



April 12, 2019

ENGROSSED

HOUSE BILL No. 1253

DIGEST OF HB 1253 (Updated April 10, 2019 4:16 pm - DI 123)

Citations Affected: IC 5-2; IC 10-21; IC 20-26; IC 20-49; IC 22-11.

Synopsis: Firearms and active shooter training for school staff and employees. Creates a specialized firearms safety, education, and training curriculum (curriculum) for teachers, school staff members, and school employees. Specifies curriculum requirements. Authorizes funds from the: (1) Indiana safe school fund; (2) Indiana secure 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 members, and school employees. 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 safe school 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
(Continued next page)

Effective: July 1, 2019.

Lucas, Judy, Stutzman, Smaltz

(SENATE SPONSORS — HOLDMAN, TOMES, RAATZ, KRUSE)

January 10, 2019, read first time and referred to Committee on Education.
February 11, 2019, amended, reported — Do Pass.
February 14, 2019, read second time, amended, ordered engrossed.
February 15, 2019, engrossed.
February 18, 2019, read third time, passed. Yeas 72, nays 25.

SENATE ACTION

March 4, 2019, read first time and referred to Committee on Education and Career Development.
April 11, 2019, amended, reported favorably — Do Pass.

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Digest Continued

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 a drill for a student of the school that includes, as any part of the training or drill, the expelling of any type of projectile. 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. Establishes requirements concerning the barricading or blocking of a door during an active shooter drill or during an active shooter emergency. Makes conforming and technical amendments.



April 12, 2019

First Regular Session of the 121st General Assembly (2019)

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 2018 Regular and Special Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1253

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.25-2016,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2019]: 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.
 - 14 (5) Provide educational outreach and training to school personnel
 - 15 concerning:
 - 16 (A) the identification of;
 - 17 (B) the prevention of; and

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- 1 (C) intervention in;
 2 bullying.
 3 (6) Provide educational outreach to school personnel and training
 4 to school safety specialists and school resource officers
 5 concerning:
 6 (A) the identification of;
 7 (B) the prevention of; and
 8 (C) intervention in;
 9 criminal organization activities.
 10 (7) Provide grants for school wide programs to improve school
 11 climate and professional development and training for school
 12 personnel concerning:
 13 (A) alternatives to suspension and expulsion; and
 14 (B) evidence based practices that contribute to a positive
 15 school environment, including classroom management skills,
 16 positive behavioral intervention and support, restorative
 17 practices, and social emotional learning.
 18 **(8) Increase school safety by:**
 19 **(A) helping teachers, school staff, and school employees**
 20 **acquire specialized firearms instruction; and**
 21 **(B) defraying tuition related expenses for teachers, school**
 22 **staff, and school employees who are approved by a charter**
 23 **school, nonpublic school, or school corporation to enroll in**
 24 **the course of specialized firearms instruction described in**
 25 **IC 10-21-2.**
 26 (b) The fund consists of amounts deposited:
 27 (1) under IC 33-37-9-4; and
 28 (2) from any other public or private source.
 29 (c) The institute shall determine grant recipients from the fund with
 30 a priority on awarding grants in the following order:
 31 (1) A grant for a safety plan.
 32 (2) A safe haven grant requested under section 10 of this chapter.
 33 (3) A safe haven grant requested under section 7 of this chapter.
 34 (d) Upon recommendation of the council, the institute shall establish
 35 a method for determining the maximum amount a grant recipient may
 36 receive under this section.
 37 **(e) The institute may use money from the fund to pay the costs**
 38 **of administering the fund.**
 39 SECTION 2. IC 10-21-1-2, AS ADDED BY P.L.172-2013,
 40 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 41 JULY 1, 2019]: Sec. 2. (a) The Indiana secured school fund is
 42 established to provide matching grants to enable school corporations



1 and charter schools to establish programs under which a school
2 corporation or charter school (or a coalition of schools) may:

3 (1) employ a school resource officer or enter into a contract or a
4 memorandum of understanding with a:

- 5 (A) local law enforcement agency;
6 (B) private entity; or
7 (C) nonprofit corporation;

8 to employ a school resource officer;

9 (2) conduct a threat assessment of the buildings within a school
10 corporation or operated by a charter school; ~~or~~

11 (3) purchase equipment and technology to:

- 12 (A) restrict access to school property; or
13 (B) expedite notification of first responders; **or**

14 **(4) increase school safety by:**

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

17 **(B) defraying tuition related expenses for teachers, school**
18 **staff, and school employees who wish to enroll in the**
19 **course of firearms instruction described in IC 10-21-2.**

20 (b) The fund shall be administered by the department of homeland
21 security.

