

1-1 By: Eiland, Harless, Ritter H.B. No. 1903
 1-2 (Senate Sponsor - Williams)
 1-3 (In the Senate - Received from the House May 6, 2013;
 1-4 May 7, 2013, read first time and referred to Committee on Finance;
 1-5 May 15, 2013, reported favorably by the following vote: Yeas 14,
 1-6 Nays 0; May 15, 2013, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18	X			
1-19	X			
1-20	X			
1-21	X			
1-22			X	
1-23	X			

1-24 A BILL TO BE ENTITLED
 1-25 AN ACT

1-26 relating to the allocation of amounts deposited into the oyster
 1-27 sales account and the abolishment of the oyster advisory committee.
 1-28 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
 1-29 SECTION 1. Sections 436.103(e) and (f), Health and Safety
 1-30 Code, are amended to read as follows:
 1-31 (e) Before any other disposition of the fees and penalties
 1-32 collected under this section is made, two percent of the amount of
 1-33 the fees and penalties shall be deposited in the state treasury for
 1-34 appropriation for the use of the comptroller in the administration
 1-35 and enforcement of this section. The remainder of the fees and
 1-36 penalties collected under this section shall be deposited to the
 1-37 credit of the oyster sales account in the general revenue fund to be
 1-38 allocated each year for oyster-related activities, including:
 1-39 (1) collecting bay water and shellfish meat samples;
 1-40 (2) contracting for sample analysis for
 1-41 classification and opening or closing of oyster harvesting areas;
 1-42 (3) marking the boundaries of areas that are
 1-43 designated open or closed under this subchapter;
 1-44 (4) studying oyster diseases and other concerns
 1-45 affecting the availability of oysters for harvest;
 1-46 (5) studying and analyzing organisms that may be
 1-47 associated with human illness and that can be transmitted through
 1-48 the consumption of oysters;
 1-49 (6) contributing to the support of the oyster shell
 1-50 recovery and replacement program created under Section 76.020,
 1-51 Parks and Wildlife Code [promotion and advertising of the Texas
 1-52 oyster industry by the Texas Department of Agriculture, including
 1-53 information, education, and training to consumers on safe and
 1-54 proper handling of oysters]; and
 1-55 (7) other oyster-related activities authorized or
 1-56 required by this chapter.
 1-57 (f) After deducting the amount deposited into the state
 1-58 treasury for the comptroller's use under Subsection (e), the
 1-59 comptroller at the beginning of each state fiscal year shall
 1-60 allocate \$100,000 of the unencumbered balance deposited to the
 1-61 credit of the oyster sales account in the general revenue fund to

2-1 Texas A&M University at Galveston for use in performing the
2-2 ~~activities described by Subsection (e)(5). The remainder of the~~
2-3 ~~money [Money] in the oyster sales account may [shall first] be~~
2-4 ~~allocated only for the purposes described by Subsection (e)~~
2-5 ~~[allocated for funding the public health activities of bay water~~
2-6 ~~and shellfish meat sample collection and analysis and wholesale,~~
2-7 ~~retail, and consumer education before money is allocated for~~
2-8 ~~research or promotion].~~

2-9 SECTION 2. Subchapter A, Chapter 47, Agriculture Code, is
2-10 repealed, and the oyster advisory committee established under
2-11 Section 47.002, Agriculture Code, is abolished on the effective
2-12 date of this Act.

2-13 SECTION 3. This Act takes effect September 1, 2013.

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