

By: Alvarado

S.B. No. 1172

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the prohibition on the possession of a firearm by a
3 person following the person's conviction of certain family violence
4 misdemeanors.

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

6 SECTION 1. Section 46.04(b), Penal Code, is amended to read
7 as follows:

8 (b) A person who has been convicted of an offense under
9 Section 22.01, punishable as a Class A misdemeanor and committed
10 against an individual whose relationship to or association with the
11 person is described by Section 71.0021(b), 71.003, or 71.005,
12 Family Code [~~involving a member of the person's family or~~
13 ~~household~~], commits an offense if the person possesses a firearm
14 before the fifth anniversary of the later of:

15 (1) the date of the person's release from confinement
16 following conviction of the misdemeanor; or

17 (2) the date of the person's release from community
18 supervision following conviction of the misdemeanor.

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

S.B. No. 1172

1 effective date of this Act if any element of the offense was
2 committed before that date.

3 SECTION 3. This Act takes effect September 1, 2023.