

1-1 By: Flores (Senate Sponsor - Hinojosa) H.B. No. 3061  
1-2 (In the Senate - Received from the House May 5, 2003;  
1-3 May 7, 2003, read first time and referred to Committee on Natural  
1-4 Resources; May 24, 2003, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 7, Nays 0;  
1-6 May 24, 2003, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 3061 By: Hinojosa

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to regulation of the disposal of animal remains.  
1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
1-12 SECTION 1. Section 161.004, Agriculture Code, is amended to  
1-13 read as follows:

1-14 Sec. 161.004. DISPOSAL OF DISEASED LIVESTOCK CARCASS.  
1-15 (a) A person who is the owner or caretaker of livestock that die  
1-16 from a disease listed in Section 161.041 of this code, or who owns  
1-17 or controls the land on which the livestock die or on which the  
1-18 carcasses are found, shall, within 24 hours after the carcasses are  
1-19 found:

1-20 (1) bury the carcass of each animal by digging a grave  
1-21 five feet deep, placing the carcass in the grave, covering the  
1-22 carcass with lime, and filling the grave with dirt; or

1-23 (2) set fire to the carcass of each animal and burn it  
1-24 until it is thoroughly consumed.

1-25 (b) The Texas Commission on Environmental Quality may not  
1-26 adopt a rule related to the disposal of livestock under this section  
1-27 unless the rule is developed in cooperation with and is approved by  
1-28 the Texas Animal Health Commission.

1-29 SECTION 2. Section 161.0415, Agriculture Code, is amended  
1-30 by adding Subsection (d) to read as follows:

1-31 (d) The Texas Commission on Environmental Quality may not  
1-32 adopt a rule related to the disposal of livestock under this section  
1-33 unless the rule is developed in cooperation with and is approved by  
1-34 the Texas Animal Health Commission.

1-35 SECTION 3. Section 801.361, Occupations Code, is amended by  
1-36 adding Subsection (d) to read as follows:

1-37 (d) The Texas Commission on Environmental Quality may not  
1-38 adopt a rule that relates to the disposal of animal remains under  
1-39 this section unless the rule is developed in cooperation with and is  
1-40 approved by the Texas Animal Health Commission.

1-41 SECTION 4. This Act takes effect September 1, 2003.

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