

By: Lucio

S.B. No. 1704

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a school district or open-enrollment charter school
3 adopting a policy allowing a school employee to carry or possess a
4 handgun on school property or at a school event.

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

6 SECTION 1. Section [37.0811](#), Education Code, is amended by
7 amending Subsection (a) and adding Subsection (a-1) to read as
8 follows:

9 (a) The board of trustees of a school district or the
10 governing body of an open-enrollment charter school may appoint
11 school marshals under this section only if a school marshal policy
12 is adopted by the board or governing body by a record vote taken at a
13 public meeting. Before adopting the school marshal policy, the
14 board or governing body must provide a reasonable period for public
15 comment regarding the policy.

16 (a-1) The board of trustees of a school district or the
17 governing body of an open-enrollment charter school may appoint,
18 under the policy adopted under Subsection (a), not more than the
19 greater of:

20 (1) one school marshal per 200 students in average
21 daily attendance per campus; or

22 (2) for each campus, one school marshal per building
23 of the campus at which students regularly receive classroom
24 instruction.

1 SECTION 2. Subchapter C, Chapter 37, Education Code, is
2 amended by adding Section 37.0817 to read as follows:

3 Sec. 37.0817. POLICY AUTHORIZING PERSON TO CARRY OR POSSESS
4 HANDGUN. The board of trustees of a school district or the
5 governing body of an open-enrollment charter school may not
6 authorize a person to carry or possess a handgun for which the
7 person is licensed under Subchapter H, Chapter 411, Government
8 Code, on the physical premises of a campus or school, any grounds or
9 building on which an activity sponsored by a school or campus is
10 being conducted, or a passenger transportation vehicle of a school
11 or campus, unless, by a record vote taken at a public meeting, the
12 board or governing body adopts a policy allowing a person to carry
13 or possess a handgun in accordance with Section 46.03(a)(1), Penal
14 Code. A public meeting held to adopt a policy described by this
15 section must provide for a reasonable period for public comment
16 regarding the policy.

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