

By: Sanford, Noble, Patterson, Guillen,
et al.

H.B. No. 781

A BILL TO BE ENTITLED

AN ACT

relating to the carrying and possession of a handgun by a public
junior college school marshal.

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

SECTION 1. Section 51.220(e), Education Code, is amended to
read as follows:

(e) Any written regulations adopted for purposes of
Subsection (d):

(1) must:

(A) authorize [provide that] a school marshal to
[may] carry a concealed handgun as described by Subsection (d); and

(B) [~~, except that if the primary duty of the~~
~~school marshal involves regular, direct contact with students, the~~
~~marshal may not carry a concealed handgun but may possess a handgun~~
~~on the physical premises of a public junior college campus in a~~
~~locked and secured safe within the marshal's immediate reach when~~
~~conducting the marshal's primary duty. The written regulations must~~
~~also] require [that] a handgun carried or possessed by [~~or within~~~~
~~access of] a school marshal to [~~may~~ be loaded only with frangible~~
duty ammunition approved for that purpose by the Texas Commission
on Law Enforcement; and

(2) may not require a school marshal to store the
handgun in a locked container while on duty.

SECTION 2. This Act applies beginning with the 2021-2022

1 academic year.

2 SECTION 3. This Act takes effect immediately if it receives
3 a vote of two-thirds of all the members elected to each house, as
4 provided by Section 39, Article III, Texas Constitution. If this
5 Act does not receive the vote necessary for immediate effect, this
6 Act takes effect September 1, 2021.