

By: Lucio III

H.B. No. 1813

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the authority of a municipality to confiscate packaged  
3 fireworks.

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

5 SECTION 1. Section 342.003, Local Government Code, is  
6 amended by adding Subsection (c) to read as follows:

7 (c) Subsection (a)(8) does not authorize a municipality to  
8 confiscate packaged, unopened fireworks.

9 SECTION 2. Subchapter B, Chapter 342, Local Government  
10 Code, is amended by adding Section 342.013 to read as follows:

11 Sec. 342.013. CONFISCATION OF PACKAGED FIREWORKS  
12 PROHIBITED. A home-rule municipality that regulates fireworks may  
13 not confiscate packaged, unopened fireworks.

14 SECTION 3. This Act takes effect immediately if it receives  
15 a vote of two-thirds of all the members elected to each house, as  
16 provided by Section 39, Article III, Texas Constitution. If this  
17 Act does not receive the vote necessary for immediate effect, this  
18 Act takes effect September 1, 2013.