22 (c) The fund consists of:

- 23 (1) appropriations from the general assembly;
24 (2) grants from the Indiana safe schools fund established by
25 IC 5-2-10.1-2;
26 (3) federal grants; and
27 (4) amounts deposited from any other public or private source.

28 (d) The expenses of administering the fund shall be paid from
29 money in the fund.

30 (e) The treasurer of state shall invest the money in the fund not
31 currently needed to meet the obligations of the fund in the same
32 manner as other public money may be invested. Interest that accrues
33 from these investments shall be deposited in the fund.

34 (f) Money in the fund at the end of a state fiscal year does not revert
35 to the state general fund.

36 SECTION 3. IC 10-21-1-4, AS AMENDED BY P.L.30-2014,
37 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
38 JULY 1, 2019]: Sec. 4. (a) The board may award a matching grant to
39 enable a school corporation or charter school (or a coalition of schools
40 applying jointly) to:

- 41 (1) establish a program to employ a school resource officer;
42 (2) provide school resource officer training described in



1 IC 20-26-18.2-1(b)(2);

2 **(3) conduct a threat assessment, or purchase equipment to restrict**
 3 **access to the school, or expedite the notification of first**
 4 **responders in accordance with section 2(a) of this chapter; or**

5 **(4) increase school safety by:**

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

8 **(B) defraying tuition related expenses for teachers, school**
 9 **staff, and school employees who wish to enroll in the**
 10 **course of firearms instruction described in IC 10-21-2.**

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

15 (1) The total cost of the program established by the school
 16 corporation or charter school (or the coalition of schools applying
 17 jointly).

18 (2) The following amounts:

19 (A) Fifty thousand dollars (\$50,000) per year, in the case of a
 20 school corporation or charter school that:

21 (i) has an ADM of at least one thousand (1,000); and

22 (ii) is not applying jointly with any other school corporation
 23 or charter school.

24 (B) Thirty-five thousand dollars (\$35,000) per year, in the case
 25 of a school corporation or charter school that:

26 (i) has an ADM of less than one thousand (1,000); and

27 (ii) is not applying jointly with any other school corporation
 28 or charter school.

29 (C) Fifty thousand dollars (\$50,000) per year, in the case of a
 30 coalition of schools applying jointly.

31 **(c) This subsection does not apply to a school corporation or a**
 32 **charter school seeking a grant for a course of specialized firearms**
 33 **instruction described under IC 10-21-2.** A school corporation or
 34 charter school may receive only one (1) matching grant under this
 35 section each year.

36 **(d) This subsection does not apply to a school corporation or a**
 37 **charter school seeking a grant for a course of specialized firearms**
 38 **instruction described under IC 10-21-2.** The board may not award a
 39 grant to a school corporation or charter school under this chapter unless
 40 the school corporation or charter school is in a county that has a county
 41 school safety commission, as described in IC 5-2-10.1-10.

42 SECTION 4. IC 10-21-1-5, AS AMENDED BY P.L.211-2018(ss),



1 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
2 JULY 1, 2019]: Sec. 5. (a) A school corporation or charter school may
3 annually apply to the board for a matching grant from the fund for a
4 program **or for specialized firearms instruction** described in section
5 2(a) of this chapter.

6 (b) The application must include the following:

7 (1) A concise description of the school corporation's or charter
8 school's security needs.

9 (2) The estimated cost of the program **or course of specialized**
10 **firearms instruction described under IC 10-21-2** to the school
11 corporation or charter school.

