

1-1 By: Isaac, et al. (Senate Sponsor - Springer) H.B. No. 3137
 1-2 (In the Senate - Received from the House May 8, 2023;
 1-3 May 11, 2023, read first time and referred to Committee on State
 1-4 Affairs; May 19, 2023, reported favorably by the following vote:
 1-5 Yeas 7, Nays 2; May 19, 2023, sent to printer.)

1-6 COMMITTEE VOTE

| | Yea | Nay | Absent | PNV |
|------|-----|-----|--------|-----|
| 1-7 | | | | |
| 1-8 | X | | | |
| 1-9 | X | | | |
| 1-10 | X | | | |
| 1-11 | | | X | |
| 1-12 | | X | | |
| 1-13 | | X | | |
| 1-14 | X | | | |
| 1-15 | X | | | |
| 1-16 | X | | | |
| 1-17 | X | | | |
| 1-18 | | | X | |

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to prohibited local regulation with respect to a firearm
 1-22 or air gun.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 229.001(a), Local Government Code, is
 1-25 amended to read as follows:

1-26 (a) Notwithstanding any other law, including Section 43.002
 1-27 of this code and Chapter 251, Agriculture Code, a municipality may
 1-28 not adopt or enforce regulations that:

1-29 (1) relate ~~[relating]~~ to:

1-30 (A) ~~[(1)]~~ the transfer, possession, wearing,
 1-31 carrying, ownership, storage, transportation, licensing, or
 1-32 registration of firearms, air guns, knives, ammunition, or firearm
 1-33 or air gun supplies or accessories;

1-34 (B) ~~[(2)]~~ commerce in firearms, air guns,
 1-35 knives, ammunition, or firearm or air gun supplies or accessories;
 1-36 or

1-37 (C) ~~[(3)]~~ the discharge of a firearm or air gun
 1-38 at a sport shooting range; or

1-39 (2) require an owner of a firearm to obtain liability
 1-40 insurance coverage for damages resulting from negligent or wilful
 1-41 acts involving the use of the firearm.

1-42 SECTION 2. Section 235.023, Local Government Code, is
 1-43 amended to read as follows:

1-44 Sec. 235.023. PROHIBITED REGULATIONS. This subchapter
 1-45 does not authorize the commissioners court to:

1-46 (1) regulate the transfer, ownership, possession,
 1-47 [or] transportation, licensing, or registration of firearms or air
 1-48 guns; or

1-49 (2) ~~[and does not authorize the court to]~~ require an
 1-50 owner of a firearm to obtain liability insurance coverage for
 1-51 damages resulting from negligent or wilful acts involving the use
 1-52 of the firearm [the registration of firearms or air guns].

1-53 SECTION 3. Section 236.002(a), Local Government Code, is
 1-54 amended to read as follows:

1-55 (a) Notwithstanding any other law, including Chapter 251,
 1-56 Agriculture Code, a county may not adopt or enforce regulations
 1-57 that:

1-58 (1) relate [relating] to:

1-59 (A) ~~[(1)]~~ the transfer, possession, wearing,
 1-60 carrying, ownership, storage, transportation, licensing, or
 1-61 registration of firearms, air guns, knives, ammunition, or firearm

2-1 or air gun supplies or accessories;
2-2 (B) [~~(2)~~] commerce in firearms, air guns,
2-3 knives, ammunition, or firearm or air gun supplies or accessories;
2-4 or

2-5 (C) [~~(3)~~] the discharge of a firearm or air gun
2-6 at a sport shooting range; or

2-7 (2) require an owner of a firearm to obtain liability
2-8 insurance coverage for damages resulting from negligent or wilful
2-9 acts involving the use of the firearm.

2-10 SECTION 4. The changes in law made by this Act apply to an
2-11 ordinance, order, or regulation that is adopted or enforced before,
2-12 on, or after the effective date of this Act.

2-13 SECTION 5. This Act takes effect immediately if it receives
2-14 a vote of two-thirds of all the members elected to each house, as
2-15 provided by Section 39, Article III, Texas Constitution. If this
2-16 Act does not receive the vote necessary for immediate effect, this
2-17 Act takes effect September 1, 2023.

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