| **House Bill 2135**Senate AmendmentsSection-by-Section Analysis |
| --- |
| HOUSE VERSION | SENATE VERSION (CS) | CONFERENCE |
| SECTION 1. The heading to Subchapter D, Chapter 614, Government Code, is amended to read as follows:SUBCHAPTER D. PURCHASE OF [~~AGENCY-ISSUED~~] FIREARM OF HONORABLY RETIRED OR DECEASED PEACE OFFICER | SECTION 1. Same as House version. |  |
| SECTION 2. Subchapter D, Chapter 614, Government Code, is amended by adding Section 614.0505 to read as follows:Sec. 614.0505. DEFINITION. In this subchapter, "governmental entity" means a state agency, a county, or a municipality. | SECTION 2. Subchapter D, Chapter 614, Government Code, is amended by adding Section 614.0505 to read as follows:Sec. 614.0505. DEFINITION. In this subchapter, "governmental entity" means a state agency, a county, a municipality, or a joint board for which the constituent agencies are populous home-rule municipalities. |  |
| SECTION 3. Section 614.051, Government Code, is amended to read as follows:Sec. 614.051. PURCHASE OF FIREARM BY HONORABLY RETIRED PEACE OFFICER. (a) An individual may purchase a firearm from a governmental entity [~~state agency~~] if:(1) the individual was a peace officer commissioned by the entity [~~agency~~];(2) the individual was honorably retired from the individual's commission by the entity [~~state~~];(3) the firearm had been previously issued to the individual by the entity [~~agency~~]; and(4) the firearm is not a prohibited weapon under Section 46.05, Penal Code.(b) An individual may purchase only one firearm from a governmental entity [~~state agency~~] under this section. | SECTION 3. Same as House version. |  |
| SECTION 4. Section 614.052(a), Government Code, is amended to read as follows:(a) An individual listed under Subsection (b) may purchase a firearm from a governmental entity [~~state agency~~] if:(1) the firearm had been previously issued by the entity [~~agency~~] to a peace officer commissioned by the entity [~~agency~~] who died while commissioned, without regard to whether the officer died while discharging the officer's official duties; and(2) the firearm is not a prohibited weapon under Section 46.05, Penal Code. | SECTION 4. Same as House version. |  |
| SECTION 5. Section 614.053, Government Code, is amended to read as follows:Sec. 614.053. PURCHASE PRICE OF FIREARM. A governmental entity [~~state agency~~] shall establish the amount, which may not exceed fair market value, for which a firearm may be purchased under this subchapter. | SECTION 5. Same as House version. |  |
| SECTION 6. The heading to Section 614.054, Government Code, is amended to read as follows:Sec. 614.054. WHEN FIREARM MAY BE PURCHASED [~~FROM STATE AGENCY~~]; DELAY OF SALE BY GOVERNMENTAL ENTITY [~~AGENCY~~]. | SECTION 6. Same as House version. |  |
| SECTION 7. Section 614.054(b), Government Code, is amended to read as follows:(b) A governmental entity [~~state agency~~] that cannot immediately replace the firearm may delay the sale of the firearm until the entity [~~agency~~] can replace the firearm. | SECTION 7. Same as House version. |  |
| SECTION 8. Section 170.002, Local Government Code, is repealed. | SECTION 8. Same as House version. |  |
| SECTION 9. This Act takes effect September 1, 2015. | SECTION 9. Same as House version. |  |