

By: Hagenbuch

S.B. No. 1456

A BILL TO BE ENTITLED

AN ACT

relating to the definition of firearm for purposes of certain criminal offenses.

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

SECTION 1. Section 46.01(3), Penal Code, is amended to read as follows:

(3) "Firearm" means any device designed, made, or adapted to expel a projectile through a barrel by using the energy generated by an explosion or burning substance or any device readily convertible to that use. Firearm does not include:

(A) a firearm that may have, as an integral part, a folding knife blade or other characteristics of weapons made illegal by this chapter and that is:

(i) ~~[(A)]~~ an antique or curio firearm manufactured before 1899; or

(ii) ~~[(B)]~~ a replica of an antique or curio firearm manufactured before 1899, but only if the replica does not use rim fire or center fire ammunition; or

(B) a less-lethal projectile device.

SECTION 2. Section 46.01, Penal Code, is amended by adding Subdivision (21) to read as follows:

(21) "Less-lethal projectile device" means any weapon, device, or munition that is designed, made, or adapted to expel a projectile or multiple projectiles against a target to

1 temporarily incapacitate the target while minimizing the risk of  
2 serious bodily injury or death.

3           SECTION 3. The change in law made by this Act applies only  
4 to an offense committed on or after the effective date of this Act.  
5 An offense committed before the effective date of this Act is  
6 governed by the law in effect on the date the offense was committed,  
7 and the former law is continued in effect for that purpose. For  
8 purposes of this section, an offense was committed before the  
9 effective date of this Act if any element of the offense occurred  
10 before that date.

11           SECTION 4. This Act takes effect September 1, 2025.