

By: Leo-Wilson, Morrison, Vasut, Lozano,
Garcia, et al.

H.B. No. 3385

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

1 members at each meeting of the advisory committee; and

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

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

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

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

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

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

18 Sec. 76.207. SUNSET REVIEW. The advisory committee is
19 subject to Chapter 325, Government Code (Texas Sunset Act). Unless
20 continued in existence as provided by that chapter, the advisory
21 committee is abolished and this subchapter expires September 1,
22 2027.

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

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

7 (c) The members of the oyster advisory committee
8 established under Subchapter D, Chapter 76, Parks and Wildlife
9 Code, as added by this Act, serve terms that expire on January 1,
10 2026.

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