

1-1 By: Schwertner S.B. No. 1879  
1-2 (In the Senate - Filed March 7, 2019; March 18, 2019, read  
1-3 first time and referred to Committee on Criminal Justice;  
1-4 April 23, 2019, reported adversely, with favorable Committee  
1-5 Substitute by the following vote: Yeas 6, Nays 0; April 23, 2019,  
1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-9 Whitmire	X			
1-10 Huffman	X			
1-11 Buckingham	X			
1-12 Flores	X			
1-13 Hughes			X	
1-14 Miles	X			
1-15 Perry	X			

1-16 COMMITTEE SUBSTITUTE FOR S.B. No. 1879 By: Perry

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

1-19 relating to firearms training for county jailers.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. Subchapter F, Chapter 1701, Occupations Code, is  
1-22 amended by adding Section 1701.2561 to read as follows:

1-23 Sec. 1701.2561. FIREARMS TRAINING FOR COUNTY JAILERS.

1-24 (a) The commission shall develop a basic training program in the  
1-25 use of firearms by county jailers. The program must provide  
1-26 instruction in:

1-27     (1) legal limitations on the use of firearms and on the  
1-28     powers and authority of jailers;

1-29     (2) range firing and procedure;

1-30     (3) firearms safety and maintenance; and

1-31     (4) other topics determined by the commission to be  
1-32 necessary for the responsible use of firearms by jailers.

1-33 (b) The commission shall administer the training program  
1-34 and shall issue a certificate of firearms proficiency to each  
1-35 county jailer the commission determines has successfully completed  
1-36 the program.

1-37 (c) A county jailer who is issued a certificate of firearms  
1-38 proficiency and who maintains weapons proficiency in accordance  
1-39 with Section 1701.355 may carry a firearm:

1-40     (1) during the course of performing duties as a county  
1-41     jailer, including while transporting persons confined in the county  
1-42     jail; and

1-43     (2) while traveling to or from the jailer's place of  
1-44     assignment.

1-45 SECTION 2. Section 1701.355, Occupations Code, is amended  
1-46 by adding Subsection (a-1) and amending Subsection (b) to read as  
1-47 follows:

1-48 (a-1) An agency that employs one or more county jailers who  
1-49 have been issued a certificate of firearms proficiency under  
1-50 Section 1701.2561 shall designate a firearms proficiency officer  
1-51 and require the jailers to demonstrate weapons proficiency to the  
1-52 firearms proficiency officer at least annually. The agency shall  
1-53 maintain records of the weapons proficiency of the agency's  
1-54 jailers. A county jailer's failure to demonstrate weapons  
1-55 proficiency does not affect the county jailer's license under this  
1-56 chapter.

1-57 (b) On request, the commission may waive the requirement  
1-58 that a peace officer or county jailer demonstrate weapons  
1-59 proficiency on a determination by the commission that the  
1-60 requirement causes a hardship.

2-1        SECTION 3. This Act takes effect immediately if it receives  
2-2 a vote of two-thirds of all the members elected to each house, as  
2-3 provided by Section [39](#), Article III, Texas Constitution. If this  
2-4 Act does not receive the vote necessary for immediate effect, this  
2-5 Act takes effect September 1, 2019.

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