

## **BILL ANALYSIS**

Senate Research Center  
80R12208 KEL-D

H.B. 442  
By: Phillips (Deuell)  
Criminal Justice  
5/17/2007  
Engrossed

### **AUTHOR'S / SPONSOR'S STATEMENT OF INTENT**

The Penal Code currently provides that it is an offense for a person to take or attempt to take certain weapons from a peace, parole, or community supervision officer, including a stun gun. However, newer technologies have made the current definition of “stun gun” in that law obsolete.

H.B. 442 redefines “stun gun” to include newer models of the weapon.

### **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 38.14(a)(2), Penal Code, to redefine “stun gun” to refer to an electronic device that emits an electrical charge and is designed and primarily employed to incapacitate a person or animal as set forth in this subdivision. Makes conforming deletions.

SECTION 2. Effective date: September 1, 2007.