

By: Hegar

S.B. No. 1122

Substitute the following for S.B. No. 1122:

By: McCall

C.S.S.B. No. 1122

A BILL TO BE ENTITLED

AN ACT

relating to the requirement to keep records of game bird or animal carcasses placed in a cold storage or processing facility.

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

SECTION 1. Section 42.001(8), Parks and Wildlife Code, is amended to read as follows:

(8) "Quartering" means the processing of an animal into not more than two hindquarters each having the leg bone (femur) attached down to the knee [~~hock~~] and two front shoulders [~~forequarters~~] each having the leg bones (scapula and humerus) [~~portion to the knee~~] attached down to the elbow [~~shoulder blade~~]. The term also includes removal of two back straps [~~and trimmings from the neck and rib cage~~].

SECTION 2. Section 62.029, Parks and Wildlife Code, is amended by amending Subsections (a) and (f) and adding Subsection (g) to read as follows:

(a) In [~~As used in~~] this section:

(1) "Carcass" has the meaning assigned by Section 42.001.

(2) "Cold [~~,"cold~~] storage or processing facility" has the meaning assigned by Section 42.001.

(3) "Hunting lease" has the meaning assigned by Section 43.041.

(4) "Private cold storage or processing facility"

1 means a cold storage or processing facility that is not available
2 for use by the public.

3 (5) "Quartering" has the meaning assigned by Section
4 42.001.

5 (f) This section does not apply to a private, noncommercial,
6 family-owned cold storage or processing facility unless the
7 facility is located on a hunting lease and is made available to
8 individuals other than the landowner, the landowner's nonpaying
9 family members, or the landowner's nonpaying guests.

10 (g) This section does not require the entry or maintenance
11 of a record for the carcass of a deer or antelope that is properly
12 tagged and is placed in a private cold storage or processing
13 facility.

14 SECTION 3. The change in law made by this Act applies only
15 to an offense committed on or after the effective date of this Act.
16 An offense committed before the effective date of this Act is
17 covered by the law in effect when the offense was committed, and the
18 former law is continued in effect for that purpose. For purposes of
19 this section, an offense was committed before the effective date of
20 this Act if any element of the offense occurred before that date.

21 SECTION 4. This Act takes effect September 1, 2009.