

Amend SB 498 (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS accordingly:

SECTION _____. Sections 43.357(a) and (b), Parks and Wildlife Code, are amended to read as follows:

(a) The holder of a valid deer breeder's permit may:

(1) engage in the business of breeding breeder deer in the immediate locality for which the permit was issued; ~~and~~

(2) sell, transfer to another person, or hold in captivity live breeder deer for the purpose of propagation or sale; and

(3) transfer and sell live breeder deer not needed for propagation for the purpose of processing and sale as venison.

(b) The commission may make regulations governing:

(1) the possession of breeder deer held under the authority of this subchapter;

(2) the recapture of lawfully possessed breeder deer that have escaped from the facility of a deer breeder;

(3) permit applications and fees;

(4) reporting requirements;

(5) procedures and requirements for the purchase, transfer, sale, or shipment of breeder deer;

(6) the endorsement of a deer breeder facility by a certified wildlife biologist;

(7) the number of breeder deer that a deer breeder may possess; ~~and~~

(8) the dates for which a deer breeder permit is valid; and

(9) procedures for the identification, transfer, and sale of live breeder deer not needed for propagation for the purpose of processing and sale as venison.

SECTION _____. Section 43.364, Parks and Wildlife Code, is amended to read as follows:

Sec. 43.364. USE OF BREEDER DEER. (a) Except as provided by Subsection (b), breeder ~~Breeder~~ deer may be purchased, sold, transferred, or received in this state only for the purposes of liberation or holding for propagation. All breeder deer and

increase from breeder deer are under the full force of the laws of this state pertaining to deer, and those breeder deer may be held in captivity for propagation in this state only after a deer breeder's permit is issued by the department under this subchapter.

(b) Live breeder deer not needed for propagation may be transferred, processed, and sold as venison only in accordance with Section 43.357 and either:

(1) Chapter 433, Health and Safety Code, and rules adopted under that chapter; or

(2) 9 C.F.R. Part 352, as authorized by the federal Agricultural Marketing Act of 1946 (7 U.S.C. Section 1621 et seq.).

SECTION _____. Section 433.003(5), Health and Safety Code, is amended to read as follows:

(5) "Exotic animal" means:

(A) a member of a species of game not indigenous to this state, including an axis deer, nilga antelope, red sheep, or other cloven-hooved ruminant animal; or

(B) a breeder deer as defined by Section 43.351, Parks and Wildlife Code, that the Parks and Wildlife Department has identified for the purpose of processing and sale as venison.