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H.B. No. 3142

A BILL TO BE ENTITLED

AN ACT

relating to school marshals, including eligibility for appointment
as a school marshal, and licensure and training requirements.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 37.0811, Education Code, is amended by
amending Subsections (b), (f), and (h) and adding Subsection (b-1)
to read as follows:

(b) The board of trustees of a school district or the
governing body of an open-enrollment charter school may select for
appointment as a school marshal under this section an applicant who
is certified as eligible for appointment under Section 1701.260,
Occupations Code, and is either:

(1) an employee of the school district or
open-enrollment charter school; or

(2) a school district or open-enrollment charter
school volunteer who is:

(A) an honorably discharged veteran or active
duty member of the armed forces of the United States;

(B) a peace officer;

(C) a reserve law enforcement officer, as defined
by Section 1701.001, Occupations Code; or

(D) a retired peace officer, as defined by
Section 1701.3161, Occupations Code ~~[and certified as eligible for~~
~~appointment under Section 1701.260, Occupations Code]~~.

1 (b-1) The board of trustees of a school district or the
2 governing body of an open-enrollment charter school may, but shall
3 not be required to, reimburse the amount paid by an ~~[the]~~ applicant
4 for appointment as a school marshal to participate in the training
5 program under Section 1701.260, Occupations Code ~~[that section]~~.

6 (f) A person's ~~[school district or charter school~~
7 ~~employee's]~~ status as a school marshal becomes inactive on:

8 (1) expiration of the person's ~~[employee's]~~ school
9 marshal license under Section 1701.260, Occupations Code;

10 (2) suspension or revocation of the person's
11 ~~[employee's]~~ license to carry a handgun issued under Subchapter H,
12 Chapter 411, Government Code;

13 (3) termination of the person's ~~[employee's]~~
14 employment or volunteer service, as applicable, with the district
15 or charter school; or

16 (4) notice from the board of trustees of the district
17 or the governing body of the charter school that the person's
18 ~~[employee's]~~ services as school marshal are no longer required.

19 (h) If a parent or guardian of a student enrolled at a school
20 inquires in writing, the school district or open-enrollment charter
21 school shall provide the parent or guardian written notice
22 indicating whether any person ~~[employee of the school]~~ is currently
23 appointed a school marshal. The notice may not disclose
24 information that is confidential under Subsection (g).

25 SECTION 2. Sections 37.0813(b), (f), and (h), Education
26 Code, are amended to read as follows:

27 (b) The governing body of a private school may select for

1 appointment as a school marshal under this section an applicant who
2 is certified as eligible for appointment under Section 1701.260,
3 Occupations Code, and is either:

4 (1) an employee of the school; or

5 (2) a school volunteer who is:

6 (A) an honorably discharged veteran or active
7 duty member of the armed forces of the United States;

8 (B) a peace officer;

9 (C) a reserve law enforcement officer, as defined
10 by Section 1701.001, Occupations Code; or

11 (D) a retired peace officer, as defined by
12 Section 1701.3161, Occupations Code ~~[and certified as eligible for~~
13 ~~appointment under Section 1701.260, Occupations Code]~~.

14 (f) A person's ~~[private school employee's]~~ status as a
15 school marshal becomes inactive on:

16 (1) expiration of the person's ~~[employee's]~~ school
17 marshal license under Section 1701.260, Occupations Code;

18 (2) suspension or revocation of the person's
19 ~~[employee's]~~ license to carry a handgun issued under Subchapter H,
20 Chapter 411, Government Code;

21 (3) termination of the person's ~~[employee's]~~
22 employment or volunteer service, as applicable, with the private
23 school; or

24 (4) notice from the governing body that the person's
25 ~~[employee's]~~ services as school marshal are no longer required.

26 (h) If a parent or guardian of a student enrolled at a
27 private school inquires in writing, the school shall provide the

parent or guardian written notice indicating whether any person ~~[employee of the school]~~ is currently appointed a school marshal. The notice may not disclose information that is confidential under Subsection (g).

SECTION 3. Section 51.220, Education Code, is amended by amending Subsections (c), (g), and (i) and adding Subsection (c-1) to read as follows:

(c) The governing board of a public junior college may select for appointment as a school marshal under this section an applicant who is certified as eligible for appointment under Section 1701.260, Occupations Code, and is either:

(1) an employee of the public junior college; or

(2) a volunteer of the public junior college who is:

(A) an honorably discharged veteran or active duty member of the armed forces of the United States;

(B) a peace officer;

(C) a reserve law enforcement officer, as defined by Section 1701.001, Occupations Code; or

(D) a retired peace officer, as defined by Section 1701.3161, Occupations Code ~~[and certified as eligible for appointment under Section 1701.260, Occupations Code]~~.

