

By: Duncan

S.B. No. 1052

A BILL TO BE ENTITLED

AN ACT

relating to the definition of livestock; providing a criminal penalty.

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

SECTION 1. Section 1.003, Agriculture Code, is amended by adding Subdivision (3) to read as follows:

(3) "Livestock" means cattle, horses, mules, asses, sheep, goats, and hogs, unless otherwise defined.

SECTION 2. Section 46.002, Agriculture Code, is amended to read as follows:

Sec. 46.002. DEFINITION. In this chapter "Texas agricultural product" means an agricultural, apicultural, horticultural, silvicultural, viticultural, or vegetable product, either in its natural or processed state, that has been produced, processed, or otherwise had value added to the product in this state, including:

- (1) ~~equine species,~~
- ~~(2)~~ feed for use by livestock or poultry;
- (2) ~~(3)~~ fish or other aquatic species;
- (3) ~~(4)~~ livestock, a livestock product, or a livestock by-product;
- (4) ~~(5)~~ planting seed;
- (5) ~~(6)~~ poultry, a poultry product, or a poultry by-product; or

1 (6) [~~(7)~~] wildlife processed for food or by-products.

2 SECTION 3. Section 148.011(a), Agriculture Code, is amended
3 to read as follows:

4 (a) In accordance with this section, a slaughterer shall
5 keep a record of all livestock [~~cattle, horses, hogs, sheep, or~~
6 ~~goats~~] purchased or slaughtered. Both the slaughterer and the
7 person managing the slaughtering operations are responsible for
8 maintaining records under this section. A person who owns or
9 operates a locker plant and leases, rents, or furnishes space to
10 others in that plant for profit shall keep records in accordance
11 with this section as if that person were a slaughterer.

12 SECTION 4. Section 1.101(4), Parks and Wildlife Code, is
13 amended to read as follows:

14 (4) "Wild," when used in reference to an animal, means
15 a species, including each individual of a species, that normally
16 lives in a state of nature and is not ordinarily domesticated. This
17 definition does not include exotic livestock defined by Section
18 161.001(a)(4) [~~161.001(a)(3) and (4)~~], Agriculture Code.

19 SECTION 5. Sections 53.001(3), 142.001(2), 147.001(2), and
20 161.001(a)(3), Agriculture Code, are repealed.

21 SECTION 6. This Act takes effect September 1, 2003.