

BILL ANALYSIS

Senate Research Center

S.B. 103
By: Van de Putte
Criminal Justice
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Enrolled

DIGEST AND PURPOSE

Current Texas law differentiates between peace officers and concealed weapon permit holders as regards the authority to carry a weapon in public spaces. This distinction, however, is sometimes unclear to employees of establishments that serve the public. S.B. 103 specifies that a peace officer is authorized to carry weapons into any public space, and specifies that commissioned peace officers of certain other states and special investigators are considered peace officers for this purpose.

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 amending Subsection (a) and adding Subsection (g), as follows:

(a) Includes commissioned peace officers of another state that allows peace officers commissioned in Texas to carry weapons in the other state, or special investigators under Article 2.122 (Special Investigators), Code of Criminal Procedure, among those peace officers and special investigators exempt from Sections 46.02 (Unlawful Carrying Weapons) and Section 46.03 (Places Weapons Prohibited).

(g) Defines “recognized state.”

SECTION 2. Effective date: upon passage or September 1, 2003.