

1-1 By: Pickett, et al. (Senate Sponsor - Hughes) H.B. No. 873
 1-2 (In the Senate - Received from the House April 24, 2017;
 1-3 May 1, 2017, read first time and referred to Committee on State
 1-4 Affairs; May 8, 2017, reported favorably by the following vote:
 1-5 Yeas 8, Nays 0; May 8, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13			X	
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to prohibiting certain establishments serving the public
 1-20 from restricting a peace officer or special investigator from
 1-21 carrying a weapon on the premises.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Chapter 2, Code of Criminal Procedure, is
 1-24 amended by adding Article 2.1305 to read as follows:

1-25 Art. 2.1305. CARRYING WEAPON ON CERTAIN PREMISES. (a) An
 1-26 establishment serving the public may not prohibit or otherwise
 1-27 restrict a peace officer or special investigator from carrying on
 1-28 the establishment's premises a weapon that the peace officer or
 1-29 special investigator is otherwise authorized to carry, regardless
 1-30 of whether the peace officer or special investigator is engaged in
 1-31 the actual discharge of the officer's or investigator's duties
 1-32 while carrying the weapon.

1-33 (b) For purposes of this article:

1-34 (1) "Establishment serving the public" means:

1-35 (A) a hotel, motel, or other place of lodging;

1-36 (B) a restaurant or other place where food is
 1-37 offered for sale to the public;

1-38 (C) a retail business or other commercial
 1-39 establishment or an office building to which the general public is
 1-40 invited;

1-41 (D) a sports venue; and

1-42 (E) any other place of public accommodation,
 1-43 amusement, convenience, or resort to which the general public or
 1-44 any classification of persons from the general public is regularly,
 1-45 normally, or customarily invited.

1-46 (2) "Sports venue" means an arena, coliseum, stadium,
 1-47 or other type of area or facility that is primarily used or is
 1-48 planned for primary use for one or more professional or amateur
 1-49 sports or athletics events and for which a fee is charged or is
 1-50 planned to be charged for admission to the sports or athletics
 1-51 events, other than occasional civic, charitable, or promotional
 1-52 events.

1-53 SECTION 2. The change in law made by this Act applies only
 1-54 to conduct that occurs on or after the effective date of this Act.
 1-55 Conduct that occurs before the effective date of this Act is
 1-56 governed by the law in effect on the date the conduct occurred, and
 1-57 the former law is continued in effect for that purpose.

1-58 SECTION 3. This Act takes effect September 1, 2017.

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