

1-1 By: Hagenbuch S.B. No. 1602
1-2 (In the Senate - Filed February 24, 2025; March 10, 2025,
1-3 read first time and referred to Committee on Criminal Justice;
1-4 May 5, 2025, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 7, Nays 0; May 5, 2025, sent
1-6 to printer.)

1-7	COMMITTEE VOTE				
1-8		Yea	Nay	Absent	PNV
1-9	Flores	X			
1-10	Parker	X			
1-11	Hagenbuch	X			
1-12	Hinojosa of Hidalgo	X			
1-13	Huffman	X			
1-14	King	X			
1-15	Miles	X			

1-16 COMMITTEE SUBSTITUTE FOR S.B. No. 1602 By: Flores

1-17 A BILL TO BE ENTITLED
1-18 AN ACT

1-19 relating to creating the criminal offense of trespass on or near
1-20 school or day-care center property.
1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
1-22 SECTION 1. Chapter 30, Penal Code, is amended by adding
1-23 Section 30.055 to read as follows:
1-24 Sec. 30.055. TRESPASS ON OR NEAR SCHOOL OR DAY-CARE CENTER
1-25 PROPERTY. (a) In this section:
1-26 (1) "Day-care center" has the meaning assigned by
1-27 Section 42.002, Human Resources Code.
1-28 (2) "Public property" includes a street, highway,
1-29 alley, public park, or sidewalk.
1-30 (3) "School" means a private or public elementary or
1-31 secondary school.
1-32 (4) "School or day-care center property" means:
1-33 (A) all land and buildings owned or leased by a
1-34 school or day-care center; and
1-35 (B) any grounds or buildings on which an activity
1-36 sponsored by the school or day-care center is being conducted.
1-37 (b) A person commits an offense if the person:
1-38 (1) enters or remains on:
1-39 (A) school or day-care center property; or
1-40 (B) public property located within 500 feet of
1-41 school or day-care center property;
1-42 (2) while in the location described by Subdivision
1-43 (1):
1-44 (A) poses a substantial risk of harm to any
1-45 person;
1-46 (B) causes a disruption to the school or day-care
1-47 center learning environment; or
1-48 (C) on more than one occasion and pursuant to the
1-49 same scheme or course of conduct, behaves in a manner that is
1-50 inappropriate for a school or day-care center setting; and
1-51 (3) receives a request to depart by an administrator,
1-52 educator, or security personnel officer employed by the school or
1-53 day-care center and fails to depart.
1-54 (c) An offense under this section is a Class A misdemeanor.
1-55 (d) If conduct constituting an offense under this section
1-56 also constitutes an offense under another section of this code, the
1-57 actor may be prosecuted under either section or both sections.
1-58 SECTION 2. This Act takes effect September 1, 2025.

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