

By: Huberty

H.B. No. 198

A BILL TO BE ENTITLED

AN ACT

relating to the carrying of concealed handguns by certain persons attending a school board meeting.

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

SECTION 1. Section 46.03, Penal Code, is amended by adding Subsection (j) to read as follows:

(j) It is a defense to prosecution under Subsection (a)(1) that at the time of the commission of the offense the actor was:

(1) carrying a concealed handgun that the person was licensed to carry under Subchapter H, Chapter 411, Government Code; and

(2) attending a school board meeting in an official capacity as:

(A) a member of the school board; or

(B) the superintendent of the school governed by the school board.

SECTION 2. Section 46.035, Penal Code, is amended by adding Subsection (1) to read as follows:

(1) It is a defense to prosecution under Subsection (c) that at the time of the commission of the offense the actor was attending a school board meeting in an official capacity as:

(1) a member of the school board; or

(2) the superintendent of the school governed by the school board.

1 SECTION 3. The change in law made by this Act applies only
2 to an offense committed on or after the effective date of this Act.
3 An offense committed before the effective date of this Act is
4 governed by the law in effect on the date the offense was committed,
5 and the former law is continued in effect for that purpose. For
6 purposes of this section, an offense was committed before the
7 effective date of this Act if any element of the offense occurred
8 before that date.

9 SECTION 4. This Act takes effect September 1, 2015.