

By: Homer

H.B. No. 2648

A BILL TO BE ENTITLED

AN ACT

relating to hunting licenses for certain nonresident landowners.

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

SECTION 1. Section 42.001, Parks and Wildlife Code, is amended by adding Subdivision (9) to read as follows:

(9) "Nonresident landowner" means a person who is a nonresident who owns real property in this state.

SECTION 2. The heading to Section 42.002, Parks and Wildlife Code, is amended to read as follows:

Sec. 42.002. RESIDENT OR NONRESIDENT LANDOWNER LICENSE REQUIRED; EXEMPTION.

SECTION 3. Sections 42.002(a) and (b), Parks and Wildlife Code, are amended to read as follows:

(a) Except as provided by Subsections (b) and (c) of this section, no resident or nonresident landowner may hunt any bird or animal in this state without having acquired a hunting license.

(b) A resident or nonresident landowner possessing a valid ~~[resident]~~ alligator hunter's license, ~~[resident]~~ trapper's license, or fur-bearing animal propagation permit is not required to have a license issued under this section to take or possess the species covered by the license or permit.

SECTION 4. Section 42.0021, Parks and Wildlife Code, is amended to read as follows:

Sec. 42.0021. LIFETIME RESIDENT OR NONRESIDENT LANDOWNER

1 HUNTING LICENSE. The department may issue to residents or
2 nonresident landowners of this state a lifetime resident or
3 nonresident landowner hunting license.

4 SECTION 5. Sections 42.005(a) and (b), Parks and Wildlife
5 Code, are amended to read as follows:

6 (a) No nonresident in this state may hunt a mule deer,
7 white-tailed deer, turkey, pronghorn antelope, or desert bighorn
8 sheep in this state without first having acquired a general
9 nonresident hunting license or a nonresident landowner hunting
10 license under Section 42.002 or 42.0021.

11 (b) Except as provided by Subsection (f), no nonresident may
12 hunt any bird or animal in this state without first having acquired
13 a general nonresident hunting license, a nonresident special
14 hunting license, [~~or~~] a nonresident five-day special hunting
15 license, or a nonresident landowner hunting license under Section
16 42.002 or 42.0021.

17 SECTION 6. The heading to Section 42.012, Parks and
18 Wildlife Code, is amended to read as follows:

19 Sec. 42.012. RESIDENT OR NONRESIDENT LANDOWNER LICENSE
20 FEE.

21 SECTION 7. Sections 42.012(a) and (b), Parks and Wildlife
22 Code, are amended to read as follows:

23 (a) The fee for a resident or nonresident landowner hunting
24 license is \$8 or an amount set by the commission, whichever amount
25 is more.

26 (b) The commission may set a lower fee or waive the fee or
27 license requirement for a resident or nonresident landowner who is

1 under 17 years old, 65 years old or older, or participating in an
2 event that is sponsored or co-sponsored by the Texas Parks and
3 Wildlife Department with the approval of the executive director.
4 The commission shall waive the fee for a qualified disabled
5 veteran.

6 SECTION 8. Section 42.0121, Parks and Wildlife Code, is
7 amended to read as follows:

8 Sec. 42.0121. LIFETIME RESIDENT OR NONRESIDENT LANDOWNER
9 HUNTING LICENSE FEE. The fee for a lifetime resident or
10 nonresident landowner hunting license is \$300 or an amount set by
11 the commission, whichever amount is more.

12 SECTION 9. Section 42.0175(a), Parks and Wildlife Code, is
13 amended to read as follows:

14 (a) A license issued under this chapter, other than a
15 lifetime resident or nonresident landowner hunting license or a
16 nonresident five-day special hunting license is valid only during
17 the yearly period for which the license is issued without regard to
18 the date on which a license is acquired. Each yearly period begins
19 on September 1 or on another date set by the commission and extends
20 through August 31 of the next year or another date set by the
21 commission. A license issued under this chapter other than a
22 nonresident five-day special hunting license that is issued before
23 September 1 or another date set by the commission and does not
24 expire until August 31 of the next year or another date set by the
25 commission is valid from the date of issuance through August 31 of
26 the following year or another date set by the commission. The
27 commission by rule may set the amount of a license fee for a license

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1 issued during a transition period at an amount lower than
2 prescribed in this chapter and provide for a license term for a
3 transition period that is shorter or longer than a year.

4 SECTION 10. This Act takes effect September 1, 2005.