

AN ACT

relating to the use of Parks and Wildlife Department land for carbon sequestration or similar ecosystem services projects.

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

SECTION 1. Section 11.032(b), Parks and Wildlife Code, is amended to read as follows:

(b) The department shall deposit to the credit of the game, fish, and water safety account all revenue, less allowable costs, from the following sources:

(1) all types of fishing licenses and stamps and shrimping licenses;

(2) all types of hunting licenses and stamps;

(3) trapping licenses and other licenses relating to the taking, propagation, and sale of fur-bearing animals or their pelts;

(4) sale of marl, sand, gravel, shell, and mudshell;

(5) oyster bed rentals and permits;

(6) federal funds received for fish and wildlife research, management, development and conservation, resource protection, and law enforcement, unless the funds are received for the specific purposes of Subchapter F, Chapter 77;

(7) sale of property, less advertising costs, purchased from this account or a special fund or account that is now part of this account;

1 (8) fines and penalties collected for violations of a
2 law pertaining to the protection and conservation of wild birds,
3 wild fowl, wild animals, fish, shrimp, oysters, game birds and
4 animals, fur-bearing animals, alligators, and any other wildlife
5 resources of this state;

6 (9) sale of rough fish by the department;

7 (10) fees for importation permits;

8 (11) fees from supplying fish for or placing fish in
9 water located on private property;

10 (12) sale of seized pelts;

11 (13) sale or lease of grazing rights to and the
12 products from game preserves, sanctuaries, and management areas;

13 (14) contracts for the removal of fur-bearing animals
14 and reptiles from wildlife management areas;

15 (15) vessel registration fees;

16 (16) vessel manufacturer or dealer licensing fees;

17 (17) fines or penalties imposed by a court for
18 violation of water safety laws contained in Chapter 31 of this code;

19 (18) alligator hunter's or alligator buyer's licenses;

20 (19) sale of alligators or any part of an alligator by
21 the department;

22 (20) fees and revenue collected under Section
23 11.027(b) or (c) of this code that are associated with the
24 conservation of fish and wildlife;

25 (21) fees related to cultivated oyster mariculture;

26 (22) vessel and outboard motor titling fees;

27 (23) participation fees collected under Section

1 43.976; ~~and~~

2 (24) money received by the department from carbon
3 sequestration or similar ecosystem services projects described by
4 Section 11.302(b)(1); and

5 (25) any other source provided by law.

6 SECTION 2. Section 11.035(b), Parks and Wildlife Code, is
7 amended to read as follows:

8 (b) The department shall deposit to the credit of the state
9 parks account all revenue, less allowable costs, received from the
10 following sources:

11 (1) grants or operation of concessions in state parks
12 or fishing piers;

13 (2) publications on state parks, state historic sites,
14 or state scientific areas;

15 (3) fines or penalties received from violations of
16 regulations governing parks issued pursuant to Subchapter B,
17 Chapter 13;

18 (4) fees and revenue collected under Section 11.027(b)
19 or (c) that are associated with state park lands;

20 (5) credits made to the department under Section
21 151.801, Tax Code, in an amount not to exceed the amount of the tax
22 proceeds allocated by the legislature to the account under Section
23 151.801(c-1), Tax Code, to be used only for the purposes provided by
24 that section; ~~and~~

25 (6) money received by the department from carbon
26 sequestration or similar ecosystem services projects described by
27 Section 11.302(b)(2); and

1 (7) any other source provided by law.

2 SECTION 3. The heading to Subchapter L, Chapter 11, Parks
3 and Wildlife Code, is amended to read as follows:

4 SUBCHAPTER L. USE [~~GRANT OR LEASE~~] OF DEPARTMENT LAND

5 SECTION 4. Subchapter L, Chapter 11, Parks and Wildlife
6 Code, is amended by adding Section 11.302 to read as follows:

7 Sec. 11.302. CARBON SEQUESTRATION AND SIMILAR ECOSYSTEM
8 SERVICES PROJECTS. (a) Except as otherwise provided by this
9 subsection, the department may enter into an agreement with a
10 public or private entity for the purpose of developing a
11 nature-based carbon sequestration or similar ecosystem services
12 project on department land. This subsection does not authorize the
13 department to enter into an agreement to develop a carbon dioxide
14 injection well on department land.

15 (b) Money received by the department from a carbon
16 sequestration or similar ecosystem services project under this
17 section shall be deposited:

18 (1) to the credit of the game, fish, and water safety
19 account, if the project is located on land primarily used for game
20 or fish conservation, protection, or management; and

21 (2) to the credit of the state parks account, if the
22 project is located on land primarily used for parks, recreation, or
23 historic sites.

24 SECTION 5. This Act takes effect September 1, 2023.

President of the Senate

Speaker of the House

I certify that H.B. No. 4018 was passed by the House on April 26, 2023, by the following vote: Yeas 126, Nays 18, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 4018 on May 15, 2023, by the following vote: Yeas 133, Nays 9, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 4018 was passed by the Senate, with amendments, on May 12, 2023, by the following vote: Yeas 28, Nays 2.

Secretary of the Senate

APPROVED: _____

Date

Governor