

1-1 By: Nichols, et al. S.B. No. 16
 1-2 (In the Senate - Filed November 30, 2016; January 24, 2017,
 1-3 read first time and referred to Committee on State Affairs;
 1-4 March 21, 2017, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 9, Nays 0; March 21, 2017,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 16 By: Nelson

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to decreasing the fee for the issuance of an original or
 1-22 renewed license to carry a handgun.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 411.174(a), Government Code, is amended
 1-25 to read as follows:

1-26 (a) An applicant for a license to carry a handgun must
 1-27 submit to the director's designee described by Section 411.176:

1-28 (1) a completed application on a form provided by the
 1-29 department that requires only the information listed in Subsection
 1-30 (b);

1-31 (2) one or more photographs of the applicant that meet
 1-32 the requirements of the department;

1-33 (3) a certified copy of the applicant's birth
 1-34 certificate or certified proof of age;

1-35 (4) proof of residency in this state;

1-36 (5) two complete sets of legible and classifiable
 1-37 fingerprints of the applicant taken by a person appropriately
 1-38 trained in recording fingerprints who is employed by a law
 1-39 enforcement agency or by a private entity designated by a law
 1-40 enforcement agency as an entity qualified to take fingerprints of
 1-41 an applicant for a license under this subchapter;

1-42 (6) a nonrefundable application and license fee of \$40
 1-43 [~~\$140~~] paid to the department;

1-44 (7) evidence of handgun proficiency, in the form and
 1-45 manner required by the department;

1-46 (8) an affidavit signed by the applicant stating that
 1-47 the applicant:

1-48 (A) has read and understands each provision of
 1-49 this subchapter that creates an offense under the laws of this state
 1-50 and each provision of the laws of this state related to use of
 1-51 deadly force; and

1-52 (B) fulfills all the eligibility requirements
 1-53 listed under Section 411.172; and

1-54 (9) a form executed by the applicant that authorizes
 1-55 the director to make an inquiry into any noncriminal history
 1-56 records that are necessary to determine the applicant's eligibility
 1-57 for a license under Section 411.172(a).

1-58 SECTION 2. Sections 411.185(a) and (b), Government Code,
 1-59 are amended to read as follows:

1-60 (a) To renew a license, a license holder must, on or before

2-1 the date the license expires, submit to the department by mail or,
 2-2 in accordance with the procedure adopted under Subsection (f), on
 2-3 the Internet:

2-4 (1) a renewal application on a form provided by the
 2-5 department;

2-6 (2) payment of a nonrefundable renewal fee of \$40 [~~as~~
 2-7 ~~set by the department~~]; and

2-8 (3) the informational form described by Subsection (c)
 2-9 signed or electronically acknowledged by the applicant.

2-10 (b) The director by rule shall adopt a renewal application
 2-11 form requiring an update of the information on the original
 2-12 completed application. [~~The director by rule shall set the renewal~~
 2-13 ~~fee in an amount that is sufficient to cover the actual cost to the~~
 2-14 ~~department to:~~

2-15 [~~(1) verify the information contained in the renewal~~
 2-16 ~~application form;~~

2-17 [~~(2) conduct any necessary investigation concerning~~
 2-18 ~~the license holder's continued eligibility to hold a license; and~~

2-19 [~~(3) issue the renewed license.~~]

2-20 SECTION 3. The heading to Section 411.194, Government Code,
 2-21 is amended to read as follows:

2-22 Sec. 411.194. REDUCTION OF CERTAIN FEES DUE TO INDIGENCY.

2-23 SECTION 4. Section 411.194(a), Government Code, is amended
 2-24 to read as follows:

2-25 (a) Notwithstanding any other provision of this subchapter,
 2-26 if the department determines that an applicant is indigent, the
 2-27 department shall reduce by:

2-28 (1) 50 percent any fee required for the issuance of a
 2-29 [~~an original,~~] duplicate or [~~7~~] modified [~~7, or renewed~~] license under
 2-30 this subchapter; and

2-31 (2) \$5 any fee required for the issuance of a renewed
 2-32 license under this subchapter [~~if the department determines that~~
 2-33 ~~the applicant is indigent~~].

2-34 SECTION 5. Section 411.195, Government Code, is amended to
 2-35 read as follows:

2-36 Sec. 411.195. REDUCTION OF CERTAIN FEES FOR SENIOR
 2-37 CITIZENS. Notwithstanding any other provision of this subchapter,
 2-38 if an applicant for the license is 60 years of age or older, the
 2-39 department shall reduce by:

2-40 (1) 50 percent any fee required for the issuance of a
 2-41 [~~an original,~~] duplicate or [~~7~~] modified [~~7, or renewed~~] license under
 2-42 this subchapter; and

2-43 (2) \$5 any fee required for the issuance of a renewed
 2-44 license under this subchapter [~~if the applicant for the license is~~
 2-45 ~~60 years of age or older~~].

2-46 SECTION 6. Section 411.201(d), Government Code, is amended
 2-47 to read as follows:

2-48 (d) An applicant for a license who is an active or retired
 2-49 judicial officer must submit to the department:

2-50 (1) a completed application, including all required
 2-51 affidavits, on a form prescribed by the department;

2-52 (2) one or more photographs of the applicant that meet
 2-53 the requirements of the department;

2-54 (3) two complete sets of legible and classifiable
 2-55 fingerprints of the applicant, including one set taken by a person
 2-56 employed by a law enforcement agency who is appropriately trained
 2-57 in recording fingerprints;

2-58 (4) evidence of handgun proficiency, in the form and
 2-59 manner required by the department for an applicant under this
 2-60 section;

2-61 (5) a nonrefundable application and license fee of \$25
 2-62 [~~set by the department in an amount reasonably designed to cover the~~
 2-63 ~~administrative costs associated with issuance of a license to carry~~
 2-64 ~~a handgun under this subchapter~~]; and

2-65 (6) if the applicant is a retired judicial officer, a
 2-66 form executed by the applicant that authorizes the department to
 2-67 make an inquiry into any noncriminal history records that are
 2-68 necessary to determine the applicant's eligibility for a license
 2-69 under this subchapter.

3-1 SECTION 7. The change in law made by this Act applies only
3-2 to an applicant for an original or renewed license to carry a
3-3 handgun under Subchapter H, Chapter [411](#), Government Code, as
3-4 amended by this Act, who submits the application on or after the
3-5 effective date of this Act.

3-6 SECTION 8. This Act takes effect September 1, 2017.

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