

By: Swanson

H.B. No. 123

A BILL TO BE ENTITLED

AN ACT

relating to a defense to prosecution for the offense of trespass by certain persons carrying handguns.

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

SECTION 1. Section 30.06, Penal Code, is amended by adding Subsection (g) to read as follows:

(g) It is a defense to prosecution under this section that the license holder was personally given notice by oral communication described by Subsection (b) and promptly departed from the property.

SECTION 2. Section 30.07, Penal Code, is amended by adding Subsection (h) to read as follows:

(h) It is a defense to prosecution under this section that the license holder was personally given notice by oral communication described by Subsection (b) and promptly departed from the property.

SECTION 3. The change in law made by this Act applies only to an offense committed on or after the effective date of this Act. An offense committed before the effective date of this Act is governed by the law in effect on the date the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, an offense was committed before the effective date of this Act if any element of the offense occurred before that date.

1 SECTION 4. This Act takes effect December 1, 2017.