



FLOOR AMENDMENT NO. \_\_\_\_\_ 09 MAY 12 PM 9:35

BY: 

HOUSE OF REPRESENTATIVES

1 Amend C.S.H.B. No. 2730 (house committee printing) by  
2 adding the following appropriately numbered ARTICLE to the bill  
3 and renumbering subsequent ARTICLES of the bill accordingly:

4 ARTICLE \_\_\_\_ DISPLAY OF LICENSE TO

5 CARRY A CONCEALED HANDGUN

6 SECTION \_\_\_\_ .01. Sections 411.187(a) and (c), Government  
7 Code, are amended to read as follows:

8 (a) A license may be suspended under this section if the  
9 license holder:

10 (1) is charged with the commission of a Class A or  
11 Class B misdemeanor or an offense under Section 42.01, Penal  
12 Code, or of a felony under an information or indictment;

13 (2) ~~[fails to display a license as required by~~  
14 ~~Section 411.205;~~

15 ~~[3]~~ fails to notify the department of a change of  
16 address or name as required by Section 411.181;

17 (3) ~~[4]~~ carries a concealed handgun under the  
18 authority of this subchapter of a different category than the  
19 license holder is licensed to carry;

20 (4) ~~[5]~~ fails to return a previously issued license  
21 after a license is modified as required by Section 411.184(d);

22 (5) ~~[6]~~ commits an act of family violence and is  
23 the subject of an active protective order rendered under Title  
24 4, Family Code; or

25 (6) ~~[7]~~ is arrested for an offense involving family  
26 violence or an offense under Section 42.072, Penal Code, and is  
27 the subject of an order for emergency protection issued under  
28 Article 17.292, Code of Criminal Procedure.

29 (c) A license may be suspended under this section:

1           (1) for 30 days, if the person's license is subject  
2 to suspension for a reason listed in Subsection (a)(2), (3)  
3 ~~[(a)(3)], or (4), [or (5),]~~ except as provided by Subdivision  
4 (2) [(3)];

5           ~~(2) [for 90 days, if the person's license is subject~~  
6 ~~to suspension for a reason listed in Subsection (a)(2), except~~  
7 ~~as provided by Subdivision (3),~~

8           ~~[(3)]~~ for not less than one year and not more than  
9 three years if the person's license is subject to suspension for  
10 a reason listed in Subsection (a), other than the reason listed  
11 in Subsection (a)(1), and the person's license has been  
12 previously suspended for the same reason;

13           (3) [(4)] until dismissal of the charges if the  
14 person's license is subject to suspension for the reason listed  
15 in Subsection (a)(1); or

16           (4) [(5)] for the duration of or the period specified  
17 by:

18           (A) the protective order issued under Title 4,  
19 Family Code, if the person's license is subject to suspension  
20 for the reason listed in Subsection (a)(5) [(a)(6)]; or

21           (B) the order for emergency protection issued  
22 under Article 17.292, Code of Criminal Procedure, if the  
23 person's license is subject to suspension for the reason listed  
24 in Subsection (a)(6) [(a)(7)].

25       SECTION \_\_\_\_ .02. Section 411.205, Government Code, is  
26 amended to read as follows:

27       Sec. 411.205. REQUIREMENT TO DISPLAY [DISPLAYING]  
28 LICENSE[; PENALTY]. [(a)] If a license holder is carrying a  
29 handgun on or about the license holder's person when a  
30 magistrate or a peace officer demands that the license holder  
31 display identification, the license holder shall display both  
32 the license holder's driver's license or identification

1 certificate issued by the department and the license holder's  
2 handgun license. ~~[A person who fails or refuses to display the~~  
3 ~~license and identification as required by this subsection is~~  
4 ~~subject to suspension of the person's license as provided by~~  
5 ~~Section 411.187.]~~

6 ~~[(b) A person commits an offense if the person fails or~~  
7 ~~refuses to display the license and identification as required by~~  
8 ~~Subsection (a) after previously having had the person's license~~  
9 ~~suspended for a violation of that subsection. An offense under~~  
10 ~~this subsection is a Class B misdemeanor.]~~

11 SECTION \_\_.03. An offense under Section 411.205,  
12 Government Code, may not be prosecuted after the effective date  
13 of this article. If, on the effective date of this article, a  
14 criminal action is pending for an offense under Section 411.205,  
15 the action is dismissed on that date. However, a final  
16 conviction for an offense under Section 411.205 that exists on  
17 the effective date of this article is unaffected by this  
18 article.

19 SECTION \_\_.04. This article takes effect September 1,  
20 2009.