporation that receives a grant from the institute under section 3 of this chapter shall ensure that any teacher, school staff member, or school employee of the charter school, nonpublic school, or school corporation who receives training funded by the grant enrolls in a course of firearms instruction that meets the requirements specified in section 4 of this chapter.

(b) The course of firearms instruction may be completed in parts or phases if permitted by the course instructor.

Sec. 7. (a) A teacher, school staff member, or school employee who successfully completes a course of firearms instruction described in section 4 of this chapter shall be awarded a certificate of completion by the course instructor.

(b) A certificate of completion described under this section shall display the following information:

- (1) The course enrollee's name.
- (2) The course instructor's name.
- (3) The course instructor's handwritten signature.
- (4) The date of course completion.
- (5) Any other information deemed relevant or necessary by the course instructor.

Sec. 8. A grant provided under section 3 of this chapter may not be used to acquire firearms instruction that:

- (1) fails to address each topic and subtopic described in section 4 of this chapter; or
- (2) is provided by a person lacking a valid certification or necessary qualification, as applicable, to teach each topic and subtopic described in section 4 of this chapter.

Sec. 9. A charter school, nonpublic school, or school corporation



1 that:

- 2 (1) violates section 8 of this chapter;
- 3 (2) uses a grant provided under section 3 of this chapter for a
- 4 purpose not specified in section 4 of this chapter; or
- 5 (3) is unable to provide the institute with:
- 6 (A) a certificate of completion described in section 7(b) of
- 7 this chapter for a teacher, school staff member, or school
- 8 employee;
- 9 (B) proof that the teacher, school staff member, or school
- 10 employee is:
- 11 (i) currently enrolled in; or
- 12 (ii) otherwise in the process of completing;
- 13 a course of firearms instruction that complies with section
- 14 4 of this chapter upon request; or
- 15 (C) proof that a teacher, school staff member, or school
- 16 employee has completed the Minnesota multiphasic
- 17 personality inventory 2 (MMPI-2) upon request by the
- 18 institute;

19 must reimburse the institute in an amount equal to the amount of

20 any grant originally issued to the charter school, nonpublic school,

21 or school corporation under this chapter.

22 Sec. 10. (a) The identity of a person who has enrolled in,

23 participated in, or completed the firearms instruction described in

24 section 4 of this chapter is confidential.

25 (b) A charter school, nonpublic school, or school corporation

26 may not disclose the identity of any person described in subsection

27 (a) unless otherwise required by law.

28 SECTION 6. IC 20-26-5-43 IS ADDED TO THE INDIANA CODE

29 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY

30 1, 2023]: Sec. 43. (a) Notwithstanding any other law or provision,

31 a public school, including a charter school, or an accredited

32 nonpublic school may not conduct a training or drill for an

33 employee of the school that includes as any part of the training or

34 drill the expelling of any type of projectile at the employee unless:

- 35 (1) the school informs the employee of the use of projectiles in
- 36 the training or drill; and
- 37 (2) the employee provides the school with written consent to
- 38 participate in training or a drill involving the use of
- 39 projectiles.

40 (b) Notwithstanding any other law or provision, a public school,

41 charter school, or accredited nonpublic school may not conduct or

42 approve of any training or a drill for a student of the school that



1 **includes as any part of the training or drill the expelling of any**
 2 **type of projectile at a student.**

3 SECTION 7. IC 20-49-10-4, AS ADDED BY P.L.211-2018(ss),
 4 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 5 JULY 1, 2023]: Sec. 4. (a) The school corporation and charter school
 6 safety advance program is established. The purpose of the program is
 7 to:

8 **(1) make advances to school corporations or charter schools (or**
 9 **one (1) or more coalitions of public schools applying jointly) for**
 10 **equipment purchases or capital improvements necessary to**
 11 **improve school security;**

12 **(2) increase school safety by:**

13 **(A) helping teachers, school staff, and school employees**
 14 **acquire specialized firearms instruction; and**

15 **(B) defraying tuition related expenses for teachers, school**
 16 **staff, and school employees who wish to enroll in the**
 17 **course of firearms instruction described in IC 10-21-3; and**

18 **(3) provide funding in the event of a school shooting to cover**
 19 **the costs of counseling for students, teachers, school staff, and**
 20 **school employees.**

21 (b) The state board, in consultation with the secured school safety
 22 board established by IC 10-21-1-3, shall administer the program.

23 (c) The total amount of advances that the state board may make
 24 under this chapter during the state biennium beginning July 1, 2017,
 25 and ending June 30, 2019, may not exceed thirty-five million dollars
 26 (\$35,000,000).

