

BILL ANALYSIS

Senate Research Center

H.B. 1704
By: Taylor (Janek)
Criminal Justice
5/18/2003
Engrossed

DIGEST AND PURPOSE

H.B. 1704 establishes eligibility requirements for a license to carry a concealed handgun.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 411.172(b), Government Code, to provide that for the purposes of this section, an offense under the laws of this state, another state, or the United States is a felony if the offense, at the time of a person's application for a license to carry a concealed handgun is designated by a law of this state as a felony; contains all the elements of an offense designated by a law of this state as a felony; or is punishable by confinement for one year or more in a penitentiary.

SECTION 2. Amends Section 411.173, Government Code, by amending Subsection (a) and adding Subsection (a-1), as follows:

(a) Requires the Texas Department of Public Safety (DPS) to establish by rule a procedure for a person who meets the eligibility requirements of this subchapter other than the residency requirement established by Section 411.172(a)(1) to obtain a license under this subchapter if the person is a legal resident of a state that does not provide for the issuance of a license to carry a concealed handgun or if the person relocates to this state with the intent to establish residency in this state.

(a-1) Provides that if a state whose residents may obtain a license under this subchapter by following the procedure established under Subsection (a) enacts a law providing for the issuance of a license to carry a concealed handgun, a license issued under this subchapter to a resident of that state remains in effect until the license expires under Section 411.183; and may be renewed under Section 411.185 unless DPS negotiates an agreement with that state under Subsection (b).

SECTION 3. Effective date: September 1, 2003.