

1-1 By: Guillen, Lozano (Senate Sponsor - Deuell) H.B. No. 1241
 1-2 (In the Senate - Received from the House April 4, 2013;
 1-3 April 9, 2013, read first time and referred to Committee on
 1-4 Agriculture, Rural Affairs, and Homeland Security; May 15, 2013,
 1-5 reported favorably by the following vote: Yeas 4, Nays 0;
 1-6 May 15, 2013, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12			X	
1-13	X			

1-14 A BILL TO BE ENTITLED
 1-15 AN ACT

1-16 relating to the adoption of rules by the Parks and Wildlife
 1-17 Commission to protect the public water of this state from the spread
 1-18 of aquatic invasive species.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Subchapter A, Chapter 66, Parks and Wildlife
 1-21 Code, is amended by adding Section 66.0073 to read as follows:

1-22 Sec. 66.0073. RULES REQUIRING WATER TO BE DRAINED. (a) In
 1-23 this section:

1-24 (1) "Public water" has the meaning assigned by Section
 1-25 66.015.

1-26 (2) "Salt water" has the meaning assigned by Section
 1-27 66.001.

1-28 (3) "Vessel" has the meaning assigned by Section
 1-29 31.003.

1-30 (b) The commission may adopt rules requiring a person
 1-31 leaving or approaching public water to drain from a vessel or
 1-32 portable container on board the vessel any water that has been
 1-33 collected from or has come in contact with public water. This
 1-34 subsection does not apply to salt water.

1-35 (c) When promulgating rules described by Subsection (b),
 1-36 the commission shall consider the effects on boaters, anglers, and
 1-37 local interests while maintaining the ability to prevent the spread
 1-38 of harmful or potentially harmful exotic fish, shellfish, and
 1-39 aquatic plants.

1-40 (d) If the commission adopts rules described by Subsection
 1-41 (b), an authorized employee of the department may inspect a vessel
 1-42 leaving or approaching public water, including any portable
 1-43 containers on board the vessel, for the presence of water. This
 1-44 subsection does not apply to a vessel that is on public water.

1-45 SECTION 2. This Act takes effect immediately if it receives
 1-46 a vote of two-thirds of all the members elected to each house, as
 1-47 provided by Section 39, Article III, Texas Constitution. If this
 1-48 Act does not receive the vote necessary for immediate effect, this
 1-49 Act takes effect September 1, 2013.

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