

SENATE BILL No. 107

DIGEST OF INTRODUCED BILL

Citations Affected: IC 34-30-20.5.

Synopsis: Immunity for not prohibiting firearms. Provides that a person who does not prohibit: (1) an individual from possessing a firearm on the person's property; or (2) the person's employees from possessing a firearm while the employees are acting within the scope of their employment; is immune from civil liability with respect to any claim based on the person's failure to adopt such a policy.

Effective: July 1, 2015.

Steele

January 6, 2015, read first time and referred to Committee on Judiciary.



First Regular Session 119th General Assembly (2015)

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 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

SENATE BILL No. 107

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

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

1 SECTION 1. IC 34-30-20.5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2015]:
4 **Chapter 20.5. Firearms: Immunity for Not Prohibiting**
5 **Possession of a Firearm**
6 **Sec. 1. As used in this chapter, "employee" includes a person**
7 **working as an employee, as a contractor, or as a volunteer.**
8 **"Employment" has a corresponding meaning.**
9 **Sec. 2. Except as provided in section 3 of this chapter, a person**
10 **who does not prohibit:**
11 **(1) an individual from possessing a firearm on the person's**
12 **property; or**
13 **(2) the person's employees from possessing a firearm while**
14 **the employees are acting within the scope of their**



1 **employment;**
2 **is immune from civil liability with respect to any claim based on**
3 **the person's failure to adopt such a policy.**
4 **Sec. 3. The immunity described in section 2 of this chapter does**
5 **not apply to a person whose conduct or failure to act is the result**
6 **of gross negligence or willful or wanton misconduct.**

