

1-1 By: Guillen (Senate Sponsor - Zaffirini) H.B. No. 2138  
1-2 (In the Senate - Received from the House April 26, 2011;  
1-3 April 29, 2011, read first time and referred to Committee on  
1-4 Transportation and Homeland Security; May 19, 2011, reported  
1-5 favorably by the following vote: Yeas 9, Nays 0; May 19, 2011,  
1-6 sent to printer.)

1-7 A BILL TO BE ENTITLED  
1-8 AN ACT

1-9 relating to the search for and rescue of victims of water-oriented  
1-10 accidents.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 31.121, Parks and Wildlife Code, is  
1-13 amended by amending Subsections (a) and (e) and adding Subsection  
1-14 (a-1) to read as follows:

1-15 (a) In this section:

1-16 (1) "Game warden" means a person who is commissioned  
1-17 as a game warden by the commission.

1-18 (2) "State military forces" has the meaning assigned  
1-19 by Section 431.001, Government Code.

1-20 (a-1) All peace officers of this state and game wardens  
1-21 [~~commissioned by the commission~~] must be certified as marine safety  
1-22 enforcement officers by the department to enforce the provisions of  
1-23 this chapter by arresting and taking into custody any person who  
1-24 commits any act or offense prohibited by this chapter or who  
1-25 violates any provision of this chapter.

1-26 (e) State military forces may assist game [~~Game~~] wardens  
1-27 [~~may assist~~] in the search for and rescue of victims of  
1-28 water-oriented accidents.

1-29 SECTION 2. This Act takes effect immediately if it receives  
1-30 a vote of two-thirds of all the members elected to each house, as  
1-31 provided by Section 39, Article III, Texas Constitution. If this  
1-32 Act does not receive the vote necessary for immediate effect, this  
1-33 Act takes effect September 1, 2011.

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