

By: Perry, Estes

S.B. No. 842

A BILL TO BE ENTITLED

AN ACT

relating to the criminal consequences of engaging in certain  
conduct with respect to a firearm silencer.

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

SECTION 1. Section 46.05(a), Penal Code, is amended to read  
as follows:

(a) A person commits an offense if the person intentionally  
or knowingly possesses, manufactures, transports, repairs, or  
sells:

(1) any of the following items, unless the item is  
registered in the National Firearms Registration and Transfer  
Record maintained by the Bureau of Alcohol, Tobacco, Firearms and  
Explosives or classified as a curio or relic by the United States  
Department of Justice:

(A) an explosive weapon;

(B) a machine gun; or

(C) a short-barrel firearm; [~~or~~

~~[(D) a firearm silencer,]~~

(2) knuckles;

(3) armor-piercing ammunition;

(4) a chemical dispensing device;

(5) a zip gun; [~~or~~

(6) a tire deflation device; or

(7) a firearm silencer, unless the firearm silencer is

1 classified as a curio or relic by the United States Department of  
2 Justice or the actor otherwise possesses, manufactures,  
3 transports, repairs, or sells the firearm silencer in compliance  
4 with federal law.

5         SECTION 2. The change in law made by this Act applies only  
6 to an offense committed on or after the effective date of this Act.  
7 An offense committed before the effective date of this Act is  
8 governed by the law in effect on the date the offense was committed,  
9 and the former law is continued in effect for that purpose. For  
10 purposes of this section, an offense was committed before the  
11 effective date of this Act if any element of the offense occurred  
12 before that date.

13         SECTION 3. This Act takes effect September 1, 2017.