

By: Nevarez

H.B. No. 2150

A BILL TO BE ENTITLED

AN ACT

relating to the classification of elk as exotic animals.

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

SECTION 1. Section 43.103(3), Parks and Wildlife Code, is amended to read as follows:

(3) "Exotic animals" includes exotic livestock and exotic fowl as defined by Section 161.001(a), Agriculture Code, wild animals that are nonindigenous to Texas, and aoudad sheep[~~and elk~~].

SECTION 2. Subchapter G, Chapter 43, Parks and Wildlife Code, is amended by adding Section 43.1031 to read as follows:

Sec. 43.1031. CLASSIFICATION OF ELK. Notwithstanding the definition provided by Section 43.103(3), the commission by rule may make a determination that elk are wild animals subject to the provisions of this subchapter that apply to exotic animals.

SECTION 3. Section 62.015(a), Parks and Wildlife Code, is amended to read as follows:

(a) In this section, "exotic animal" means exotic livestock or exotic fowl as defined by Section 161.001(a), Agriculture Code, and aoudad sheep[~~or elk~~].

SECTION 4. Subchapter A, Chapter 62, Parks and Wildlife Code, is amended by adding Section 62.0151 to read as follows:

Sec. 62.0151. CLASSIFICATION OF ELK. Notwithstanding the definition provided by Section 62.015(a), the commission by rule

1 may make a determination that elk are wild animals subject to the  
2 provisions of this chapter that apply to exotic animals.

3         SECTION 5. The changes in law made by this Act apply only to  
4 an offense committed on or after the effective date of this Act. An  
5 offense committed before the effective date of this Act is covered  
6 by the law in effect when the offense was committed, and the former  
7 law is continued in effect for that purpose. For purposes of this  
8 section, an offense was committed before the effective date of this  
9 Act if any element of the offense was committed before that date.

10         SECTION 6. This Act takes effect immediately if it receives  
11 a vote of two-thirds of all the members elected to each house, as  
12 provided by Section 39, Article III, Texas Constitution. If this  
13 Act does not receive the vote necessary for immediate effect, this  
14 Act takes effect September 1, 2013.