

AN ACT

relating to a license to carry a handgun for certain young adults who are protected under certain court orders related to family violence.

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

SECTION 1. Section 411.172, Government Code, is amended by adding Subsection (i) to read as follows:

(i) Notwithstanding Subsection (a)(2), a person who is at least 18 years of age but not yet 21 years of age is eligible for a license to carry a handgun if the person:

(1) is protected under:

(A) an active protective order issued under:

(i) Title 4, Family Code; or

(ii) Subchapter A, Chapter 7B, Code of Criminal Procedure; or

(B) an active magistrate's order for emergency protection under Article 17.292, Code of Criminal Procedure; and

(2) meets the other eligibility requirements of Subsection (a) except for the minimum age required by federal law to purchase a handgun.

SECTION 2. Subchapter H, Chapter 411, Government Code, is amended by adding Section 411.1735 to read as follows:

Sec. 411.1735. PROTECTIVE ORDER DESIGNATION. (a)

Notwithstanding any other provision of this subchapter, a person

1 who establishes eligibility for a license to carry a handgun under
2 Section 411.172(i) may only hold a license under this subchapter
3 that bears a protective order designation on the face of the
4 license.

5 (b) A person described by this section must submit a copy of
6 the applicable court order described by Section 411.172(i)(1) with
7 the application materials described by Section 411.174. The
8 person's application is not considered complete for purposes of
9 this subchapter unless the application includes the documentation
10 and materials required by this section.

11 (c) Notwithstanding Section 411.183, a license that bears a
12 protective order designation under this section expires on the
13 earlier of:

14 (1) the date on which the applicable court order
15 described by Section 411.172(i)(1) is rescinded or expires; or

16 (2) the 22nd birthday of the license holder.

17 (d) A holder of a license with a protective order
18 designation under this section who becomes 21 years of age may apply
19 for a license under this subchapter that does not bear the
20 designation by using the renewal procedure under Section 411.185,
21 regardless of whether the license that bears the designation has
22 expired or is about to expire.

23 (e) The director shall adopt rules establishing a process by
24 which the department periodically verifies a license holder's
25 eligibility for a license to carry a handgun under Section
26 411.172(i) if the license holder's license bears a protective order
27 designation under this section. The rules may specify different

1 intervals at which the department must verify the license holder's
2 eligibility based on the court order used to satisfy the
3 eligibility requirement described by Section 411.172(i)(1).

4 SECTION 3. Section 411.179(a), Government Code, is amended
5 to read as follows:

6 (a) The department by rule shall adopt the form of the
7 license. A license must include:

8 (1) a number assigned to the license holder by the
9 department;

10 (2) a statement of the period for which the license is
11 effective;

12 (3) a photograph of the license holder;

13 (4) the license holder's full name, date of birth, hair
14 and eye color, height, weight, and signature;

15 (5) the license holder's residence address or, as
16 provided by Subsection (d), the street address of the courthouse in
17 which the license holder or license holder's spouse serves as a
18 federal judge or the license holder serves as a state judge;

19 (6) the number of a driver's license or an
20 identification certificate issued to the license holder by the
21 department; ~~and~~

22 (7) the designation "VETERAN" if required under
23 Subsection (e); and

24 (8) if applicable, a protective order designation
25 under Section 411.1735.

26 SECTION 4. Section 411.205, Government Code, is amended to
27 read as follows:

1 Sec. 411.205. REQUIREMENT TO DISPLAY LICENSE. If a license
2 holder is carrying a handgun on or about the license holder's person
3 when a magistrate or a peace officer demands that the license holder
4 display identification, the license holder shall display:

5 (1) both the license holder's driver's license or
6 identification certificate issued by the department and the license
7 holder's handgun license; and

8 (2) if the license holder's handgun license bears a
9 protective order designation, a copy of the applicable court order
10 under which the license holder is protected.

11 SECTION 5. The changes in law made by this Act to Subchapter
12 H, Chapter 411, Government Code, apply only to a completed
13 application for a license to carry a handgun that is received by the
14 Department of Public Safety of the State of Texas on or after the
15 effective date of this Act. A completed application received
16 before the effective date of this Act is governed by the law in
17 effect on the date the application was received, and the former law
18 is continued in effect for that purpose.

19 SECTION 6. This Act takes effect September 1, 2021.

President of the Senate

Speaker of the House

I certify that H.B. No. 918 was passed by the House on April 15, 2021, by the following vote: Yeas 127, Nays 18, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 918 on May 18, 2021, by the following vote: Yeas 131, Nays 11, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 918 was passed by the Senate, with amendments, on May 12, 2021, by the following vote: Yeas 18, Nays 12.

Secretary of the Senate

APPROVED: _____

Date

Governor