

1-1 By: Armbrister S.B. No. 501  
1-2 (In the Senate - Filed February 14, 2003; February 19, 2003,  
1-3 read first time and referred to Committee on Criminal Justice;  
1-4 March 17, 2003, reported adversely, with favorable Committee  
1-5 Substitute by the following vote: Yeas 4, Nays 1; March 17, 2003,  
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 501 By: Williams

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to laws regulating the carrying of weapons, including the  
1-11 application of criminal trespass laws to persons licensed to carry  
1-12 a concealed handgun.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Section 30.05, Penal Code, is amended by adding  
1-15 Subsection (f) to read as follows:

1-16 (f) It is an exception to the application of this section  
1-17 that:

1-18 (1) the basis on which entry on the property or land  
1-19 was forbidden is that entry with a handgun was forbidden; and

1-20 (2) the person was carrying a concealed handgun and a  
1-21 license issued under Subchapter H, Chapter 411, Government Code, to  
1-22 carry a concealed handgun of the same category the person was  
1-23 carrying.

1-24 SECTION 2. Section 30.06, Penal Code, is amended by adding  
1-25 Subsection (e) to read as follows:

1-26 (e) It is an exception to the application of this section  
1-27 that the property on which the license holder carries a handgun is  
1-28 owned or leased by a governmental entity and does not constitute  
1-29 premises of property described by Section 46.03 or 46.035. For  
1-30 purposes of this subsection, "premises" has the meaning assigned by  
1-31 Section 46.035(f)(3).

1-32 SECTION 3. Subsection (a), Section 46.03, Penal Code, is  
1-33 amended to read as follows:

1-34 (a) A person commits an offense if the person intentionally,  
1-35 knowingly, or recklessly possesses or goes with a firearm, illegal  
1-36 knife, club, or prohibited weapon listed in Section 46.05(a):

1-37 (1) on the physical premises of a school or  
1-38 educational institution, any grounds or building on which an  
1-39 activity sponsored by a school or educational institution is being  
1-40 conducted, or a passenger transportation vehicle of a school or  
1-41 educational institution, whether the school or educational  
1-42 institution is public or private, unless pursuant to written  
1-43 regulations or written authorization of the institution;

1-44 (2) on the premises of a polling place on the day of an  
1-45 election or while early voting is in progress;

1-46 (3) on the premises of ~~in~~ any government court or  
1-47 offices utilized by the court, unless pursuant to written  
1-48 regulations or written authorization of the court;

1-49 (4) on the premises of a racetrack;

1-50 (5) in or into a secured area of an airport; or

1-51 (6) within 1,000 feet of premises the location of  
1-52 which is designated by the Texas Department of Criminal Justice as a  
1-53 place of execution under Article 43.19, Code of Criminal Procedure,  
1-54 on a day that a sentence of death is set to be imposed on the  
1-55 designated premises and the person received notice that:

1-56 (A) going within 1,000 feet of the premises with  
1-57 a weapon listed under this subsection was prohibited; or

1-58 (B) possessing a weapon listed under this  
1-59 subsection within 1,000 feet of the premises was prohibited.

1-60 SECTION 4. (a) This Act takes effect September 1, 2003.

1-61 (b) The change in law made by this Act applies only to an  
1-62 offense committed on or after September 1, 2003. An offense  
1-63 committed before September 1, 2003, is covered by the law in effect

2-1 when the offense was committed, and the former law is continued in  
2-2 effect for that purpose. For purposes of this subsection, an  
2-3 offense was committed before September 1, 2003, if any element of  
2-4 the offense was committed before that date.

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