12 (3) The extent to which the school corporation or charter school
13 has access to and support from a nearby law enforcement agency,
14 if applicable.

15 (4) The ADM of the school corporation or charter school (or the
16 combined ADM of the coalition of schools applying jointly).

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

18 (6) A statement whether the school corporation or charter school
19 has completed a local plan and has filed the plan with the county
20 school safety commission for the county in which the school
21 corporation or charter school is located.

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

26 SECTION 5. IC 10-21-2 IS ADDED TO THE INDIANA CODE AS
27 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
28 1, 2019]:

29 **Chapter 2. Specialized Firearms Instruction for Teachers,**
30 **School Staff, and School Employees**

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

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

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

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

37 (A) is not maintained by a school corporation or charter
38 school; and

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

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

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



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

3 **(1) currently employed by a:**

4 **(A) charter school;**

5 **(B) nonpublic school; or**

6 **(C) school corporation;**

7 **(2) is not currently subject to:**

8 **(A) an administrative suspension or investigation;**

9 **(B) a disciplinary complaint or disciplinary investigation;**

10 **(C) a criminal investigation or prosecution; or**

11 **(D) any proceeding or investigation comparable to those**
 12 **described in clauses (A) through (C); and**

13 **(3) authorized by:**

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

15 **(B) the body that administers a charter school established**
 16 **under IC 20-24;**

17 **to carry a firearm in or on school property;**

18 **may apply to the institute for a grant from the Indiana safe schools**
 19 **fund established by 5-2-10.1-2.**

20 **Sec. 3. (a) A charter school, nonpublic school, or school**
 21 **corporation shall apply for a grant from the institute in the form**
 22 **and manner prescribed by the institute.**

23 **(b) The institute may adopt rules under IC 4-22-2, including**
 24 **emergency rules under IC 4-22-2-37.1, to implement this section.**

25 **Sec. 4. A grant provided to a charter school, nonpublic school,**
 26 **or school corporation under section 3 of this chapter must be used**
 27 **by a teacher, staff member, or employee to enroll in a course of**
 28 **specialized firearms instruction that:**

29 **(1) is taught by an instructor who is or instructors who are**
 30 **qualified to provide instruction in the topics described in**
 31 **subdivision (2); and**

32 **(2) consists of the following topics:**

33 **(A) Not less than one (1) hour of general firearms safety.**

34 **This topic shall consist of the following subtopics:**

35 **(i) Safe handling of firearms.**

36 **(ii) Safe carrying of firearms.**

37 **(iii) Safe storage of firearms.**

38 **(B) Not less than one (1) half hour of firearms**
 39 **maintenance. This topic shall consist of the following**
 40 **subtopics:**

41 **(i) General care of firearms.**

42 **(ii) Basic firearm cleaning, oiling, preventative**



- 1 maintenance, and repair.
- 2 (C) Not less than twenty four (24) hours on the following
- 3 topics:
- 4 (i) Basic marksmanship training that includes a
- 5 qualification standard established by the instructor.
- 6 (ii) Scenario based training.
- 7 (D) Not less than eight (8) hours of dynamic gun drills.
- 8 This topic shall consist of the following subtopics:
- 9 (i) Shooting in high-stress environments.
- 10 (ii) Shooting in highly populated environments.
- 11 (iii) Shooting while moving and communicating with
- 12 third parties.
- 13 (iv) Shooting at multiple targets.
- 14 (v) Shooting while moving to and from cover.
- 15 (E) Not less than one (1) hour on the topic on firearms
- 16 retention. This topic shall consist of the following
- 17 subtopics:
- 18 (i) Retention of a handgun while holstered.
- 19 (ii) Retention of a handgun while drawn.
- 20 (iii) Retention of shotguns and rifles.
- 21 (iv) Responses to common handgun, shotgun, and rifle
- 22 disarming techniques.
- 23 (F) Not less than two (2) hours on the topic of tactical
- 24 movement and maneuvering while armed. This topic shall
- 25 discuss the presentation and manipulation of a firearm
- 26 while:
- 27 (i) moving;
- 28 (ii) in hallways;
- 29 (iii) at room entrances;
- 30 (iv) in open spaces and venues; and
- 31 (v) in restricted spaces and areas.
- 32 (G) Not less than one (1) hour on the legal consequences of
- 33 a use of force action.
- 34 (H) Not less than one (1) hour on the topic of post-shooting
- 35 considerations and consequences. This topic shall consist
- 36 of the following subtopics:
- 37 (i) Psychological and emotional responses following a
- 38 shooting or use of force action.
- 39 (ii) The proper securing of a weapon following a
- 40 shooting.
- 41 (iii) The preservation of evidence following a shooting or
- 42 use of force action.



