

By: Rogers

H.B. No. 3856

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to administrative penalties imposed by the Texas Animal  
3 Health Commission.

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

5 SECTION 1. Sections 161.148(a) and (b), Agriculture Code,  
6 are amended to read as follows:

7 (a) The commission may impose an administrative penalty on  
8 [~~against~~] a person who violates this subtitle or a rule or order  
9 adopted under this subtitle.

10 (b) The penalty for a violation may be in an amount not to  
11 exceed \$5,000 [~~\$1,000~~]. Each day a violation continues or occurs is  
12 a separate violation for purposes of imposing a penalty. The amount  
13 of the penalty shall not be based on a per head basis.

14 SECTION 2. The changes in law made by this Act apply only to  
15 a violation committed on or after the effective date of this Act. A  
16 violation committed before the effective date of this Act is  
17 governed by the law in effect when the violation was committed, and  
18 the former law is continued in effect for that purpose. For  
19 purposes of this section, a violation was committed before the  
20 effective date of this Act if any element of the violation occurred  
21 before that date.

22 SECTION 3. This Act takes effect September 1, 2021.