

By: Alonzo

H.B. No. 3883

A BILL TO BE ENTITLED

AN ACT

relating to certain warning signs required on certain premises.

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

SECTION 1. Section 11.041(a), Alcoholic Beverage Code, is amended to read as follows:

(a) Each holder of a permit who is not otherwise required to display a sign under Section 411.204, Government Code, shall display in a prominent place on the permit holder's premises a sign giving notice that it is unlawful for a person to carry a weapon on the premises unless the weapon is a concealed handgun of the same category the person is licensed to carry under Subchapter H, Chapter 411, Government Code. The sign must also indicate that the prohibition does not apply to peace officers or honorably retired peace officers who, under Section 46.15, Penal Code, or other law, are exempt from the prohibition.

SECTION 2. Section 61.11(a), Alcoholic Beverage Code, is amended to read as follows:

(a) Each holder of a license who is not otherwise required to display a sign under Section 411.204, Government Code, shall display in a prominent place on the license holder's premises a sign giving notice that it is unlawful for a person to carry a weapon on the premises unless the weapon is a concealed handgun of the same category the person is licensed to carry under Subchapter H, Chapter 411, Government Code. The sign must also indicate that the

1 prohibition does not apply to peace officers or honorably retired  
2 peace officers who, under Section 46.15, Penal Code, or other law,  
3 are exempt from the prohibition.

4 SECTION 3. Section 411.204(c), Government Code, is amended  
5 to read as follows:

6 (c) The sign required under Subsections (a) and (b) must  
7 give notice in both English and Spanish that it is unlawful for a  
8 person licensed under this subchapter to carry a handgun on the  
9 premises. The sign must also indicate that the prohibition does not  
10 apply to peace officers or honorably retired peace officers who,  
11 under Section 46.15, Penal Code, or other law, are exempt from the  
12 prohibition. The sign must appear in contrasting colors with block  
13 letters at least one inch in height and must include on its face the  
14 number "51" printed in solid red at least five inches in height.  
15 The sign shall be displayed in a conspicuous manner clearly visible  
16 to the public.

17 SECTION 4. Section 30.06, Penal Code, is amended by  
18 amending Subsection (c) and adding Subsection (f) to read as  
19 follows:

20 (c) In this section:

21 (1) "Entry" has the meaning assigned by Section  
22 30.05(b).

23 (2) "License holder" has the meaning assigned by  
24 Section 46.035(f).

25 (3) "Written communication" means:

26 (A) a card or other document on which is written  
27 language identical to the following: "Pursuant to Section 30.06,

1 Penal Code (trespass by holder of license to carry a concealed  
2 handgun), a person licensed under Subchapter H, Chapter 411,  
3 Government Code (concealed handgun law), may not enter this  
4 property with a concealed handgun. This prohibition does not apply  
5 to peace officers or honorably retired peace officers."; or

6 (B) a sign posted on the property that:

7 (i) includes the language described by  
8 Paragraph (A) in both English and Spanish;

9 (ii) appears in contrasting colors with  
10 block letters at least one inch in height; and

11 (iii) is displayed in a conspicuous manner  
12 clearly visible to the public.

13 (f) It is an exception to the application of this section  
14 that the license holder is a peace officer or honorably retired  
15 peace officer exempted by Section 46.15 or other law from certain  
16 restrictions on the carrying of handguns.

17 SECTION 5. This Act takes effect September 1, 2009.