1 (iv) Safely identifying oneself to a law enforcement
 2 officer while armed or immediately following a use of
 3 force action.

4 (I) Not less than one (1) hour on the topic of school
 5 shootings and active shooter incidents. This topic shall
 6 evaluate and analyze past school shootings and active
 7 shooter incidents for the purpose of:

8 (i) illustrating concepts discussed during the safety and
 9 training course; and

10 (ii) critiquing ineffective or dangerous responses made
 11 by other individuals during the course of a school
 12 shooting or active shooter incident.

13 (J) Any other topic or remedial training:

14 (i) deemed appropriate or necessary by the course
 15 instructor; or

16 (ii) necessitated by circumstances or conditions unique to
 17 a specific school, teacher, or student.

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

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

25 (1) have successfully completed the Minnesota multiphasic
 26 personality inventory 2 (MMPI-II); and

27 (2) be able to provide proof of having completed the
 28 Minnesota multiphasic personality inventory 2 (MMPI-II) to
 29 the institute upon request.

30 **Sec. 6. (a)** A charter school, nonpublic school, or school
 31 corporation that receives a grant from the institute under section
 32 3 of this chapter shall ensure that any teacher, school staff
 33 member, or school employee of the charter school, nonpublic
 34 school, or school corporation enrolls in a course of firearms
 35 instruction that meets the requirements specified in section 4 of
 36 this chapter.

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

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



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

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

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

- 11 **(1) fails to address each topic and subtopic described in**
 12 **section 4 of this chapter; or**
 13 **(2) is provided by any person lacking a valid National Rifle**
 14 **Association certification.**

15 **Sec. 9. A charter school, nonpublic school, or school corporation**
 16 **that:**

- 17 **(1) violates section 8 of this chapter;**
 18 **(2) uses a grant provided under section 3 of this chapter for a**
 19 **purpose not specified in section 4 of this chapter; or**
 20 **(3) is unable to provide the institute with:**
 21 **(A) a certificate of completion described in section 7(b) of**
 22 **this chapter;**
 23 **(B) proof that the teacher, school staff member, or school**
 24 **employee is:**
 25 **(i) currently enrolled; or**
 26 **(ii) otherwise in the process of completing;**
 27 **a course of firearms instruction that complies with section**
 28 **4 of this chapter upon request; or**
 29 **(C) proof of having completed the Minnesota multiphasic**
 30 **personality inventory 2 (MMPI-II) upon request by the**
 31 **institute;**

32 **must reimburse the institute in an amount equal to the amount of**
 33 **any grant originally issued to the charter school, nonpublic school,**
 34 **or school corporation under this chapter.**

35 **Sec. 10. (a) The identity of a person who has enrolled in,**
 36 **participated in, or completed the firearms training described under**
 37 **section 4 of this chapter is confidential.**

38 **(b) A charter school, nonpublic school, or school corporation**
 39 **may not disclose the identity of any person described in subsection**
 40 **(a) unless otherwise required by law.**

41 **SECTION 6. IC 20-26-5-39 IS ADDED TO THE INDIANA CODE**
 42 **AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY**



1 1, 2019]: **Sec. 39. (a) Notwithstanding any other law, a public**
 2 **school, including a charter school, or an accredited nonpublic**
 3 **school may not conduct a training or drill for an employee of the**
 4 **school that includes as any part of the training or drill the expelling**
 5 **of any type of projectile at the employee or otherwise unless:**

6 **(1) the school informs the employee of the use of projectiles in**
 7 **the training or drill; and**

