

By: Flores

H.B. No. 3061

A BILL TO BE ENTITLED

AN ACT

relating to regulation of the disposal of animal remains.

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

SECTION 1. Section 161.0415, Agriculture Code, is amended by adding Subsection (d) to read as follows:

(d) The Texas Commission on Environmental Quality may not adopt a rule related to the disposal of livestock under this section unless the rule is developed in cooperation with and is approved by the Texas Animal Health Commission.

SECTION 2. Sections 801.361(a) and (b), Occupations Code, are amended to read as follows:

(a) To the extent consistent with rules adopted by the Texas Commission on Environmental Quality under Subsection (b), a [A] veterinarian may dispose of the remains of an animal by burial or burning if:

(1) the burial or burning occurs in the county in which the remains are discovered and on property owned by the veterinarian; and

(2) the veterinarian does not charge for the burning or burial.

(b) Notwithstanding any other law, the Texas [~~Natural Resource Conservation~~] Commission on Environmental Quality may not adopt a rule related to the disposal of animal remains under this section unless the rule is developed in cooperation with and is

1 approved by the Texas Animal Health Commission [~~that prohibits~~  
2 ~~conduct authorized by this section~~].

3 SECTION 3. This Act takes effect immediately if it receives  
4 a vote of two-thirds of all the members elected to each house, as  
5 provided by Section 39, Article III, Texas Constitution. If this  
6 Act does not receive the vote necessary for immediate effect, this  
7 Act takes effect September 1, 2003.