

1-1 By: King of Zavala (Senate Sponsor - Uresti) H.B. No. 971
1-2 (In the Senate - Received from the House April 30, 2007;
1-3 May 2, 2007, read first time and referred to Committee on Natural
1-4 Resources; May 21, 2007, reported favorably by the following vote:
1-5 Yeas 8, Nays 0; May 21, 2007, sent to printer.)

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

1-8 relating to a documented member of the Kickapoo Traditional Tribe
1-9 of Texas hunting certain deer.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 42.001(1), Parks and Wildlife Code, is
1-12 amended to read as follows:

1-13 (1) "Resident" means:

1-14 (A) an individual who has resided continuously in
1-15 this state for more than six months immediately before applying for
1-16 a hunting license;

1-17 (B) a member of the United States armed forces on
1-18 active duty;

1-19 (C) a dependent of a member of the United States
1-20 armed forces on active duty; [~~or~~]

1-21 (D) a member of any other category of individuals
1-22 that the commission by regulation designates as residents; or

1-23 (E) a member of the Kickapoo Traditional Tribe of
1-24 Texas who possesses documentation of membership sanctioned by the
1-25 Bureau of Indian Affairs.

1-26 SECTION 2. Section 61.021, Parks and Wildlife Code, is
1-27 amended to read as follows:

1-28 Sec. 61.021. TAKING WILDLIFE RESOURCES PROHIBITED. (a)
1-29 Except as provided by Subsection (b) or permitted under a
1-30 proclamation issued by the commission under this chapter, no person
1-31 may hunt, catch, or possess a game bird or game animal, fish, marine
1-32 animal, or other aquatic life at any time or in any place covered by
1-33 this chapter.

1-34 (b) A documented member of the Kickapoo Traditional Tribe of
1-35 Texas who holds a license under Section 42.002 may hunt antlerless
1-36 white-tailed deer for religious ceremonial purposes on any day of
1-37 the year between one-half hour before sunrise and one-half hour
1-38 after sunset. A documented member of the Kickapoo Traditional
1-39 Tribe of Texas hunting antlerless white-tailed deer under this
1-40 subsection shall:

1-41 (1) comply with all other provisions of this code and
1-42 proclamations adopted under this code;

1-43 (2) notify a local game warden, deputy game warden, or
1-44 special game warden at least 24 hours before hunting antlerless
1-45 white-tailed deer during an otherwise closed season under the game
1-46 laws of this state; and

1-47 (3) obtain explicit permission from the landowner
1-48 before hunting antlerless white-tailed deer during an otherwise
1-49 closed season under the game laws of this state on that landowner's
1-50 privately owned property.

1-51 SECTION 3. Section 61.057(a), Parks and Wildlife Code, is
1-52 amended to read as follows:

1-53 (a) Except as provided by Section 61.021 and [~~in~~]

1-54 (c) [~~of this section~~], no person may hunt an antlerless deer or
1-55 antelope in this state without first having acquired an antlerless
1-56 deer or antelope permit issued by the department on a form provided
1-57 by the department.

1-58 SECTION 4. This Act takes effect immediately if it receives
1-59 a vote of two-thirds of all the members elected to each house, as
1-60 provided by Section 39, Article III, Texas Constitution. If this
1-61 Act does not receive the vote necessary for immediate effect, this
1-62 Act takes effect September 1, 2007.

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