27 SECTION 8. IC 20-49-10-5, AS ADDED BY P.L.211-2018(ss),
 28 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 29 JULY 1, 2023]: Sec. 5. (a) Advances made under this chapter may be
 30 used to:

31 **(1) purchase equipment, or make capital improvements needed to:**

32 **(+) (A) restrict access to schools;**

33 **(-) (B) expedite the notification of first responders; or**

34 **(-) (C) improve school security;**

35 **(2) increase school safety by:**

36 **(A) helping teachers, school staff, and school employees**
 37 **acquire specialized firearms instruction; and**

38 **(B) defraying tuition related expenses for teachers, school**
 39 **staff, and school employees who wish to enroll in the**
 40 **course of firearms instruction described in IC 10-21-3; or**

41 **(3) provide funding in the event of a school shooting to cover**
 42 **the costs of counseling for students, teachers, school staff, and**



1 **school employees.**
 2 (b) The maximum amount of an advance that a school corporation
 3 or charter school may receive under this chapter may not exceed five
 4 hundred thousand dollars (\$500,000).
 5 (c) The maximum amount of the advance that the state board may
 6 approve under section 6(c) of this chapter is the lesser of:
 7 (1) the maximum amount of an advance that may be awarded as
 8 established by subsection (b); or
 9 (2) the amount needed to cover costs approved by the secured
 10 school safety board that are in excess of the amount awarded by
 11 the secured school safety board under IC 10-21-1-4 and the
 12 amount committed as a match by the school corporation or charter
 13 school (or coalition of public schools filing jointly) that applied
 14 for the grant under IC 10-21-1-5.
 15 SECTION 9. IC 35-47-9-1, AS AMENDED BY P.L.107-2019,
 16 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 JULY 1, 2023]: Sec. 1. (a) This chapter does not apply to the following:
 18 (1) A:
 19 (A) federal;
 20 (B) state; or
 21 (C) local;
 22 law enforcement officer.
 23 (2) A:
 24 (A) **qualified law enforcement officer (as defined in 18**
 25 **U.S.C. 926B); or**
 26 (B) **qualified retired law enforcement officer (as defined in**
 27 **18 U.S.C. 926C);**
 28 **if the qualified law enforcement officer or qualified retired**
 29 **law enforcement officer, as applicable, carries the**
 30 **photographic identification required by 18 U.S.C. 926B or 18**
 31 **U.S.C. 926C.**
 32 (2) (3) A person who may legally possess a firearm and who has
 33 been authorized by:
 34 (A) a school board (as defined by IC 20-26-9-4); or
 35 (B) the body that administers a charter school established
 36 under IC 20-24;
 37 to carry a firearm in or on school property.
 38 (3) (4) Except as provided in subsection (b) or (c), a person who:
 39 (A) may legally possess a firearm; and
 40 (B) possesses the firearm in a motor vehicle.
 41 (4) (5) A person who is a school resource officer, as defined in
 42 IC 20-26-18.2-1.



- 1 ~~(5)~~ **(6)** Except as provided in subsection (b) or (c), a person who:
 2 (A) may legally possess a firearm; and
 3 (B) possesses only a firearm that is:
 4 (i) locked in the trunk of the person's motor vehicle;
 5 (ii) kept in the glove compartment of the person's locked
 6 motor vehicle; or
 7 (iii) stored out of plain sight in the person's locked motor
 8 vehicle.
- 9 ~~(6)~~ **(7)** A person who:
 10 (A) may legally possess a firearm; and
 11 (B) possesses a firearm on school property in connection with
 12 or while:
 13 (i) attending a worship service or religious ceremony
 14 conducted at a house of worship located on the school
 15 property; or
 16 (ii) carrying out the person's official duties at a house of
 17 worship located on the school property, if the person is
 18 employed by or a volunteer at the house of worship.
- 19 This subdivision does not affect the right of a property owner to
 20 prohibit, in whole or in part, the possession of a firearm on a
 21 property where a school or house of worship is located.
- 22 (b) For purposes of subsection ~~(a)(3)~~ **(a)(4)** and ~~(a)(5)~~; **(a)(6)**, a
 23 person does not include a person who is:
 24 (1) enrolled as a student in any high school except if the person is
 25 a high school student and is a member of a shooting sports team
 26 and the school's principal has approved the person keeping a
 27 firearm concealed in the person's motor vehicle on the days the
 28 person is competing or practicing as a member of a shooting
 29 sports team; or
 30 (2) a former student of the school if the person is no longer
 31 enrolled in the school due to a disciplinary action within the
 32 previous twenty-four (24) months.
- 33 (c) For purposes of subsection ~~(a)(3)~~ **(a)(4)** and ~~(a)(5)~~; **(a)(6)**, a
 34 motor vehicle does not include a motor vehicle owned, leased, or
 35 controlled by a school or school district unless the person who
 36 possesses the firearm is authorized by the school or school district to
 37 possess a firearm.



COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1177, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1177 as introduced.)

BEHNING

Committee Vote: Yeas 9, Nays 4