8 **(2) the employee provides the school with written consent to**
 9 **the training or drill with the use of projectiles.**

10 **(b) Notwithstanding any other law, a public school, including a**
 11 **charter school, or an accredited nonpublic school may not conduct**
 12 **or approve training or a drill for a student of the school that**
 13 **includes as any part of the training or drill the expelling of any**
 14 **type of projectile at a student or otherwise.**

15 SECTION 7. IC 20-49-10-4, AS ADDED BY P.L.211-2018(ss),
 16 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 17 JULY 1, 2019]: Sec. 4. (a) The school corporation and charter school
 18 safety advance program is established. The purpose of the program is
 19 to:

20 **(1) make advances to school corporations or charter schools (or**
 21 **one (1) or more coalitions of public schools applying jointly) for**
 22 **equipment purchases or capital improvements necessary to**
 23 **improve school security; and**

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

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

27 **(B) defraying tuition related expenses for teachers, school**
 28 **staff, and school employees who wish to enroll in the**
 29 **course of firearms instruction described in IC 10-21-2.**

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

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

36 SECTION 8. IC 20-49-10-5, AS ADDED BY P.L.211-2018(ss),
 37 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 38 JULY 1, 2019]: Sec. 5. (a) Advances made under this chapter may be
 39 used to:

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

41 **(A) restrict access to schools;**

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



- 1 (C) improve school security; or
- 2 **(2) increase school safety by:**
- 3 **(A) helping teachers, school staff, and school employees**
- 4 **acquire specialized firearms instruction; and**
- 5 **(B) defraying tuition related expenses for teachers, school**
- 6 **staff, and school employees who wish to enroll in the**
- 7 **course of firearms instruction described in IC 10-21-2.**
- 8 (b) The maximum amount of an advance that a school corporation
- 9 or charter school may receive under this chapter may not exceed five
- 10 hundred thousand dollars (\$500,000).
- 11 (c) The maximum amount of the advance that the state board may
- 12 approve under section 6(c) of this chapter is the lesser of:
- 13 (1) the maximum amount of an advance that may be awarded as
- 14 established by subsection (b); or
- 15 (2) the amount needed to cover costs approved by the secured
- 16 school safety board that are in excess of the amount awarded by
- 17 the secured school safety board under IC 10-21-1-4 and the
- 18 amount committed as a match by the school corporation or charter
- 19 school (or coalition of public schools filing jointly) that applied
- 20 for the grant under IC 10-21-1-5.
- 21 SECTION 9. IC 22-11-17-2, AS AMENDED BY P.L.211-2018(ss),
- 22 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 23 JULY 1, 2019]: Sec. 2. (a) Except as provided in subsections (b) and
- 24 (d) and section 2.5 of this chapter, an owner of a public building shall
- 25 not permit an exit to be locked or obstructed in any manner that denies
- 26 the public a continuous and unobstructed means of egress while
- 27 lawfully occupied by anyone who is not an officer or an employee.
- 28 (b) The commission may adopt rules under IC 4-22-2 that:
- 29 (1) allow the owner of a public building to equip an exit with a
- 30 special egress control device;
- 31 (2) limit the circumstances under which a special egress control
- 32 device may be used; and
- 33 (3) allow an exit that was in compliance with the rules of the
- 34 commission when the exit was constructed to be equipped with a
- 35 special egress control device.
- 36 (c) An owner of a public building shall not permit a fire alarm to be
- 37 disconnected or otherwise rendered inoperative, except in cases of
- 38 routine maintenance or for repair.
- 39 (d) A school that has one (1) or more employees may barricade or
- 40 block a door **under the following circumstances:**
- 41 **(1) For a period not to exceed three (3) minutes in the event of an**
- 42 **unplanned fire alarm activation in order for a designated school**



1 official to investigate the alarm. The school must initiate
2 evacuation and safety procedures after the three (3) minute period
3 expires. However, the period may be extended in the event that an
4 active shooter has been verified to be on the school's property.
5 **(2) During an active shooter drill or during an active shooter**
6 **emergency in the school building. Any device used to block or**
7 **barricade a door during an active shooter drill or active**
8 **shooter emergency must be removed or disengaged**
9 **immediately after an all clear has been given or if evacuation**
10 **is necessary. Devices used under this subdivision must remain**
11 **compliant with all other applicable building and fire safety**
12 **laws, rules, and regulations.**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1253, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 19, after "teachers" insert ", **school staff, and school employees**".

