

## **BILL ANALYSIS**

Senate Research Center  
77R2374 JMC-D

S.B. 483  
By: Duncan  
Criminal Justice  
2/9/2001  
As Filed

### **DIGEST AND PURPOSE**

Under current Texas law, a sheriff is required to complete the initial requirements to carry a handgun upon retirement in order to continue carrying a handgun. As proposed, S.B. 483 provides for a retired sheriff who meets certain criteria to be able to continue carrying a handgun after the sheriff's retirement.

### **RULEMAKING AUTHORITY**

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

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 46.15, Penal Code, by adding Subsection (f), as follows:

(f) Provides that the provision of Section 46.02 prohibiting the carrying of a handgun does not apply to a person who is an honorably retired sheriff. Defines "honorably retired" in this subsection.

SECTION 2. Amends Chapter 411H, Government Code, by adding Section 411.1992, as follows:

Sec. 411.1992. WEAPONS PROFICIENCY TESTS FOR CERTAIN RETIRED SHERIFFS. Requires the Texas Department of Public Safety (department) to allow a retired sheriff who may be eligible to carry a handgun under Section 46.15(f), Penal Code, a reasonable opportunity to demonstrate the required weapons proficiency to the department's firearms proficiency officer under Section 1701.355 (Continuing Demonstration of Weapons Proficiency), Occupation Code.

SECTION 3. Effective date: September 1, 2001.