

1-1 By: Hilderbran (Senate Sponsor - Armbrister) H.B. No. 506
1-2 (In the Senate - Received from the House May 10, 2005;
1-3 May 12, 2005, read first time and referred to Committee on Natural
1-4 Resources; May 20, 2005, reported favorably by the following vote:
1-5 Yeas 10, Nays 0; May 20, 2005, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to hunting on or over certain submerged land; providing a
1-9 penalty.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
1-11 SECTION 1. Subchapter A, Chapter 62, Parks and Wildlife
1-12 Code, is amended by adding Section 62.002 to read as follows:

1-13 Sec. 62.002. HUNTING ON OR OVER CERTAIN SUBMERGED LAND. (a)
1-14 Except as provided by Subsection (b), a person may not hunt or take
1-15 any wild animal or wild bird when the person is on or over privately
1-16 owned land that is:

1-17 (1) submerged under:
1-18 (A) public fresh water due to seasonal or
1-19 occasional inundation; or

1-20 (B) public salt water and located above the mean
1-21 high tide line of the Gulf of Mexico and its bays and estuaries; and

1-22 (2) conspicuously marked as privately owned by a sign
1-23 or signs that are substantially similar to the following:

1-24 POSTED. PRIVATE PROPERTY. NO HUNTING.

1-25 (b) This section does not apply to:

1-26 (1) fishing or to fish and other aquatic life;

1-27 (2) a person who:

1-28 (A) owns the submerged land; or

1-29 (B) obtains the landowner's consent;

1-30 (3) land that is dedicated to the permanent school
1-31 fund and that is located within:

1-32 (A) the tidewater limits of this state; or

1-33 (B) the gradient boundaries of a navigable river
1-34 or stream in this state; or

1-35 (4) land that is:

1-36 (A) submerged by public water; and

1-37 (B) located below the mean high tide line of the
1-38 Gulf of Mexico and its bays and estuaries.

1-39 (c) This section does not authorize a person to fish by any
1-40 means or method or at any time or place that is otherwise prohibited
1-41 by this code.

1-42 SECTION 2. Section 61.022(a), Parks and Wildlife Code, is
1-43 amended to read as follows:

1-44 (a) No person may hunt or catch by any means or method or
1-45 possess a wildlife resource at any time and at any place covered by
1-46 this chapter unless the owner of the land, submerged land, or water,
1-47 or the owner's agent, consents.

1-48 SECTION 3. This Act takes effect September 1, 2005.

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