

By: Wu

H.B. No. 533

A BILL TO BE ENTITLED

AN ACT

relating to the seizure of firearms during the emergency detention of certain persons who may have a mental illness.

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

SECTION 1. Section 573.001(h), Health and Safety Code, is amended to read as follows:

(h) A peace officer who takes a person into custody under Subsection (a) may immediately seize any firearm found in possession of the person or found in plain sight and readily accessible to the person. After seizing a firearm under this subsection, the peace officer shall comply with the requirements of Article 18.191, Code of Criminal Procedure.

SECTION 2. The change in law made by this Act applies only to an apprehension for an emergency detention that occurs on or after the effective date of this Act. An apprehension for emergency detention that occurs before the effective date of this Act is governed by the law in effect on the date the apprehension for emergency detention occurred, and the former law is continued in effect for that purpose.

SECTION 3. This Act takes effect September 1, 2023.