By: Keel, et al. H.B. No. 14

A BILL TO BE ENTITLED

1	AN ACT
2	relating to the purchase of a badge, insignia, weapon, or uniform of
3	law enforcement officers or public safety personnel.
4	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
5	SECTION 1. Subchapter D, Chapter 614, Government Code, is
6	amended by adding Section 614.055 to read as follows:
7	Sec. 614.055. PURCHASE OF BADGE, INSIGNIA, WEAPON, OR
8	UNIFORM OF CERTAIN HONORABLY RETIRED OR DECEASED LAW ENFORCEMENT
9	OFFICERS OR PUBLIC SAFETY PERSONNEL. (a) An individual may
10	purchase a badge, insignia, weapon, or uniform from a state or local
11	governmental agency as provided by this section if:
12	(1) the individual was commissioned or employed by the
13	agency as a:
14	(A) peace officer;
15	(B) fire fighter;
16	(C) licensed paramedic;
17	(D) certified emergency medical technician;
18	(E) fire or emergency medical services
19	dispatcher;
20	(F) licensed county jailer; or
21	(G) corrections officer;
22	(2) the individual:
23	(A) was honorably retired from the individual's
24	commission or employment by the agency; or

1	(R) i	S	scheduled	$+ \circ$	retire	honorably	not	later

- 2 than 90 days after the date of purchase from the individual's
- 3 commission or employment by the agency; and
- 4 (3) the badge, insignia, weapon, or uniform had been
- 5 previously issued to the individual by the agency.
- 6 (b) The nearest surviving relative of an individual
- 7 <u>described by Subsection (a)(1) who died or was permanently disabled</u>
- 8 in the line of duty under honorable circumstances as determined by
- 9 the agency may purchase items described by Subsection (a)(3).
- 10 <u>(c) An individual or person may not purchase a weapon</u>
- 11 prohibited under Section 46.05, Penal Code.
- 12 (d) Another person such as an association of law enforcement
- officers or public safety personnel may purchase a badge, insignia,
- 14 weapon, or uniform to present to an individual who meets the
- 15 qualifications of Subsection (a) or to the nearest surviving
- 16 relative described by Subsection (b).
- (e) An individual or person who purchases a badge, insignia,
- 18 weapon, or uniform under this section must:
- 19 (1) purchase the badge, insignia, weapon, or uniform
- 20 at fair market value; and
- 21 (2) permanently affix on a plaque or place in a
- 22 presentation case the badge, insignia, weapon, or uniform.
- 23 (f) This section does not apply to the extent that an item
- 24 may be purchased by or on behalf of an individual under other law.
- 25 SECTION 2. The heading to Subchapter D, Chapter 614,
- 26 Government Code, is amended to read as follows:

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1	SUBCHAPTER D. PURCHASE OF AGENCY-ISSUED ITEMS [FIREARM] OF
2	HONORABLY RETIRED OR DECEASED <u>LAW ENFORCEMENT</u> [PEACE] OFFICER <u>OR</u>
3	PUBLIC SAFETY PERSONNEL
4	SECTION 3. Section 614.053, Government Code, is amended to
5	read as follows:
6	Sec. 614.053. PURCHASE PRICE OF FIREARM. (a) A state of

- Sec. 614.053. PURCHASE PRICE OF FIREARM. (a) A state or local governmental agency shall establish the amount, which may not exceed fair market value, for which a firearm or other item may be purchased under this subchapter.
- 10 <u>(b) If a local government has a purchasing agent, the</u>
 11 <u>purchasing agent shall oversee the sale of a firearm or other item</u>
 12 <u>sold by an agency of the local government under this subchapter.</u>
- SECTION 4. This Act takes effect September 1, 2003.

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