88R22517 MP-F

By:  Leo-Wilson, Morrison, Vasut, Lozano, H.B. No. 3385

     Garcia, et al.

Substitute the following for H.B. No. 3385:

By:  Flores C.S.H.B. No. 3385

A BILL TO BE ENTITLED

AN ACT

relating to establishing the oyster advisory committee of the Parks and Wildlife Department.

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

SECTION 1.  Chapter 76, Parks and Wildlife Code, is amended by adding Subchapter D to read as follows:

SUBCHAPTER D. OYSTER ADVISORY COMMITTEE

Sec. 76.201.  DEFINITION. In this subchapter, "advisory committee" means the oyster advisory committee established under this subchapter.

Sec. 76.202.  OYSTER ADVISORY COMMITTEE. (a) The oyster advisory committee is established to advise the commission, director, and department on the management of oysters in this state.

(b)  The oyster advisory committee is an advisory committee under Section 11.0162.

Sec. 76.203.  PUBLIC NOMINATION OF MEMBERS. The department shall give public notice of and provide an opportunity for the public to nominate members to the advisory committee.

Sec. 76.204.  MEETINGS. (a) The advisory committee shall meet at least twice annually.

(b)  The department shall produce and provide to the presiding officer of the commission:

(1)  a record of attendance of advisory committee members at each meeting of the advisory committee; and

(2)  a summary or minutes of each meeting of the advisory committee.

Sec. 76.205.  REPORT. Not later than October 1 of each year, the advisory committee shall submit a report to the department containing:

(1)  recommendations for the management of oysters in this state; and

(2)  any other information determined by the department or the presiding officer of the commission to be useful and appropriate.

Sec. 76.206.  ADMINISTRATIVE PROCEDURES; RULES. (a) The director shall establish administrative procedures to carry out the requirements of this subchapter.

(b)  The commission shall adopt any rules necessary for the administration of the advisory committee established under this subchapter.

Sec. 76.207.  SUNSET REVIEW. The advisory committee is subject to Chapter 325, Government Code (Texas Sunset Act). Unless continued in existence as provided by that chapter, the advisory committee is abolished and this subchapter expires September 1, 2027.

SECTION 2.  (a) Not later than December 1, 2023, the Parks and Wildlife Commission shall adopt rules and procedures necessary to administer the oyster advisory committee established under Subchapter D, Chapter 76, Parks and Wildlife Code, as added by this Act.

(b)  As soon as practicable after the adoption of rules and procedures under Subsection (a) of this section but not later than January 1, 2024, the presiding officer of the Parks and Wildlife Commission shall appoint the initial members of the oyster advisory committee established under Subchapter D, Chapter 76, Parks and Wildlife Code, as added by this Act.

(c)  The members of the oyster advisory committee established under Subchapter D, Chapter 76, Parks and Wildlife Code, as added by this Act, serve terms that expire on January 1, 2026.

SECTION 3.  This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2023.