

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION**

**May 24, 2017**

**TO:** Honorable Joe Straus, Speaker of the House, House of Representatives

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE:** **HB867** by Villalba (Relating to school marshals for private schools.), **As Passed 2nd House**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Code of Criminal Procedure to allow the governing body of a private school to employ and appoint school marshals to make arrests and exercise the same authority as a peace officer. The bill would amend the Education Code to require the governing body of a private school to disclose in writing whether any employee of the school has been appointed a school marshal if the school receives a written request for this information by a parent or guardian of an enrolled student. The bill would also amend the Education Code related to school marshals in public schools and open-enrollment charter schools to clarify the number of school marshals that can be appointed and the type of ammunition loaded in handguns carried by school marshals.

The bill would take effect immediately if passed within the necessary voting margins, or September 1, 2017.

The Texas Department of Public Safety, the Texas Commission on Law Enforcement, and the Texas Education Agency indicate the bill could be implemented with existing resources.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 405 Department of Public Safety, 407 Commission on Law Enforcement,  
701 Texas Education Agency

**LBB Staff:** UP, SD, RSt, THo, AM