

1-1 By: Perry, Flores S.B. No. 1764  
1-2 (In the Senate - Filed March 7, 2023; March 20, 2023, read  
1-3 first time and referred to Committee on Water, Agriculture & Rural  
1-4 Affairs; March 28, 2023, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 9, Nays 0;  
1-6 March 28, 2023, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1764 By: Perry

1-19 A BILL TO BE ENTITLED  
1-20 AN ACT

1-21 relating to the use of certain weapons in or on the bed or bank of a  
1-22 navigable river or stream.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 284.001, Parks and Wildlife Code, is  
1-25 transferred to Subchapter B, Chapter 1, Parks and Wildlife Code,  
1-26 redesignated as Section 1.014, Parks and Wildlife Code, and amended  
1-27 to read as follows:

1-28 Sec. 1.014 [~~284.001~~]. USE OF CERTAIN WEAPONS IN OR ON BED OR  
1-29 BANK OF NAVIGABLE RIVER OR STREAM [~~DISCHARGE OF FIREARM~~]  
1-30 PROHIBITED. (a) In this section:

1-31 (1) "Archery equipment" means a longbow, recurved bow,  
1-32 compound bow, or crossbow.

1-33 (2) "Firearm" has the meaning assigned by Section  
1-34 62.014.

1-35 (3) "Navigable river or stream" has the meaning  
1-36 assigned by Section 90.001.

1-37 (b) [~~This section applies only to a navigable river or~~  
1-38 ~~stream located wholly or partly in Dimmit, Edwards, Frio, Hall,~~  
1-39 ~~Kenedy, Llano, Maverick, Real, Uvalde, or Zavala County.~~

1-40 [~~(c)~~] Except as provided by Subsection (c) [~~(d)~~], a person  
1-41 may not discharge a firearm or shoot an arrow from any kind of bow  
1-42 if:

1-43 (1) the person is located in or on the bed or bank of a  
1-44 navigable river or stream at the time the firearm is discharged or  
1-45 the arrow is shot from the bow; or

1-46 (2) any portion of the ammunition discharged or arrow  
1-47 shot could physically contact the bed or bank of a navigable river  
1-48 or stream.

1-49 (c) [~~(d)~~] This section does not apply to:

1-50 (1) an individual acting in the scope of the  
1-51 individual's duties as a peace officer or department employee;

1-52 (2) the discharge of a shotgun loaded with ammunition  
1-53 that releases only shot when discharged; or

1-54 (3) an individual engaging in fishing using archery  
1-55 equipment, if the individual is in compliance with Subsection (e)  
1-56 [~~(f)~~].

1-57 (d) [~~(e)~~] This section does not limit the ability of a  
1-58 license holder to carry a handgun under the authority of Subchapter  
1-59 H, Chapter 411, Government Code.

1-60 (e) [~~(f)~~] An individual engaging in fishing using archery

2-1 equipment may not possess while fishing:  
2-2           (1) an arrow equipped with fletching of any kind;  
2-3           (2) an unbarbed arrow; or  
2-4           (3) a bow that is not equipped with a reel and line.  
2-5           (f) A person who violates this section commits an offense  
2-6 that is a Class C Parks and Wildlife Code misdemeanor.  
2-7           (g) If conduct that constitutes an offense under this  
2-8 section also constitutes an offense under Title 7, the actor may be  
2-9 prosecuted under this section or the other law, but not both.  
2-10 SECTION 2. The heading to Chapter [284](#), Parks and Wildlife  
2-11 Code, is repealed.  
2-12 SECTION 3. This Act takes effect September 1, 2023.

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