Page 2, line 21, after "teachers" insert ", **school staff, and school employees**".

Page 3, line 36, after "Teachers" insert ", **School Staff, and School Employees**".

Page 4, line 7, after "teacher" insert ", **staff member, or employee**".

Page 4, line 11, delete "and".

Page 4, line 17, after "(C);" insert "**and**".

Page 4, between lines 17 and 18, begin a new line block indented and insert:

"(3) authorized by:

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

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

to carry a firearm in or on school property;".

Page 4, line 20, after "teacher" insert ", **school staff member, or school employee**".

Page 4, line 24, after "teacher" insert ", **school staff member, or school employee**".

Page 4, line 25, after "teacher" insert ", **staff member, or employee**".

Page 4, delete lines 27 through 28, begin a new line block indented and insert:

"(1) is taught by an instructor who is or instructors who are qualified to provide instruction in the topics described in subdivision (2); and".

Page 4, delete lines 41 through 42, begin a new line double block indented and insert:

"(C) Not less than twenty four (24) hours on the following topics:

(i) Basic marksmanship training that includes a qualification standard established by the instructor.

(ii) Scenario based training."

Page 5, delete lines 1 through 2.

Page 6, between lines 13 and 14, begin a new line double block



indented and insert:

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

Sec. 5. A teacher, school staff member, or school employee who wishes to apply for a grant from the institute under section 3 of this chapter must:

- (1) have successfully completed the Minnesota multiphasic personality inventory 2 (MMPI-II) prior to applying for a grant described under section 3 of this chapter; and**
- (2) be able to provide proof of having completed the Minnesota multiphasic personality inventory 2 (MMPI-II) to the institute upon request."**

Page 6, line 14, delete "5." and insert "6."

Page 6, line 14, after "teacher" insert ", school staff member, or school employee".

Page 6, line 21, delete "6." and insert "7."

Page 6, line 21, after "teacher" insert ", school staff member, or school employee".

Page 6, line 32, delete "7." and insert "8."

Page 6, delete lines 38 through 42, begin a new paragraph and insert:

"Sec. 9. A teacher, school staff member, or school employee who:

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

must reimburse the institute in an amount equal to the amount of any grant originally issued to the teacher, school staff member, or



school employee under this chapter."

Delete pages 7 through 8.

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1253 as introduced.)

BEHNING

Committee Vote: yeas 8, nays 2.

HOUSE MOTION

Mr. Speaker: I move that House Bill 1253 be amended to read as follows:

Page 7, after line 37, begin a new paragraph and insert:

"Sec. 10. (a) The identity of a person who:

(1) has received a grant from the institute under section 3 of this chapter; or

(2) has enrolled in, participated in, or completed the firearms training described under section 4 of this chapter;

is confidential.

(b) A charter school, nonpublic school, or school corporation may not disclose the identity of any person described in subsection (a) unless otherwise required by law."

Renumber all SECTIONS consecutively.

(Reference is to HB 1253 as printed February 12, 2019.)

JUDY

COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred House Bill No. 1253, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, line 22, delete "who wish" and insert "**who are approved**

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by a charter school, nonpublic school, or school corporation".

Page 2, delete lines 36 through 42, begin a new paragraph and insert:

"(e) The institute may use money from the fund to pay the costs of administering the fund."

