

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION

May 18, 2005

TO: Honorable John Whitmire, Chair, Senate Committee on Criminal Justice

FROM: John S. O'Brien, Deputy Director, Legislative Budget Board

IN RE: HB2110 by Berman (Relating to the applicability of certain weapon laws to certain prosecutors and certain court employees.), **As Engrossed**

No fiscal implication to the State is anticipated.

The bill would exempt a district attorney, a criminal district attorney, or a county attorney who is licensed to carry a concealed handgun from applicability of Sections 46.02 (Unlawful Carrying Weapons) and 46.03 (Places Weapons Prohibited) of the Penal Code. A bailiff designated as a judicial officer security escort who is licensed to carry a concealed handgun and is engaged in escorting an active judicial officer would also be exempt from Sections 46.02 and 46.03.

An active judicial officer would be authorized to designate a bailiff who is not a Texas licensed peace officer as a judicial officer escort. The judicial officer would be required to make the designation in writing and submit a copy of the writing to the county sheriff.

The bill would take effect immediately if it receives the required two-thirds vote in each house; otherwise, it would take effect September 1, 2005.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: JOB, KJG, DLBa