

ORDINANCE NO. 2011-17-CM
AMENDING TIPPECANOE COUNTY CODE
REPEALING CHAPTER 130.01
ADDING NEW CHAPTER 130.01
POSSESSION OF DEADLY WEAPONS IN COUNTY BUILDINGS.

WHEREAS, The Indiana General Assembly passed P.L. 152-2011 (SEA 292-2011) which enacted IC 35-47-11.1, restricting the authority of political subdivisions to regulate the possession of firearms, ammunition, and firearm accessories.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Tippecanoe County, Indiana, that the Tippecanoe County Code be amended to Repeal Chapter 130.01 and add a new Chapter 130.01 reading as follows:

§ 130.01 POSSESSION OF DEADLY WEAPONS IN COUNTY BUILDINGS.

(A) For the purpose of this section DEADLY WEAPON is defined as follows:

- (1) A loaded or unloaded firearm;
- (2) A weapon, device, instrument, material, or substance, animate or inanimate, that is used for, or is readily capable of, causing death or serious bodily injury, except that such term does not include a pocket knife with a blade of less than 2½ inches in length.

(B) This section does not apply to:

- (1) Judicial officers or law enforcement personnel on active duty; or
- (2) The lawful possession of firearms or other deadly weapons by county officers or employees or persons under contract with the county, for lawful purposes connected with their office, employment or contract with the county.

(C) No person shall possess a deadly weapon in the County Courthouse or the County Jail.

(D) The County Sheriff and all other law enforcement officers may detain persons whom they have reason to believe possess such deadly weapons in violation of this section long enough to obtain proper name, address, date of birth, social security number, and to seize such deadly weapon.

(E) The County Sheriff and all other law enforcement officers may seize any deadly weapon possessed in violation of this section. All seized deadly weapons shall be held by the Sheriff's Department until further order of the court, after a hearing on the proper disposition of the weapon pursuant to I.C. 35-47-2-7, 35-47-3-2, 35-47-3-3 and 35-47-4-1.

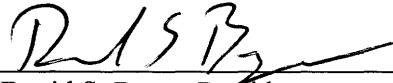
This Ordinance shall be in full force and effect immediately upon its passage and signing.

Presented to the Board of Commissioners of Tippecanoe County, Indiana, and approved on first reading this 5th day of July, 2011, by the following vote:

BOARD OF COMMISSIONERS OF
TIPPECANOE COUNTY

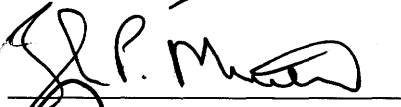
VOTE

yes



David S. Byers, President

yes



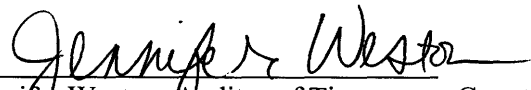
Thomas P. Murtaugh, Vice President

yes



John Knochel, Member

ATTEST:




Jennifer Weston, Auditor of Tippecanoe County

Presented to the Board of Commissioners of Tippecanoe County, Indiana, and approved on second reading this 5th day of July, 2011, by the following vote:

BOARD OF COMMISSIONERS OF
TIPPECANOE COUNTY

VOTE

yes



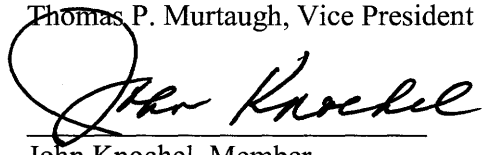
David S. Byers, President

yes



Thomas P. Murtaugh, Vice President

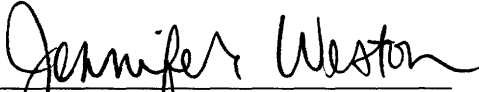
Thomas P. Murtaugh, Vice President



John Knochel, Member

yes

ATTEST:



Jennifer Weston, Auditor of
Tippecanoe County

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