

1 AN ACT

2 relating to concealed handgun licenses for members and veterans of
3 the United States armed forces, including a member younger than 21
4 years of age.

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

6 SECTION 1. Section 411.172, Government Code, is amended by
7 adding Subsections (g) and (h) to read as follows:

8 (g) Notwithstanding Subsection (a)(2), a person who is at
9 least 18 years of age but not yet 21 years of age is eligible for a
10 license to carry a concealed handgun if the person:

11 (1) is a member or veteran of the United States armed
12 forces, including a member or veteran of the reserves or national
13 guard;

14 (2) was discharged under honorable conditions, if
15 discharged from the United States armed forces, reserves, or
16 national guard; and

17 (3) meets the other eligibility requirements of
18 Subsection (a) except for the minimum age required by federal law to
19 purchase a handgun.

20 (h) The issuance of a license to carry a concealed handgun
21 to a person eligible under Subsection (g) does not affect the
22 person's ability to purchase a handgun or ammunition under federal
23 law.

24 SECTION 2. Section 411.174(a), Government Code, is amended

1 to read as follows:

2 (a) An applicant for a license to carry a concealed handgun
3 must submit to the director's designee described by Section
4 411.176:

5 (1) a completed application on a form provided by the
6 department that requires only the information listed in Subsection
7 (b);

8 (2) two recent color passport photographs of the
9 applicant, except that an applicant who is younger than 21 years of
10 age must submit two recent color passport photographs in profile of
11 the applicant;

12 (3) a certified copy of the applicant's birth
13 certificate or certified proof of age;

14 (4) proof of residency in this state;

15 (5) two complete sets of legible and classifiable
16 fingerprints of the applicant taken by a person appropriately
17 trained in recording fingerprints who is employed by a law
18 enforcement agency or by a private entity designated by a law
19 enforcement agency as an entity qualified to take fingerprints of
20 an applicant for a license under this subchapter;

21 (6) a nonrefundable application and license fee of
22 \$140 paid to the department;

23 (7) a handgun proficiency certificate described by
24 Section 411.189;

25 (8) an affidavit signed by the applicant stating that
26 the applicant:

27 (A) has read and understands each provision of

1 this subchapter that creates an offense under the laws of this state
2 and each provision of the laws of this state related to use of
3 deadly force; and

4 (B) fulfills all the eligibility requirements
5 listed under Section 411.172; and

6 (9) a form executed by the applicant that authorizes
7 the director to make an inquiry into any noncriminal history
8 records that are necessary to determine the applicant's eligibility
9 for a license under Section 411.172(a).

10 SECTION 3. Section 411.184(a), Government Code, is amended
11 to read as follows:

12 (a) To modify a license to allow a license holder to carry a
13 handgun of a different category than the license indicates, the
14 license holder must:

15 (1) complete a proficiency examination as provided by
16 Section 411.188(e);

17 (2) obtain a handgun proficiency certificate under
18 Section 411.189 not more than six months before the date of
19 application for a modified license; and

20 (3) submit to the department:

21 (A) an application for a modified license on a
22 form provided by the department;

23 (B) a copy of the handgun proficiency
24 certificate;

25 (C) payment of a modified license fee of \$25; and

26 (D) two recent color passport photographs of the
27 license holder, except that an applicant who is younger than 21

1 years of age must submit two recent color passport photographs in
2 profile of the applicant.

3 SECTION 4. Subchapter H, Chapter 411, Government Code, is
4 amended by adding Section 411.1951 to read as follows:

5 Sec. 411.1951. REDUCTION OF FEES FOR MEMBERS OF UNITED
6 STATES ARMED FORCES. Notwithstanding any other provision of this
7 subchapter, the department shall reduce by 50 percent any fee
8 required for the issuance of an original, duplicate, modified, or
9 renewed license under this subchapter if the applicant for the
10 license is a member of the United States armed forces, including a
11 member of the reserves, national guard, or state guard.

12 SECTION 5. This Act takes effect September 1, 2005.

David Dewhurst

President of the Senate

Tom Craddick

Speaker of the House

I certify that H.B. No. 322 was passed by the House on March 23, 2005, by a non-record vote; and that the House concurred in Senate amendments to H.B. No. 322 on May 23, 2005, by a non-record vote.

Robert Haney
Chief Clerk of the House

I certify that H.B. No. 322 was passed by the Senate, with amendments, on May 19, 2005, by the following vote: Yeas 31, Nays 0.

Latsy Spaw
Secretary of the Senate

APPROVED: 17 JUNE '05

Date

RICK PERRY

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
11:20 A.M. CLOCK

JUN 17 2005
Roger Williams
Secretary of State