

See  
10/21/11

AN ACT

relating to the possession or shooting of a handgun on the land of the Lower Colorado River Authority by a person licensed to carry a concealed handgun.

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

SECTION 1. The heading to Section 62.082, Parks and Wildlife Code, is amended to read as follows:

Sec. 62.082. TARGET RANGES, [AND] MANAGED HUNTS, AND OTHER EXCEPTIONS; RULES.

SECTION 2. Section 62.082, Parks and Wildlife Code, is amended by amending Subsection (d) and adding Subsection (e) to read as follows:

(d) Section 62.081 does not apply to:

(1) an employee of the Lower Colorado River Authority;

(2) [r] a person authorized to hunt under Subsection (c);

(3) [~~r~~] a peace officer as defined by Article 2.12, Code of Criminal Procedure; or

(4) a person who:

(A) possesses a concealed handgun and a license issued under Subchapter H, Chapter 411, Government Code, to carry a concealed handgun of the same category as a handgun the person is carrying; or

(B) under circumstances in which the person would

1 be justified in the use of deadly force under Chapter 9, Penal Code,  
2 shoots a handgun of the same category as a handgun the person is  
3 licensed to carry under Subchapter H, Chapter 411, Government Code.

4 (e) A state agency, including the department, the  
5 Department of Public Safety, and the Lower Colorado River  
6 Authority, may not adopt a rule that prohibits a person who  
7 possesses a license issued under Subchapter H, Chapter 411,  
8 Government Code, from entering or crossing the land of the Lower  
9 Colorado River Authority while:

10 (1) possessing a concealed handgun of the same  
11 category as a handgun the person is licensed to carry; or

12 (2) under circumstances in which the person would be  
13 justified in the use of deadly force under Chapter 9, Penal Code,  
14 shooting a handgun of the same category as a handgun the person is  
15 licensed to carry.

16 SECTION 3. The change in law made by this Act applies only  
17 to an offense committed on or after the effective date of this Act.  
18 An offense committed before the effective date of this Act is  
19 covered by the law in effect when the offense was committed, and the  
20 former law is continued in effect for that purpose. For purposes of  
21 this section, an offense was committed before the effective date of  
22 this Act if any element of the offense occurred before that date.

23 SECTION 4. This Act takes effect September 1, 2007.

S.B. No. 535

David Newkum  
President of the Senate

Jim Caddick  
Speaker of the House

I hereby certify that S.B. No. 535 passed the Senate on March 26, 2007, by the following vote: Yeas 29, Nays 0.

Patsy Saw  
Secretary of the Senate

I hereby certify that S.B. No. 535 passed the House on May 17, 2007, by the following vote: Yeas 143, Nays 0, two present not voting.

Robert Haney  
Chief Clerk of the House

Approved:

15 JUN 07  
Date

Rick Perry  
Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
3 PM O'CLOCK

JUN 15 2007

Roger Williams  
Secretary of State