

By: Hodge

H.B. No. 95

Substitute the following for H.B. No. 95:

By: Branch

C.S.H.B. No. 95

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the authority of certain private institutions of higher  
3 education to enter into mutual assistance agreements regarding the  
4 enforcement of state or local law.

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

6 SECTION 1. Sections 51.2125(a) and (c), Education Code, are  
7 amended to read as follows:

8 (a) This section applies only to a private institution of  
9 higher education that [~~has a fall head count enrollment of more than~~  
10 ~~10,000 students and that~~] has under its control and jurisdiction  
11 property that is contiguous to, or located in any part within the  
12 boundaries of, a home-rule municipality that has [with] a  
13 population of 1.18 million or more and is located predominantly in a  
14 county that has a total area of less than 1,000 square miles [than  
15 ~~one million]~~. For purposes of this section, a private institution  
16 of higher education is a private or independent institution of  
17 higher education as defined by Section 61.003.

18 (c) A mutual assistance agreement authorized by this  
19 section may designate the geographic area in which the campus peace  
20 officers are authorized to provide assistance to the peace officers  
21 of the municipality, except that if the agreement is entered into  
22 with a municipality described by Subsection (a) that elects all or  
23 part of the municipality's governing body from election districts  
24 [~~with a population of more than one million]~~, the designated

1 geographic area consists of each of the election districts of the  
2 municipality's governing body that contains any part of the campus  
3 of the institution and each of the election districts of the  
4 governing body that is contiguous to another municipality that  
5 contains any part of the campus of the institution.

6         SECTION 2. This Act takes effect immediately if it receives  
7 a vote of two-thirds of all the members elected to each house, as  
8 provided by Section 39, Article III, Texas Constitution. If this  
9 Act does not receive the vote necessary for immediate effect, this  
10 Act takes effect September 1, 2009.