

By: Swanson

H.B. No. 26

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the governor's power to control the sale,  
3 transportation, and use of weapons and ammunition during a declared  
4 state of disaster or state of emergency.

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

6 SECTION 1. Section 418.019, Government Code, is amended to  
7 read as follows:

8 Sec. 418.019. RESTRICTED SALE AND TRANSPORTATION OF  
9 MATERIALS. The governor may suspend or limit the sale, dispensing,  
10 or transportation of alcoholic beverages, [~~firearms,~~] explosives,  
11 and combustibles.

12 SECTION 2. Section 433.002(b), Government Code, is amended  
13 to read as follows:

14 (b) The directive may provide for:

15 (1) control of public and private transportation in  
16 the affected area;

17 (2) designation of specific zones in the affected area  
18 in which, if necessary, the use and occupancy of buildings and  
19 vehicles may be controlled;

20 (3) control of the movement of persons;

21 (4) control of places of amusement or assembly;

22 (5) establishment of curfews;

23 (6) control of the sale, transportation, and use of  
24 alcoholic beverages [~~, weapons, and ammunition, except as provided~~]

1 ~~by Section 433.0045~~]; and

2           (7) control of the storage, use, and transportation of  
3 explosives or flammable materials considered dangerous to public  
4 safety.

5           SECTION 3. This Act takes effect September 1, 2021.