(c-1) The governing board of a public junior college may, but shall not be required to, reimburse the amount paid by an ~~[the]~~ applicant for appointment as a school marshal to participate in the training program under Section 1701.260, Occupations Code ~~[that section]~~.

(g) A person's ~~[public junior college employee's]~~ status as

1 a school marshal becomes inactive on:

2 (1) expiration of the person's ~~[employee's]~~ school
3 marshal license under Section 1701.260, Occupations Code;

4 (2) suspension or revocation of the person's
5 ~~[employee's]~~ license to carry a concealed handgun issued under
6 Subchapter H, Chapter 411, Government Code;

7 (3) termination of the person's ~~[employee's]~~
8 employment or volunteer service, as applicable, with the public
9 junior college; or

10 (4) notice from the governing board of the public
11 junior college that the person's ~~[employee's]~~ services as school
12 marshal are no longer required.

13 (i) If a parent or guardian of a student enrolled at a public
14 junior college inquires in writing, the governing board of the
15 public junior college shall provide the parent or guardian written
16 notice indicating whether any person ~~[employee of the public junior
17 college]~~ is currently appointed a school marshal. The notice may
18 not disclose information that is confidential under Subsection (h).

19 SECTION 4. Section 1701.260, Occupations Code, is amended
20 by amending Subsections (a), (a-1), (b), (i), and (j) and adding
21 Subsection (a-2) to read as follows:

22 (a) The commission shall establish and maintain a training
23 program open to any employee or volunteer of a school district,
24 open-enrollment charter school, private school, or public junior
25 college:

26 (1) for an employee, who holds a license to carry a
27 handgun issued under Subchapter H, Chapter 411, Government Code; or

1 (2) for a volunteer, who is:

2 (A) an honorably discharged veteran or active
3 duty member of the armed forces of the United States;

4 (B) a peace officer;

5 (C) a reserve law enforcement officer, as defined
6 by Section 1701.001; or

7 (D) a retired peace officer, as defined by
8 Section 1701.3161.

9 (a-1) The training under the training program may be
10 conducted only by the commission staff or a provider approved by the
11 commission.

12 (a-2) [~~(a-1)~~] In this section, "private school" has the
13 meaning assigned by Article 2A.008, Code of Criminal Procedure.

14 (b) The commission shall collect from each person who
15 participates in the training program identifying information that
16 includes the person's name, the person's date of birth, the license
17 number of the license issued to the person under Subchapter H,
18 Chapter 411, Government Code, and the address of the person's place
19 of employment or volunteer service, as applicable.

20 (i) The commission shall revoke the [~~a person's~~] school
21 marshal license of a person described by Subsection (a)(1) if the
22 commission is notified by the Department of Public Safety that the
23 person's license to carry a handgun issued under Subchapter H,
24 Chapter 411, Government Code, has been suspended or revoked. A
25 person whose school marshal license is revoked may obtain
26 recertification by:

27 (1) furnishing proof to the commission that the

1 person's handgun license has been reinstated; and

2 (2) completing the initial training under Subsection
3 (c) to the satisfaction of the commission staff, paying the fee for
4 the training, and demonstrating psychological fitness on the
5 psychological examination described in Subsection (d).

6 (j) The commission shall submit the identifying information
7 collected under Subsection (b) for each person licensed by the
8 commission under this section to:

9 (1) the director of the Department of Public Safety;

10 (2) the ~~[person's employer, if the person is employed~~
11 ~~by a]~~ school district, open-enrollment charter school, private
12 school, or public junior college at which the person is employed or
13 volunteers;

14 (3) the chief law enforcement officer of the local
15 municipal law enforcement agency if the person is employed or
16 volunteers at a campus of a school district, open-enrollment
17 charter school, private school, or public junior college located
18 within a municipality;

19 (4) the sheriff of the county if the person is employed
20 or volunteers at a campus of a school district, open-enrollment
21 charter school, private school, or public junior college that is
22 not located within a municipality; and

23 (5) the chief administrator of any peace officer
24 commissioned under Section 37.081 or 51.203, Education Code, if the
25 person is employed or volunteers at a school district or public
26 junior college that has commissioned a peace officer under either
27 section.

1 SECTION 5. This Act takes effect September 1, 2025.