

By: Troxclair, Guillen, Garcia, Isaac,
Harris of Williamson, et al.

H.B. No. 3539

Substitute the following for H.B. No. 3539:

By: Dorazio

C.S.H.B. No. 3539

A BILL TO BE ENTITLED

AN ACT

relating to the establishment and operation of an ammunition
facility by the Department of Public Safety.

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

SECTION 1. Chapter 411, Government Code, is amended by
adding Subchapter S to read as follows:

SUBCHAPTER S. TEXAS AMMUNITION FACILITY

Sec. 411.551. DEFINITIONS. In this subchapter:

(1) "Ammunition" means a combination of projectiles,
cartridges, primers, and propellants designed to be discharged from
a firearm.

(2) "Facility" means the Texas ammunition facility
established under this subchapter.

(3) "Facility operator" means the person selected
under Section 411.552 to operate the facility.

(4) "Law enforcement officer" means a person who is a
peace officer under Article 2.12, Code of Criminal Procedure.

(5) "Law enforcement officer trainee" means a person
enrolled in the basic peace officer training course required for
the issuance of a peace officer license under Chapter 1701,
Occupations Code.

(6) "Quality ammunition" means ammunition that meets
the minimum safety specifications of the Sporting Arms and
Ammunition Manufacturers' Institute for the caliber and type of

1 cartridge manufactured, as specified.

2 Sec. 411.552. TEXAS AMMUNITION FACILITY. (a) The
3 department shall contract with a person to establish and operate a
4 facility that acquires, stores, and resells to law enforcement
5 agencies quality ammunition to ensure the availability of
6 ammunition for use by those agencies for training and public safety
7 with a preference for law enforcement officers and law enforcement
8 officer trainees.

9 (b) The department shall closely supervise the facility to
10 promote and ensure integrity, security, honesty, and fairness in
11 the operation of the facility.

12 Sec. 411.553. CERTAIN CONTRACT PROVISIONS REQUIRED. A
13 contract under this subchapter for the acquisition, storage, and
14 resale of quality ammunition must include provisions requiring:

15 (1) the ammunition to be manufactured in this state;
16 and

17 (2) the packaging for the ammunition to:

18 (A) bear the state seal, state arms, or state
19 flag; and

20 (B) state "Made in Texas".

21 Sec. 411.554. FACILITY OPERATOR POWERS AND DUTIES. (a) The
22 facility operator has the powers necessary to carry out the duties
23 imposed on the operator under a contract entered into under this
24 subchapter.

25 (b) The facility operator shall acquire and store quality
26 ammunition to be resold at a reasonable price only to law
27 enforcement agencies with a preference for use by law enforcement

1 officers and law enforcement officer trainees.

2 (c) The facility operator shall acquire and store
3 sufficient quality ammunition to prepare for potential future
4 shortages of ammunition from other sources.

5 Sec. 411.555. CERTAIN SALES PROHIBITED. The facility may
6 not sell ammunition or any component parts to any person except a
7 law enforcement agency in this state.

8 Sec. 411.556. DEDICATION OF REVENUE. Any proceeds
9 collected by the department under a contract awarded under this
10 subchapter shall be deposited in the general revenue fund to the
11 credit of the law enforcement officer standards and education fund
12 account and may be appropriated only for the purposes described by
13 this subchapter or Section [1701.157](#), Occupations Code.

14 Sec. 411.557. ANNUAL REPORT. Not later than December 1 of
15 each year, the department shall submit a report to the governor and
16 the legislature on the condition, operation, and projected business
17 activity of the facility.

18 SECTION 2. This Act takes effect immediately if it receives
19 a vote of two-thirds of all the members elected to each house, as
20 provided by Section [39](#), Article III, Texas Constitution. If this
21 Act does not receive the vote necessary for immediate effect, this
22 Act takes effect September 1, 2023.