

By: Blanco

S.B. No. 2908

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the disposition of a firearm surrendered through a
3 firearm buyback program administered by certain local law
4 enforcement agencies.

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

6 SECTION 1. Subtitle C, Title 11, Local Government Code, is
7 amended by adding Chapter 366 to read as follows:

CHAPTER 366. LOCAL LAW ENFORCEMENT AGENCY FIREARM BUYBACK

9 PROGRAMS

10 Sec. 366.001. DEFINITIONS. In this chapter:
11 (1) "Firearm buyback program" means a program under
12 which a local law enforcement agency offers a payment in exchange
13 for the surrender of a firearm to the agency.

16 Sec. 366.002. DISPOSITION OF SURRENDERED FIREARM. (a)
17 Except as provided by Subsection (b), a local law enforcement
18 agency that receives a firearm surrendered through a firearm
19 buyback program shall ensure that all firearms received through the
20 firearm buyback program are destroyed. For purposes of this
21 section, destruction of a firearm means at a minimum:

1 (2) to cut each of the following in at least three
2 critical locations:

3 (A) the firearm receiver; and
4 (B) any other component part of the firearm that
5 is similar to or exceeds the size of the receiver.

6 (b) Notwithstanding Subsection (a), a local law enforcement
7 agency may sell to a person a firearm received through a program
8 described by this section only if the agency:

9 (1) requests that a firearms dealer licensed under 18
10 U.S.C. Section 923 conduct a national instant criminal background
11 check of the person in the manner required by 18 U.S.C. Section 922;
12 and

13 (2) uses the results of the background check to verify
14 that the person to whom the firearm is being sold may lawfully
15 possess a firearm.

16 (c) On a finding by the Texas Commission on Law Enforcement
17 that the chief administrator of a local law enforcement agency
18 intentionally failed to destroy a firearm in accordance with this
19 section, the commission shall begin disciplinary procedures
20 against the chief administrator.

21 SECTION 2. This Act takes effect September 1, 2025.