

BILL ANALYSIS

Senate Research Center
76R4024 PEP-D

S.B. 1729
By: Ellis
Education
4/20/1999
As Filed

DIGEST

Currently, the Texas Penal Code bans licensed handguns from school premises. Due to the definitions of certain terms, people with a concealed handgun permit are allowed to legally have their licensed guns in their vehicles while in school parking lots, which effectively circumvents state and federal weapon-free school zone laws. S.B. 1729 would establish provisions regarding the possession or carrying of weapons on certain premises associated with a school or educational institution, and would provide penalties.

PURPOSE

As proposed, S.B. 1729 establishes provisions regarding the possession or carrying of weapons on certain premises associated with a school or educational institution, and would provide penalties.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 46.03(c), Penal Code, to provide that in this section “premises” has the meaning assigned by Section 46.035, except as provided by Subdivision (2). Provides that “premises,” for the purposes of Subsection (a)(1), means all or a portion of a building, a public or private driveway, street, sidewalk or walkway, parking lot, parking garage, or other parking area. Makes a conforming change.

SECTION 2. Makes application of this Act prospective.

SECTION 3. Effective date: September 1, 1999.

SECTION 4. Emergency clause.