

## **BILL ANALYSIS**

H.B. 2791  
By: Homer  
Public Safety  
Committee Report (Unamended)

### **BACKGROUND AND PURPOSE**

County Jailers and Correctional Officers are the embodiment of the Criminal Justice system for many inmates and offenders of the state. When these individuals are eventually released, they may seek retaliation against the only members of the Criminal Justice system that they have repeatedly encountered.

H.B. 2791 provides that certain laws regarding the unlawful carrying of a weapon and the locations in which weapons are prohibited do not to apply county jail guards employed under the Local Government Code.

### **RULEMAKING AUTHORITY**

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

### **ANALYSIS**

H.B. 2791 amends Section 46.15(a), Penal Code, to add a county jail guard employed under Section 85.005, Local Government Code, who is engaged in the discharge of the guard's duties and in compliance with policies and procedures adopted by the sheriff employing the guard and the Commission on Jail Standards, to those officials to whom Sections 46.02 (Unlawful Carrying Weapons) and 46.03 (Places Weapons Prohibited), Penal Code, do not apply. H.B. 2791 also corrects a numbering error in Section 46.15(a), Penal Code.

### **EFFECTIVE DATE**

September 1, 2009.