

1-1 By: Schwertner S.B. No. 1233
 1-2 (In the Senate - Filed March 6, 2013; March 13, 2013, read
 1-3 first time and referred to Committee on Agriculture, Rural Affairs,
 1-4 and Homeland Security; April 11, 2013, reported adversely, with
 1-5 favorable Committee Substitute by the following vote: Yeas 4,
 1-6 Nays 0; April 11, 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 COMMITTEE SUBSTITUTE FOR S.B. No. 1233 By: Schwertner

1-15 A BILL TO BE ENTITLED
 1-16 AN ACT

1-17 relating to an animal identification program.

1-18 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-19 SECTION 1. Subsections (a), (c), and (d), Section 161.056,
 1-20 Agriculture Code, are amended to read as follows:

1-21 (a) In order to provide for disease control and enhance the
 1-22 ability to trace disease-infected animals or animals that have been
 1-23 exposed to disease, the commission may develop and implement an
 1-24 animal identification program that is no more stringent than a
 1-25 federal animal disease traceability or other federal animal
 1-26 identification program [consistent with the United States
 1-27 Department of Agriculture's National Animal Identification
 1-28 System].

1-29 (c) The commission may adopt rules to require the use of
 1-30 official identification [numbers assigned] as part of the animal
 1-31 identification program under Subsection (a) for animal disease
 1-32 control or [7] animal emergency management[, and other commission
 1-33 programs].

1-34 (d) The commission may by a two-thirds vote adopt rules to
 1-35 provide for an animal identification program more stringent than a
 1-36 program allowed by Subsection (a) only for control of a specific
 1-37 animal disease or for animal emergency management [establish a date
 1-38 by which all premises must be registered and may assess a
 1-39 registration fee on all entities that register for a premises
 1-40 identification number].

1-41 SECTION 2. Subsections (b), (g), and (h), Section 161.056,
 1-42 Agriculture Code, are repealed.

1-43 SECTION 3. (a) The changes in law made by this Act to
 1-44 Section 161.056, Agriculture Code, do not supersede rules of the
 1-45 Texas Animal Health Commission implementing an animal
 1-46 identification program adopted under Section 161.056, Agriculture
 1-47 Code, prior to the amendment of that section by this Act. Those
 1-48 rules are continued in effect until amended or repealed as if this
 1-49 Act had not been enacted, and the former law is continued in effect
 1-50 for that purpose.

1-51 (b) Rules adopted under Section 161.056, Agriculture Code,
 1-52 and amendments to existing rules adopted under Section 161.056,
 1-53 Agriculture Code, after the effective date of this Act must be made
 1-54 in conformity with the changes in law made by this Act.

1-55 SECTION 4. (a) The repeal by this Act of Subsection (g),
 1-56 Section 161.056, Agriculture Code, does not apply to an offense
 1-57 committed under that subsection before the effective date of this
 1-58 Act. For purposes of this section, an offense is committed before
 1-59 the effective date of this Act if any element of the offense occurs
 1-60 before that date.

2-1 (b) An offense committed before the effective date of this
2-2 Act is governed by Subsection (g), Section 161.056, Agriculture
2-3 Code, as it existed when the offense was committed, and the former
2-4 law is continued in effect for that purpose.

2-5 SECTION 5. This Act takes effect immediately if it receives
2-6 a vote of two-thirds of all the members elected to each house, as
2-7 provided by Section 39, Article III, Texas Constitution. If this
2-8 Act does not receive the vote necessary for immediate effect, this
2-9 Act takes effect September 1, 2013.

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