

By: Frost, Guillen

H.B. No. 1483

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the method of payment for a concealed handgun license
3 and the fee for a duplicate or modified license.

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

5 SECTION 1. Section 411.196, Government Code, is amended to
6 read as follows:

7 Sec. 411.196. METHOD OF PAYMENT. A person may pay a fee
8 required by this subchapter [~~only~~] by cash, credit card, personal
9 check, cashier's check, or money order. A person who pays a fee
10 required by this subchapter by cash must pay the fee in person.
11 Checks or money orders must be made payable to the "Texas Department
12 of Public Safety[," or any other method approved by the
13 department]." A person whose payment for a fee required by this
14 subchapter is dishonored or reversed must pay any future fees
15 required by this subchapter by cashier's check or money order made
16 payable to the "Texas Department of Public Safety." A fee received
17 by the department under this subchapter is nonrefundable.

18 SECTION 2. Section 411.186, Government Code, is amended by
19 amending Subsections (a) and (c) and adding Subsection (d) to read
20 as follows:

21 (a) A license may be revoked under this section if the
22 license holder:

23 (1) was not entitled to the license at the time it was
24 issued;

1 (2) gave false information on the application;

2 (3) subsequently becomes ineligible for a license
3 under Section 411.172, unless the sole basis for the ineligibility
4 is that the license holder is charged with the commission of a Class
5 A or Class B misdemeanor or an offense under Section 42.01, Penal
6 Code, or of a felony under an information or indictment;

7 (4) is convicted of an offense under Section 46.035,
8 Penal Code; ~~[or]~~

9 (5) is determined by the department to have engaged in
10 conduct constituting a reason to suspend a license listed in
11 Section 411.187(a) after the person's license has been previously
12 suspended twice for the same reason; or

13 (6) submits an application fee that is dishonored or
14 reversed.

15 (c) A license holder whose license is revoked for a reason
16 listed in Subsections (a)(1)-(5) ~~[this section]~~ may reapply as a
17 new applicant for the issuance of a license under this subchapter
18 after the second anniversary of the date of the revocation if the
19 cause for revocation does not exist on the date of the second
20 anniversary. If the cause for revocation exists on the date of the
21 second anniversary after the date of revocation, the license holder
22 may not apply for a new license until the cause for revocation no
23 longer exists and has not existed for a period of two years.

24 (d) A license holder whose license is revoked under
25 Subsection (a)(6) may reapply for an original or renewed license at
26 any time, provided the application fee and a dishonored payment
27 charge of \$25 is paid by cashier's check or money order made payable

1 to the "Texas Department of Public Safety."

2 SECTION 3. Section 411.181, Government Code, is amended by
3 amending Subsection (d) and adding Subsection (i) to read as
4 follows:

5 (d) The department shall charge a license holder a fee of
6 \$10 [~~\$25~~] for a duplicate license.

7 (i) A license holder whose application fee for a duplicate
8 license under this section is dishonored or reversed may reapply
9 for a duplicate license at any time, provided the application fee
10 and a dishonored payment charge of \$25 is paid by cashier's check or
11 money order made payable to the "Texas Department of Public
12 Safety."

13 SECTION 4. Section 411.184, Government Code, is amended by
14 amending Subsection (a) and adding Subsection (e) to read as
15 follows:

16 (a) To modify a license to allow a license holder to carry a
17 handgun of a different category than the license indicates, the
18 license holder must:

19 (1) complete a proficiency examination as provided by
20 Section 411.188(e);

21 (2) obtain a handgun proficiency certificate under
22 Section 411.189 not more than six months before the date of
23 application for a modified license; and

24 (3) submit to the department:

25 (A) an application for a modified license on a
26 form provided by the department;

27 (B) a copy of the handgun proficiency

1 certificate;

2 (C) payment of a modified license fee of \$10
3 [~~\$25~~]; and

4 (D) two recent color passport photographs of the
5 license holder.

6 (e) A license holder whose application fee for a modified
7 license under this section is dishonored or reversed may reapply
8 for a modified license at any time, provided the application fee and
9 a dishonored payment charge of \$25 is paid by cashier's check or
10 money order made payable to the "Texas Department of Public
11 Safety."

12 SECTION 5. The change in law made by this Act applies only
13 to an applicant for an original, renewed, duplicate, or modified
14 license under Chapter 411, Government Code, as amended by this Act,
15 who submits the application on or after the effective date of this
16 Act.

17 SECTION 6. This Act takes effect September 1, 2005.