

By: Cain, Krause, Leach, Flynn

H.B. No. 3136

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to carrying a weapon on the premises of a government court  
3 or offices utilized by the court.

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

5 SECTION 1. Section 46.03(a), Penal Code, is amended to read  
6 as follows:

7 (a) A person commits an offense if the person intentionally,  
8 knowingly, or recklessly possesses or goes with a firearm,  
9 location-restricted knife, club, or prohibited weapon listed in  
10 Section 46.05(a):

11 (1) on the physical premises of a school or  
12 educational institution, any grounds or building on which an  
13 activity sponsored by a school or educational institution is being  
14 conducted, or a passenger transportation vehicle of a school or  
15 educational institution, whether the school or educational  
16 institution is public or private, unless:

17 (A) pursuant to written regulations or written  
18 authorization of the institution; or

19 (B) the person possesses or goes with a concealed  
20 handgun that the person is licensed to carry under Subchapter H,  
21 Chapter 411, Government Code, and no other weapon to which this  
22 section applies, on the premises of an institution of higher  
23 education or private or independent institution of higher  
24 education, on any grounds or building on which an activity

1 sponsored by the institution is being conducted, or in a passenger  
2 transportation vehicle of the institution;

3 (2) on the premises of a polling place on the day of an  
4 election or while early voting is in progress;

5 (3) on the premises of any government court or offices  
6 utilized by the court, unless pursuant to:

7 (A) written regulations; or

8 (B) written authorization of any ~~the~~ court  
9 located on the premises;

10 (4) on the premises of a racetrack;

11 (5) in or into a secured area of an airport; or

12 (6) within 1,000 feet of premises the location of  
13 which is designated by the Texas Department of Criminal Justice as a  
14 place of execution under Article 43.19, Code of Criminal Procedure,  
15 on a day that a sentence of death is set to be imposed on the  
16 designated premises and the person received notice that:

17 (A) going within 1,000 feet of the premises with  
18 a weapon listed under this subsection was prohibited; or

19 (B) possessing a weapon listed under this  
20 subsection within 1,000 feet of the premises was prohibited.

21 SECTION 2. The change in law made by this Act applies only  
22 to an offense committed on or after the effective date of this Act.  
23 An offense committed before the effective date of this Act is  
24 governed by the law in effect on the date the offense was committed,  
25 and the former law is continued in effect for that purpose. For  
26 purposes of this section, an offense was committed before the  
27 effective date of this Act if any element of the offense occurred

1 before that date.

2 SECTION 3. This Act takes effect September 1, 2019.