

§ 30.03 DEADLY WEAPONS, ALCOHOLIC BEVERAGES IN COURTHOUSE AND COUNTY-OWNED BUILDINGS.

(A) For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

DEADLY WEAPONS.

(a) A loaded or unloaded firearm; or

(b) A weapon, device, taser or electronic stun gun, equipment, chemical substance or other material that in the manner it is used, could ordinarily be used or is intended to be used, is readily capable of causing serious bodily injury.

FIREARM. Any weapon which is capable of, designed to or that may be readily converted to expel a projectile by means of an explosion.

SERIOUS BODILY INJURY. Bodily injury that creates a substantial risk of death or that causes serious permanent disfigurement, unconsciousness, extreme pain, or permanent or protracted loss or impairment of the function of a bodily member or organ.

(B) Except as provided in division (C) below, a person shall not possess on or about his person within the Boone County Courthouse any deadly weapon or alcoholic beverage. Any person in violation of this section shall be subject to a fine of up to \$2,500 per violation and the Boone County Attorney is hereby authorized to enforce this section through the Boone County Courts system.

(C) (1) Division (B) above does not apply to the following persons, while on duty, or while appearing in Court to testify in an official capacity: law enforcement officers, Indiana Department of Corrections Officers, Conservation Officers, Community Corrections personnel, Court personnel or employees of the United States duly authorized to carry deadly weapons and county employees in the capacity of their office.

(2) The persons described in the foregoing paragraph as being exempt from the provisions of this section shall not be exempt if they, or any of them, or any member of the family of one of them, is a party to any proceeding taking place in court. Officers not on regular duty, but who may be in the Courthouse on special assignment, or on business not associated with their official duties, shall also be exempt from the provisions of this section unless they, or any one of them, come within the provision of the first sentence of this division.

(D) Any person of whom a court security officer, or any law enforcement officer on duty in an official capacity, has probable cause to believe, may have on or about his or her person a deadly weapon, is or has consumed an alcoholic beverage on county property in violation of this section, may be searched for the deadly weapon and any such weapon or illegal contraband found on or about the person shall be seized and held for disposition according to law, and the person may be subject to prosecution for any offenses committed beyond the violation of this section.

(E) This section shall be in full force and effect from and after its passage and upon publication as may be required by law.

(F) Upon passage, the Boone County Commissioners shall cause prominent notices of this section to be posted at each entry to the Boone County Courthouse and all other county owned facilities informing the general public of the possible penalties for violation of this section.

(Ord. 1995-5, passed 10-16-1995; Am. Ord. 2011-07, passed 10-3-2011)

Cross-reference:

Entry to Courthouse, see § 30.09