

By: Hilderbran

H.B. No. 505

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the discharge of a firearm across a property line;
3 providing a penalty.

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

5 SECTION 1. Subchapter A, Chapter 62, Parks and Wildlife
6 Code, is amended by adding Section 62.018 to read as follows:

7 Sec. 62.018. DISCHARGE OF FIREARM ACROSS PROPERTY LINE.

8 (a) In this section, "firearm" has the meaning assigned by Section
9 62.014(a)(1).

10 (b) A person commits an offense if:

11 (1) the person knowingly discharges a firearm; and

12 (2) the projectile from the firearm travels across a
13 property line.

14 (c) It is a defense to prosecution under this section that
15 the person owns the property on both sides of each property line
16 crossed by the projectile.

17 (d) An offense under this section is a Class C Parks and
18 Wildlife Code misdemeanor.

19 (e) If conduct constituting an offense under this section
20 also constitutes an offense under a section of the Penal Code, the
21 person may be prosecuted under either section or both sections.

22 SECTION 2. This Act takes effect September 1, 2005.