

By: Goodwin

H.B. No. 2077

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the development of a model policy by the Office of Court
3 Administration of the Texas Judicial System for the enforcement and
4 implementation of state laws regarding certain persons prohibited
5 by law from possessing a firearm or ammunition.

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

7 SECTION 1. (a) In this section, "office" means the Office
8 of Court Administration of the Texas Judicial System.

9 (b) The Office of Court Administration of the Texas Judicial
10 System shall develop and recommend a model policy regarding the
11 enforcement and implementation of state laws relating to:

12 (1) preventing the possession of a firearm or
13 ammunition by a person prohibited by law from possessing those
14 items; and

15 (2) providing for the transfer of a firearm or
16 ammunition by a person described by Subdivision (1) of this
17 subsection.

18 (c) The model policy must include provisions relating to the
19 transfer and, when applicable, return of firearms and ammunition
20 owned by a person prohibited from possessing a firearm or
21 ammunition.

22 (d) In developing the model policy, the office shall include
23 provisions to ensure due process protections, including by
24 recommending policies, forms, and practices to provide notice to a

1 person prohibited from possessing a firearm or ammunition, law
2 enforcement, and any other relevant third parties.

3 (e) The model policy must:

4 (1) be capable of being adopted and implemented by
5 municipalities, counties, courts, and local law enforcement
6 agencies;

7 (2) apply equally to all persons prohibited from
8 possessing a firearm or ammunition under state or federal law;

9 (3) provide clear guidance regarding the transfer of a
10 firearm or ammunition; and

11 (4) expressly require proof of compliance by a person
12 prohibited by law from possessing a firearm or ammunition.

13 (f) Not later than September 1, 2024, the office shall
14 submit an electronic report on the recommended model policy to the
15 governor, the lieutenant governor, the speaker of the house of
16 representatives, and the members of the legislature.

17 (g) This Act expires October 1, 2024.

18 SECTION 2. This Act takes effect September 1, 2023.