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H.B. No. 918

A BILL TO BE ENTITLED

AN ACT

relating to a license to carry a handgun for certain young adults  
who are protected under certain court orders related to family  
violence.

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

SECTION 1. Section 411.172, Government Code, is amended by  
adding Subsection (i) to read as follows:

(i) Notwithstanding Subsection (a)(2), a person who is at  
least 18 years of age but not yet 21 years of age is eligible for a  
license to carry a handgun if the person:

(1) is protected under:

(A) an active protective order issued under:

(i) Title 4, Family Code; or

(ii) Subchapter A, Chapter 7B, Code of  
Criminal Procedure; or

(B) an active magistrate's order for emergency  
protection under Article 17.292, Code of Criminal Procedure; and

(2) meets the other eligibility requirements of  
Subsection (a) except for the minimum age required by federal law to  
purchase a handgun.

SECTION 2. Subchapter H, Chapter 411, Government Code, is  
amended by adding Section 411.1735 to read as follows:

Sec. 411.1735. PROTECTIVE ORDER DESIGNATION. (a)  
Notwithstanding any other provision of this subchapter, a person

1 who establishes eligibility for a license to carry a handgun under  
2 Section 411.172(i) may only hold a license under this subchapter  
3 that bears a protective order designation on the face of the  
4 license.

5 (b) A person described by this section must submit a copy of  
6 the applicable court order described by Section 411.172(i)(1) with  
7 the application materials described by Section 411.174. The  
8 person's application is not considered complete for purposes of  
9 this subchapter unless the application includes the documentation  
10 and materials required by this section.

11 (c) Notwithstanding Section 411.183, a license that bears a  
12 protective order designation under this section is valid only until  
13 the date on which the applicable court order described by Section  
14 411.172(i)(1) is rescinded or expires.

15 (d) A holder of a license with a protective order  
16 designation under this section who becomes 21 years of age may apply  
17 for a license under this subchapter that does not bear the  
18 designation by using the renewal procedure under Section 411.185,  
19 regardless of whether the license that bears the designation has  
20 expired or is about to expire.

21 (e) The director shall adopt rules establishing a process by  
22 which the department periodically verifies a license holder's  
23 eligibility for a license to carry a handgun under Section  
24 411.172(i) if the license holder's license bears a protective order  
25 designation under this section. The rules may specify different  
26 intervals at which the department must verify the license holder's  
27 eligibility based on the court order used to satisfy the

1 eligibility requirement described by Section 411.172(i)(1).

2 SECTION 3. Section 411.179(a), Government Code, is amended  
3 to read as follows:

4 (a) The department by rule shall adopt the form of the  
5 license. A license must include:

6 (1) a number assigned to the license holder by the  
7 department;

8 (2) a statement of the period for which the license is  
9 effective;

10 (3) a photograph of the license holder;

11 (4) the license holder's full name, date of birth, hair  
12 and eye color, height, weight, and signature;

13 (5) the license holder's residence address or, as  
14 provided by Subsection (d), the street address of the courthouse in  
15 which the license holder or license holder's spouse serves as a  
16 federal judge or the license holder serves as a state judge;

17 (6) the number of a driver's license or an  
18 identification certificate issued to the license holder by the  
19 department; ~~and~~

20 (7) the designation "VETERAN" if required under  
21 Subsection (e); and

22 (8) if applicable, a protective order designation  
23 under Section 411.1735.

24 SECTION 4. Section 411.205, Government Code, is amended to  
25 read as follows:

26 Sec. 411.205. REQUIREMENT TO DISPLAY LICENSE. If a license  
27 holder is carrying a handgun on or about the license holder's person

1 when a magistrate or a peace officer demands that the license holder  
2 display identification, the license holder shall display:

3 (1) both the license holder's driver's license or  
4 identification certificate issued by the department and the license  
5 holder's handgun license; and

6 (2) if the license holder's handgun license bears a  
7 protective order designation, a copy of the applicable court order  
8 under which the license holder is protected.

9 SECTION 5. The changes in law made by this Act to Subchapter  
10 H, Chapter 411, Government Code, apply only to a completed  
11 application for a license to carry a handgun that is received by the  
12 Department of Public Safety of the State of Texas on or after the  
13 effective date of this Act. A completed application received  
14 before the effective date of this Act is governed by the law in  
15 effect on the date the application was received, and the former law  
16 is continued in effect for that purpose.

17 SECTION 6. This Act takes effect September 1, 2021.