By: Herbert H.B. No. 1228

A BILL TO BE ENTITLED

AN ACT

relating to increasing the criminal penalty for the offense of making a firearm accessible to a child.

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

SECTION 1. Sections 46.13(d) and (e), Penal Code, are amended to read as follows:

(d) Except as provided by Subsection (e), an offense under this section is a Class B [~~C~~] misdemeanor.

(e) An offense under this section is a state jail felony [~~Class A misdemeanor~~] if the child discharges the firearm and causes death or serious bodily injury to the child [~~himself~~] or another person.

SECTION 2. The change in law made by this Act applies only to an offense committed on or after the effective date of this Act. An offense committed before the effective date of this Act is governed by the law in effect on the date the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, an offense was committed before the effective date of this Act if any element of the offense occurred before that date.

SECTION 3. This Act takes effect September 1, 2027.