

BILL ANALYSIS

Senate Research Center
78R3920 PEP-D

S.B. 501
By: Armbrister
Criminal Justice
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DIGEST AND PURPOSE

Current Texas law regarding concealed handgun licenses lacks clarifying language regarding where a license holder may lawfully carry a handgun. As proposed, S.B. 501 provides uniformity and consistency in Texas' concealed handgun license law for both licensees and law enforcement.

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 30.05, Penal Code, by adding Subsection (f), as follows:

(f) Provides that it is an exception to the application of this section regarding criminal trespass that:

- (1) The property or land on which the person entered was owned or leased by governmental entity and was not property or land described by Section 46.03 (Places Weapons Prohibited) or Section 46.035 (Unlawful Carrying of Handgun by License Holder);
- (2) the basis on which entry on the property or land was forbidden is that entry with a handgun was forbidden; and
- (3) the person was carrying a concealed handgun and a license issued under Chapter 411H (License to Carry a Concealed Handgun), Government Code, to carry a concealed handgun of the same category the person was carrying.

SECTION 2. Amends Section 30.06, Penal Code, by adding Subsection (e), to provide that it is an exception to the application of this section when a license holder carries a handgun on property owned or leased by a governmental entity that does not meet the specification of Section 46.03 or 46.035.

SECTION 3. Effective date: September 1, 2003.
Makes application of this Act prospective.