S.B. No. 299

CHAPTER 72

1 AN ACT 2 relating to the intentional display of a handgun by a person licensed to carry a concealed handgun. 3 4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS: 5 SECTION 1. Subsections (a) and (h), Section 46.035, Penal 6 Code, are amended to read as follows: (a) A license holder commits an offense if the license 7 8 holder carries a handgun on or about the license holder's person 9 under the authority of Subchapter H, Chapter 411, Government Code, and intentionally displays [fails to conceal] the handgun in plain 10 11 view of another person in a public place. 12 It is a defense to prosecution under Subsection (a) that (h) 13 the actor, at the time of the commission of the offense, displayed 14the handgun under circumstances in which the actor would have been justified in the use of force or deadly force under Chapter 9. 15 16 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 17 offense committed before the effective date of this Act is governed 18 19 by the law in effect on the date 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 this Act if any element of the offense occurred before that date. 22 23 SECTION 3. This Act takes effect September 1, 2013.

1

S.B. No. 299

GE CA

Marid Benchurs President of the Senate Speaker se

<u>I hereby certify</u> that S.B. No 299 passed the Senate on April 4, 2013, by the following vote: Yeas 28, Nays 2._____

al 1 Secretary enate <u>:he</u>

<u>I hereby certify</u> that S.B. No. 299 passed the House on May 6, 2013, by the following vote: Yeas 140, Nays 6, one present not voting.

Chief C the Hou

Approved:

13 bn-29 Governor

FILED IN THE OFFICE OF THE SECRETARY OF STATE 6pm_O'CLOCK MAY 1 8 2013 Secretary of State