

By: Taylor of Collin

S.B. No. 778

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the appointment of school marshals by public schools  
3 and the ammunition approved for use by a school marshal serving a  
4 public school or a public junior college.

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

6 SECTION 1. Sections 37.0811(a) and (d), Education Code, are  
7 amended to read as follows:

8 (a) The board of trustees of a school district or the  
9 governing body of an open-enrollment charter school may appoint not  
10 more than the greater of:

11 (1) one school marshal per 200 [~~400~~] students in  
12 average daily attendance per campus; or

13 (2) for each campus, one school marshal per building  
14 of the campus at which students regularly receive classroom  
15 instruction.

16 (d) Any written regulations adopted for purposes of  
17 Subsection (c) must provide that a school marshal may carry a  
18 concealed handgun as described by Subsection (c), except that if  
19 the primary duty of the school marshal involves regular, direct  
20 contact with students, the marshal may not carry a concealed  
21 handgun but may possess a handgun on the physical premises of a  
22 school in a locked and secured safe within the marshal's immediate  
23 reach when conducting the marshal's primary duty. The written  
24 regulations must also require that a handgun carried by or within

1 access of a school marshal may be loaded only with frangible duty  
2 ammunition approved for that purpose by the Texas Commission on Law  
3 Enforcement [~~designed to disintegrate on impact for maximum safety~~  
4 ~~and minimal danger to others~~].

5 SECTION 2. Section 51.220(e), Education Code, is amended to  
6 read as follows:

7 (e) Any written regulations adopted for purposes of  
8 Subsection (d) must provide that a school marshal may carry a  
9 concealed handgun as described by Subsection (d), except that if  
10 the primary duty of the school marshal involves regular, direct  
11 contact with students, the marshal may not carry a concealed  
12 handgun but may possess a handgun on the physical premises of a  
13 public junior college campus in a locked and secured safe within the  
14 marshal's immediate reach when conducting the marshal's primary  
15 duty. The written regulations must also require that a handgun  
16 carried by or within access of a school marshal may be loaded only  
17 with frangible duty ammunition approved for that purpose by the  
18 Texas Commission on Law Enforcement [~~designed to disintegrate on~~  
19 ~~impact for maximum safety and minimal danger to others~~].

20 SECTION 3. This Act takes effect immediately if it receives  
21 a vote of two-thirds of all the members elected to each house, as  
22 provided by Section 39, Article III, Texas Constitution. If this  
23 Act does not receive the vote necessary for immediate effect, this  
24 Act takes effect September 1, 2017.