

AN ACT

relating to the offense of possessing a weapon in a secured area of an airport.

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

SECTION 1. Section 46.03(c)(3), Penal Code, is amended to read as follows:

(3) "Secured area" means an area:

(A) of an airport terminal building or of an adjacent aircraft parking area used by common carriers in air transportation but not used by general aviation; and

(B) to which access is controlled [~~by the inspection of persons and property~~] under federal law.

SECTION 2. Section 46.03(e), Penal Code, is amended to read as follows:

(e) It is a defense to prosecution under Subsection (a)(5) that the actor:

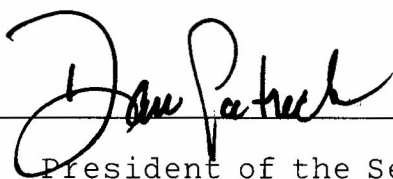
(1) checked all firearms as baggage in accordance with federal or state law or regulations before entering a secured area; or

(2) was authorized by a federal agency or the airport operator to possess a firearm in a secured area.

SECTION 3. 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

1 governed by the law in effect on the date the offense was committed,
2 and the former law is continued in effect for that purpose. For
3 purposes of this section, an offense was committed before the
4 effective date of this Act if any element of the offense occurred
5 before that date.

6 SECTION 4. This Act takes effect September 1, 2019.

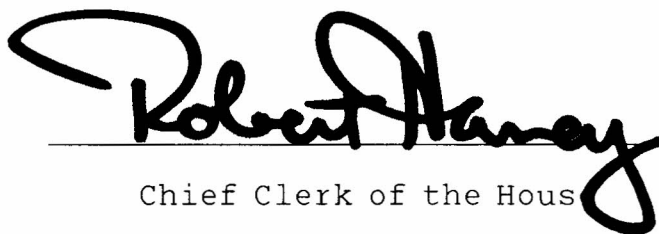


President of the Senate



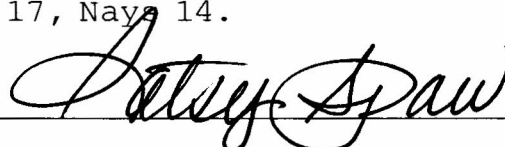
Speaker of the House

I certify that H.B. No. 1168 was passed by the House on April 24, 2019, by the following vote: Yeas 140, Nays 8, 1 present, not voting.



Chief Clerk of the House

I certify that H.B. No. 1168 was passed by the Senate on May 16, 2019, by the following vote: Yeas 17, Nays 14.



Secretary of the Senate

APPROVED: _____

Date

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:45 pm O'CLOCK

JUN 15 2019



Secretary of State

PROCLAMATION
BY THE
Governor of the State of Texas
41-3647

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, Greg Abbott, Governor of Texas, do hereby disapprove of and veto House Bill No. 1168 as passed by the Eighty-Sixth Texas Legislature, Regular Session, because of the following objections:

House Bill 1168 would impose an unacceptable restraint on the Second Amendment rights of law-abiding travelers. The Legislature may have intended simply to keep firearms off the tarmac, but the bill as drafted would newly prohibit carrying in *any* part of the airport terminal building, even ahead of the TSA inspection checkpoint. By vetoing this bill, I am ensuring that Texans can travel without leaving their firearms at home. I look forward to working with the next Legislature on the good idea behind this bill.

Since the Eighty-Sixth Texas Legislature, Regular Session, by its adjournment has prevented the return of this bill, I am filing these objections in the office of the Secretary of State and giving notice thereof by this public proclamation according to the aforementioned constitutional provision.



IN TESTIMONY WHEREOF, I have signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 15th day of June, 2019.


GREG ABBOTT
Governor of Texas

ATTESTED BY:


JOE ESPARZA
Deputy Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:45pm O'CLOCK
JUN 15 2019