

1-1 By: Patterson (Senate Sponsor - Hagenbuch) H.B. No. 353
1-2 (In the Senate - Received from the House May 5, 2025;
1-3 May 5, 2025, read first time and referred to Committee on Criminal
1-4 Justice; May 7, 2025, reported favorably by the following vote:
1-5 Yeas 7, Nays 0; May 7, 2025, sent to printer.)

1-6	COMMITTEE VOTE				
1-7		Yea	Nay	Absent	PNV
1-8	Flores	X			
1-9	Parker	X			
1-10	Hagenbuch	X			
1-11	Hinojosa of Hidalgo	X			
1-12	Huffman	X			
1-13	King	X			
1-14	Miles	X			

1-15 A BILL TO BE ENTITLED
1-16 AN ACT

1-17 relating to creating the criminal offense of trespass on or near
1-18 school or day-care center property.
1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
1-20 SECTION 1. Chapter 30, Penal Code, is amended by adding
1-21 Section 30.055 to read as follows:
1-22 Sec. 30.055. TRESPASS ON OR NEAR SCHOOL OR DAY-CARE CENTER
1-23 PROPERTY. (a) In this section:
1-24 (1) "Day-care center" has the meaning assigned by
1-25 Section 42.002, Human Resources Code.
1-26 (2) "Public property" includes a street, highway,
1-27 alley, public park, or sidewalk.
1-28 (3) "School" means a private or public elementary or
1-29 secondary school.
1-30 (4) "School or day-care center property" means:
1-31 (A) all land and buildings owned or leased by a
1-32 school or day-care center; and
1-33 (B) any grounds or buildings on which an activity
1-34 sponsored by the school or day-care center is being conducted.
1-35 (b) A person commits an offense if the person:
1-36 (1) enters or remains on:
1-37 (A) school or day-care center property; or
1-38 (B) public property located within 250 feet of
1-39 school or day-care center property;
1-40 (2) does not have:
1-41 (A) a reason or relationship for entering or
1-42 remaining on the property that involves custody of or
1-43 responsibility for a student enrolled at the school or day-care
1-44 center; or
1-45 (B) written permission from an authorized
1-46 representative of the school or day-care center;
1-47 (3) receives a reasonable request to depart by an
1-48 administrator, educator, or security personnel officer employed by
1-49 the school or day-care center; and
1-50 (4) fails to depart.
1-51 (c) An offense under this section is a Class A misdemeanor.
1-52 (d) If conduct constituting an offense under this section
1-53 also constitutes an offense under another section of this code, the
1-54 actor may be prosecuted under either section or both sections.
1-55 SECTION 2. This Act takes effect September 1, 2025.

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