

6
Sheriff

House BILL
No. *758*
17 LEGISLATURE.

SUBJECT MATTER:

*Regulating the
keeping and hear-
ing of animals.*


HOW DISPOSED OF:

TX

File Box No. *113*

A Bill to be entitled "an act to regulate the keeping and bearing of ~~deadly weapons~~ arms.

Sec 1

Be it enacted by the legislature of the State of Texas that any person having or carrying about his person any pistol, dark sword, in a cane, spear, bowie knife or any other kind of knife manufactured and sold for the purpose of offense and defense, unless he has reasonable ground of fearing an unlawful attack on his person or property or in defense of the state or as a peace officer, shall be guilty of a misdemeanor and on conviction for the first offense shall be punished by fine not less than ten dollars nor more than fifty dollars, and for every other offense, shall in addition to such fine be imprisoned in the county jail for a term of sixty days. 

Sec 2

That any person charged under the first section of this act who may offer to prove by way of

defense that he was in danger of an attack on his person or property, shall be required to show that such danger was immediate and pressing and was of such a nature as to alarm a person of ordinary courage, and if it shall appear that this damage had its origin in a difficulty first commenced by the accused it shall not be considered as a legal defense.

Sec 3. This act shall not apply to or be enforced in any County of the State which may be designated in a Proclamation of the Governor as a frontier county and liable to incursions of hostile Indians.

Sec 4. Any person proposing to travel out of the State or into Mexico or the Indian Territory, or into those counties designated as frontier counties and liable to incursions of hostile Indians this act shall not affect provided he shall first make known his

intention to the Clerk of the District Court of the County of his residence and shall take from the clerk a license under seal of the District Court setting forth this fact for which license he shall pay to said clerk a fee of fifty cents.

Sec 5 That all fines collected under this act shall be appropriated to the repair and maintenance of public roads.

Sec 7 It shall be the duty of all Sheriffs, Constables, marshals and their deputies and all policemen and other peace officers to arrest every person violating this act and immediately take him before a Justice of the Peace of the County where the offense was committed or before a Mayor or Recorder of the town or city in which the offense is committed who shall investigate and try the offense. And any officer named in this act who shall refuse to perform the requirements of this act shall on information or indictment

be presented to the District Court and may be fined in a sum not less than fifty nor over five hundred dollars and costs of court and in addition be discharged by Judge of said Court from his office.

That this act shall in no wise ~~be amended~~ repeal or amend an act regulating the right to keep and bear arms passed and approved Aug^r 12th 1870.

Sec

That this Act shall take effect and be enforced from and after sixty days from its passage and it is hereby made the duty of the Governor to publish the same without delay throughout the State

(TX)

Sherriff

H. B. NO. 258

An Act to regulate the
Highway and bearing
of Arms.

July, 10, 1871, Read 1st time.
July 13, 1871, Read 2d time
and Referred to Committee on
Judiciary.

March 1, 1871, Reported back
~~to~~ was favorably received
& sent on the table

Several bills

(TX)

Report of the
Committee on