

ORDINANCE NO. 2019 - 5
AN ORDINANCE PROHIBITING DEADLY WEAPONS WITHIN
THE COURTHOUSE

(A) Deadly weapons of any kind, as defined by I.C. 35-31.5-2-86, are prohibited from being carried or maintained within the premises of the Clay Circuit Court and/or Clay Superior Court, by anyone, with the exception of Judicial Officers who are legally authorized to carry a handgun on or about his/her person and duly recognized law enforcement officials.

(B) Deadly weapons of any kind as defined by I.C. 35-31.5-2-86 are prohibited from being carried or maintained within the premises of the Clay County Courthouse by anyone with the exception of elected Clay County Courthouse government officials, Clay County Courthouse Department Heads, Judicial Officers who are legally authorized to carry a handgun on or about his/her person and duly recognized law enforcement officials. Elected Clay County Courthouse government officials (other than Judicial Officers and Prosecuting Attorney) and Clay County Courthouse Department Heads are still subject to paragraph (A) above and shall not carry or maintain a deadly weapon within the premises of the Clay Circuit Court and/or Clay Superior Court.

Elected Clay County government officials and Clay County Courthouse Department Heads who intend to carry and/or maintain a handgun within the premises of the Courthouse shall fill out a form as prescribed by the Clay County Sheriff notifying the Clay County Sheriff's Office of such person's intent to carry and/or maintain a handgun within the premises of the Courthouse.

(C) Pursuant to I.C. 35-31.5-2-86, deadly weapon is hereby defined as follows:

- (1) A loaded or unloaded firearm.
- (2) A destructive device, weapon, device, taser (as defined in IC 35-47-8-3) or electronic stun weapon (as defined in IC 35-47-8-1), equipment, chemical substance, or other material that in the manner it:
 - (A) is used;
 - (B) could ordinarily be used; or
 - (C) is intended to be used;is readily capable of causing serious bodily injury.
- (3) An animal (as defined in IC 35-46-3-3) that is:
 - (A) readily capable of causing serious bodily injury; and
 - (B) used in the commission or attempted commission of a crime.

(4) A biological disease, virus, or organism that is capable of causing serious bodily injury.

(D) Any person violating this Ordinance shall be punished by a fine not to exceed \$2,500 for a first offense and not to exceed \$7,500 for a subsequent offense.

(E) Signs shall be visibly posted on the entrance by which the general public is permitted to enter the buildings of the Clay County Courthouse and at appropriate locations on the interior of the buildings as the Board of Commissioners determine necessary.

ORDAINED AND ESTABLISHED THIS 6th DAY OF MAY, 2019.

Paul Sindors, President

Bryan Allender, Member

Marty Heffner, Member

ATTEST:

Jennifer M. Flater
Auditor, Clay County, Indiana

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