

FLOYD COUNTY ORDINANCE 2000- XIII

AN ORDINANCE PROHIBITING THE POSSESSION OF FIREARMS  
IN BUILDINGS OWNED OR ADMINISTERED BY FLOYD COUNTY  
INDIANA

WHEREAS, the regulation of the ownership, possession, sale, transfer, and transportation of firearms has been pre-empted by the State of Indiana, with the exception that the provisions of IC 35-47-11-2 permit Floyd County to impose such regulations with respect to land, buildings, or other real property owned or administered by such unit; and

WHEREAS, pursuant to the provisions of IC 36-1-4-11, a unit may adopt, codify, and enforce ordinances; and

WHEREAS, the Board of Commissioners of the County of Floyd is desirous of enacting an ordinance prohibiting the possession of firearms in buildings owned or administered by Floyd County, Indiana.

NOW THEREFORE, BE IT ORDAINED:

SECTION I.

Definitions. The following definitions shall apply throughout this Ordinance:

- (a). Building. As used in this ordinance, the term "building" shall include the entirety of a structure, to include the real estate upon which such structure may be located, or if only part of a structure is owned, leased, or administered by Floyd County, Indiana, so much thereof as shall be so owned, leased, or administered.
- (b). Firearm. "Firearm" means any weapon that is capable of or designed to or that may readily be converted to expel a projectile by means of an explosion.
- (c). Handgun. "Handgun" means any firearm:
  - (1) Designed or adapted so as to be aimed and fired from one (1) hand, regardless of barrel length; or

- (2) Any firearm with:
  - (A) A barrel less than sixteen (16) inches in length; or
  - (B) An overall length less than twenty-six (26) inches.

#### SECTION II.

Prohibition. No person shall enter any building owned, leased, or administered by Floyd County, Indiana, while the person is in possession of a handgun or other firearm.

#### SECTION III.

Exceptions. Section II of this ordinance does not apply to:

- (a). Judicial Officers; or
- (b). Employees of the United States duly authorized to carry firearms; or
- (c). The commissioner of the department of corrections of the state of Indiana or persons authorized by him in writing to carry firearms; or
- (d). Employees of express companies when engaged in company business; or
- (e). Public safety officers as defined by the provisions of IC 35-47-4.5-3 (1) through (13); or
- (f). Other law enforcement officers.

#### SECTION IV

Enforcement. An action shall be brought by the Floyd County Prosecutor, in the name of Floyd County, Indiana, and in accordance with the provisions of IC 34-28-5, et seq., to recover a judgment against a person violating this ordinance in an amount not to exceed \$2500.00, together with costs of the action.

BE IT FURTHER ORDAINED, that this ordinance shall be in full force and effect upon its passage and publication as required by law.

SO ORDAINED, this 21 day of November, 2000.

BOARD OF COMMISSIONERS  
OF THE COUNTY OF FLOYD

Michael T. Schindler

MEMBER

John C. Peiser

MEMBER

Paul Miller

MEMBER

ATTEST:

Barbara Sillings  
FLOYD COUNTY AUDITOR

**Legals**

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2000 - XIII

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ATTEST:  
Barbara Sillings  
Floyd County Auditor