

By: Coleman

H.B. No. 2953

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a prohibition against the use of a stun gun or taser by
3 school district peace officers, security personnel, and other
4 employees against elementary, middle, and junior high school
5 students.

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

7 SECTION 1. Subchapter C, Chapter 37, Education Code, is
8 amended by adding Section 37.0811 to read as follows:

9 Sec. 37.0811. USE OF STUN GUN OR TASER AGAINST CERTAIN
10 STUDENTS PROHIBITED. (a) In this section:

11 (1) "Stun gun" has the meaning assigned by Section
12 38.14, Penal Code.

13 (2) "Taser" means a device that is intended, designed,
14 made, or adapted to incapacitate a person by inflicting an
15 electrical charge through the emission of a projectile or
16 conductive stream.

17 (b) The board of trustees of a school district shall
18 prohibit school district peace officers, security personnel, and
19 other employees from using a stun gun or taser to subdue an
20 elementary, middle, or junior high school student on school
21 property or while attending a school-sponsored or school-related
22 activity off of school property.

23 SECTION 2. This Act takes effect immediately if it receives
24 a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2009.