

By: Schaefer

H.B. No. 1407

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the carrying of a handgun by a license holder in a motor  
3 vehicle.

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

5 SECTION 1. Section 46.035(a), Penal Code, is amended to  
6 read as follows:

7 (a) A license holder commits an offense if the license  
8 holder carries a handgun on or about the license holder's person  
9 under the authority of Subchapter H, Chapter 411, Government Code,  
10 and intentionally displays the handgun in plain view of another  
11 person in a public place. It is an exception to the application of  
12 this subsection that the handgun was partially or wholly visible  
13 but was:

14 (1) carried in a shoulder or belt holster by the  
15 license holder; or

16 (2) in a holster, and the handgun and the license  
17 holder were in a motor vehicle.

18 SECTION 2. The change in law made by this Act applies only  
19 to an offense committed on or after January 1, 2022. An offense  
20 committed before January 1, 2022, is governed by the law in effect  
21 on the date the offense was committed, and the former law is  
22 continued in effect for that purpose. For purposes of this section,  
23 an offense was committed before January 1, 2022, if any element of  
24 the offense occurred before that date.

1 SECTION 3. This Act takes effect September 1, 2021.