Page 3, delete lines 1 through 33, begin a new paragraph and insert:

"SECTION 2. IC 10-21-1-2, AS ADDED BY P.L.172-2013, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. (a) The Indiana secured school fund is established to provide matching grants to enable school corporations and charter schools to establish programs under which a school corporation or charter school (or a coalition of schools) may:

(1) employ a school resource officer or enter into a contract or a memorandum of understanding with a:

- (A) local law enforcement agency;
- (B) private entity; or
- (C) nonprofit corporation;

to employ a school resource officer;

(2) conduct a threat assessment of the buildings within a school corporation or operated by a charter school; ~~or~~

(3) purchase equipment and technology to:

- (A) restrict access to school property; or
- (B) expedite notification of first responders; ~~or~~

(4) increase school safety by:

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

(B) defraying tuition related expenses for teachers, school staff, and school employees who wish to enroll in the course of firearms instruction described in IC 10-21-2.

(b) The fund shall be administered by the department of homeland security.

(c) The fund consists of:

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

(d) The expenses of administering the fund shall be paid from money in the fund.

(e) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public money may be invested. Interest that accrues



from these investments shall be deposited in the fund.

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

SECTION 3. IC 10-21-1-4, AS AMENDED BY P.L.30-2014, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4. (a) The board may award a matching grant to enable a school corporation or charter school (or a coalition of schools applying jointly) to:

- (1) establish a program to employ a school resource officer;
- (2) provide school resource officer training described in IC 20-26-18.2-1(b)(2);
- (3) conduct a threat assessment, ~~or~~ purchase equipment to restrict access to the school, or expedite the notification of first responders in accordance with section 2(a) of this chapter; **or**
- (4) **increase school safety by:**
 - (A) **helping teachers, school staff, and school employees acquire specialized firearms instruction; and**
 - (B) **defraying tuition related expenses for teachers, school staff, and school employees who wish to enroll in the course of firearms instruction described in IC 10-21-2.**

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

- (1) The total cost of the program established by the school corporation or charter school (or the coalition of schools applying jointly).
- (2) The following amounts:
 - (A) Fifty thousand dollars (\$50,000) per year, in the case of a school corporation or charter school that:
 - (i) has an ADM of at least one thousand (1,000); and
 - (ii) is not applying jointly with any other school corporation or charter school.
 - (B) Thirty-five thousand dollars (\$35,000) per year, in the case of a school corporation or charter school that:
 - (i) has an ADM of less than one thousand (1,000); and
 - (ii) is not applying jointly with any other school corporation or charter school.
 - (C) Fifty thousand dollars (\$50,000) per year, in the case of a coalition of schools applying jointly.

(c) **This subsection does not apply to a school corporation or a charter school seeking a grant for a course of specialized firearms**



instruction described under IC 10-21-2. A school corporation or charter school may receive only one (1) matching grant under this section each year.

(d) **This subsection does not apply to a school corporation or a charter school seeking a grant for a course of specialized firearms instruction described under IC 10-21-2.** The board may not award a grant to a school corporation or charter school under this chapter unless the school corporation or charter school is in a county that has a county school safety commission, as described in IC 5-2-10.1-10.

SECTION 4. IC 10-21-1-5, AS AMENDED BY P.L.211-2018(ss), SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. (a) A school corporation or charter school may annually apply to the board for a matching grant from the fund for a program **or for specialized firearms instruction** described in section 2(a) of this chapter.

(b) The application must include the following:

- (1) A concise description of the school corporation's or charter school's security needs.
- (2) The estimated cost of the program **or course of specialized firearms instruction described under IC 10-21-2** to the school corporation or charter school.
- (3) The extent to which the school corporation or charter school has access to and support from a nearby law enforcement agency, if applicable.
- (4) The ADM of the school corporation or charter school (or the combined ADM of the coalition of schools applying jointly).
- (5) Any other information required by the board.
- (6) A statement whether the school corporation or charter school has completed a local plan and has filed the plan with the county school safety commission for the county in which the school corporation or charter school is located.
- (7) A statement whether the school corporation or charter school (or coalition of public schools applying jointly) requests an advance under IC 20-49-10 in addition to a matching grant under this chapter."

Page 4, line 9, after "A" insert "**charter school, nonpublic school, or school corporation that has a**".

Page 4, line 27, delete "teacher, school staff member, or school employee" and insert "**charter school, nonpublic school, or school corporation**".

Page 4, line 32, delete "teacher, school staff member, or" and insert "**charter school, nonpublic school, or school corporation**".



