

By: Hegar  
(Hunter)

S.B. No. 378

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the date by which a pest management zone or cotton  
3 grower may request an extension of the cotton stalk destruction  
4 deadline.

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

6 SECTION 1. Subsections (b) and (c), Section 74.0032,  
7 Agriculture Code, are amended to read as follows:

8 (b) If adverse weather conditions or other good cause  
9 exists, the administrative committee that governs the applicable  
10 pest management zone may request that the department grant an  
11 extension of the cotton stalk destruction deadline for any  
12 specified part of the pest management zone or for the entire pest  
13 management zone. A request under this subsection must be made  
14 within the period specified by department rule [~~not later than 10~~  
15 ~~business days before the applicable cotton stalk destruction~~  
16 ~~deadline~~]. A field is not subject to a hostable cotton fee if the  
17 department grants an extension of the deadline. The Texas Boll  
18 Weevil Eradication Foundation shall submit to the department an  
19 estimate of the amount by which an extension under this subsection  
20 will increase the cost of administering the boll weevil eradication  
21 program.

22 (c) If the applicable administrative committee does not  
23 request an extension, or if the department denies a request for an  
24 extension of the cotton stalk destruction deadline for a specified

1 part of a pest management zone, a cotton grower may apply for an  
2 individual extension of the deadline. A request under this  
3 subsection must be made within the period specified by department  
4 rule [~~not later than 10 business days before the applicable pest~~  
5 ~~management zone's stalk destruction deadline~~].

6 SECTION 2. The changes in law made by Section 74.0032,  
7 Agriculture Code, as amended by this Act, apply only to a request  
8 for an extension made on or after the effective date of this Act. A  
9 request for an extension made before the effective date of this Act  
10 is subject to the law in effect on that date, and that law is  
11 continued in effect for that purpose.

12 SECTION 3. This Act takes effect September 1, 2011.