

By: Farabee, Frost, et al.

H.B. No. 896

Substitute the following for H.B. No. 896:

By: Hegar

C.S.H.B. No. 896

A BILL TO BE ENTITLED

AN ACT

relating to the rights and liabilities of an employer with respect to the carrying of a concealed handgun.

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

SECTION 1. Section 411.203, Government Code, is amended to read as follows:

Sec. 411.203. RIGHTS OF EMPLOYERS; LIMITATION ON LIABILITY.

(a) This subchapter does not prevent or otherwise limit the right of a public or private employer to prohibit persons who are licensed under this subchapter from carrying a concealed handgun on the premises of the business.

(b) Except as otherwise provided by this subsection, a public or private employer may not establish, maintain, or enforce any policy or rule that has the effect of prohibiting a person licensed under this subchapter from transporting or storing a concealed handgun in a locked vehicle in any parking lot, parking garage, or other designated parking area. A private employer may prohibit an employee from transporting or storing a concealed handgun in a vehicle in a parking lot, parking garage, or other parking area the employer provides for employees if:

(1) the parking lot, garage, or other area is completely surrounded by a gate and is not open to the public; and

(2) ingress to and egress from the parking lot, garage, or other area is monitored by security personnel.

1       (c) A public or private employer is not liable in a civil  
2 action for damages resulting from an occurrence involving the  
3 possession of a concealed handgun by a person licensed under this  
4 subchapter.

5       (d) This section does not authorize a person licensed under  
6 this subchapter to carry a concealed handgun on any premises where  
7 the carrying of a concealed handgun is prohibited by state or  
8 federal law.

9       SECTION 2. This Act takes effect September 1, 2005.