Page 4, line 33, delete "school employee".

Page 4, line 33, delete "the" and insert "a".

Page 6, line 27, delete "teacher, school staff member, or school employee who" and insert "**charter school, nonpublic school, or school corporation that**".

Page 6, line 29, delete "must:" insert "**must require each teacher, school staff member, or school employee who seeks to use grant funds as specified under this chapter to:**".

Page 6, delete lines 30 through 32, begin a new line block indented and insert:

"(1) have successfully completed the Minnesota multiphasic personality inventory 2 (MMPI-II); and".

Page 6, delete lines 36 through 42, begin a new paragraph and insert:

"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 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."

Page 7, line 19, delete "A teacher, school staff member, or school employee who:" and insert "**A charter school, nonpublic school, or school corporation that:**".

Page 7, line 36, delete "teacher, school staff member, or" and insert "**charter school, nonpublic school, or school corporation**".

Page 7, line 37, delete "school employee".

Page 7, delete lines 38 through 42, begin a new paragraph and insert:

"Sec. 10. (a) The identity of a person who has enrolled in, participated in, or completed the firearms training described under section 4 of this chapter is confidential."

Page 8, delete line 1.

Page 8, after line 4, begin a new paragraph and insert:

"SECTION 6. IC 20-26-5-39 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 39. (a) Notwithstanding any other law, a public school, including a charter 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 or otherwise unless:

- (1) the school informs the employee of the use of projectiles in the training or drill; and**
- (2) the employee provides the school with written consent to the training or drill with the use of projectiles.**

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

SECTION 7. IC 20-49-10-4, AS ADDED BY P.L.211-2018(ss), SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4. (a) The school corporation and charter school safety advance program is established. The purpose of the program is to:

- (1) make advances to school corporations or charter schools (or one (1) or more coalitions of public schools applying jointly) for equipment purchases or capital improvements necessary to improve school security; and**
- (2) increase school safety by:**
 - (A) helping teachers, school staff, and school employees acquire specialized firearms instruction; and**
 - (B) defraying tuition related expenses for teachers, school staff, and school employees who wish to enroll in the course of firearms instruction described in IC 10-21-2.**

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

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

SECTION 8. IC 20-49-10-5, AS ADDED BY P.L.211-2018(ss), SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. (a) Advances made under this chapter may be used to:

- (1) purchase equipment, or make capital improvements needed to:**
 - (A) restrict access to schools;**
 - (B) expedite the notification of first responders; or**
 - (C) improve school security; or**
- (2) increase school safety by:**
 - (A) helping teachers, school staff, and school employees acquire specialized firearms instruction; and**



(B) defraying tuition related expenses for teachers, school staff, and school employees who wish to enroll in the course of firearms instruction described in IC 10-21-2.

(b) The maximum amount of an advance that a school corporation or charter school may receive under this chapter may not exceed five hundred thousand dollars (\$500,000).

(c) The maximum amount of the advance that the state board may approve under section 6(c) of this chapter is the lesser of:

- (1) the maximum amount of an advance that may be awarded as established by subsection (b); or
- (2) the amount needed to cover costs approved by the secured school safety board that are in excess of the amount awarded by the secured school safety board under IC 10-21-1-4 and the amount committed as a match by the school corporation or charter school (or coalition of public schools filing jointly) that applied for the grant under IC 10-21-1-5.

SECTION 9. IC 22-11-17-2, AS AMENDED BY P.L.211-2018(ss), SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. (a) Except as provided in subsections (b) and (d) and section 2.5 of this chapter, an owner of a public building shall not permit an exit to be locked or obstructed in any manner that denies the public a continuous and unobstructed means of egress while lawfully occupied by anyone who is not an officer or an employee.

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

- (1) allow the owner of a public building to equip an exit with a special egress control device;
- (2) limit the circumstances under which a special egress control device may be used; and
- (3) allow an exit that was in compliance with the rules of the commission when the exit was constructed to be equipped with a special egress control device.

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

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

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



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

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1253 as reprinted February 15, 2019.)

RAATZ, Chairperson

Committee Vote: Yeas 8, Nays 2.

