

By: Darby

H.B. No. 2038

A BILL TO BE ENTITLED

AN ACT

1
2 relating to certain offenses relating to disturbing or taking marl,
3 sand, gravel, shell, or mudshell or disturbing oyster beds or
4 fishing waters; increasing the criminal penalty.

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

6 SECTION 1. Section 86.022, Parks and Wildlife Code, is
7 amended to read as follows:

8 Sec. 86.022. PENALTY. (a) A person who violates Section
9 86.002 [~~or 86.018~~] commits an offense that is a Class B [~~C~~] Parks
10 and Wildlife Code misdemeanor.

11 (b) A person who violates Section 86.018 commits an offense
12 that is a Class C Parks and Wildlife Code misdemeanor.

13 SECTION 2. The change in law made by this Act applies only
14 to an offense committed on or after the effective date of this Act.
15 An offense committed before the effective date of this Act is
16 governed by the law in effect on the date the offense was committed,
17 and the former law is continued in effect for that purpose. For
18 purposes of this section, an offense was committed before the
19 effective date of this Act if any element of the offense occurred
20 before that date.

21 SECTION 3. This Act takes effect immediately if it receives
22 a vote of two-thirds of all the members elected to each house, as
23 provided by Section 39, Article III, Texas Constitution. If this
24 Act does not receive the vote necessary for immediate effect, this

H.B. No. 2038

1 Act takes effect September 1, 2019.