

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 89TH LEGISLATIVE REGULAR SESSION**

**March 30, 2025**

**TO:** Honorable Charles Perry, Chair, Senate Committee on Water, Agriculture and Rural Affairs

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: SB2112** by Kolkhorst (Relating to the punishment for certain criminal offenses related to cultivated oyster mariculture; increasing a criminal penalty.), **As Introduced**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would increase the criminal penalty for the offenses of engaging in cultivated oyster mariculture without a permit; selling or bartering, or offering to sell or barter, cultivated oysters without authorization; or placing a cultivated oyster in a natural or private oyster bed from a Class B misdemeanor to a Class A misdemeanor if it is shown at trial that the defendant had a prior conviction for one of these offenses in the preceding five years. The bill furthermore would increase the criminal penalty for any violation of rules adopted under the cultivated oyster mariculture chapter from a Class C misdemeanor to a Class B misdemeanor if it is shown at trial that the defendant had two or more prior convictions for any violation of these rules in the preceding five years. It is assumed that any fiscal impact and any impact on state correctional populations or on the demand for state correctional resources would not be significant

**Local Government Impact**

It is assumed that any fiscal impact to units of local government associated with enforcement, prosecution, supervision, or confinement would not be significant.

**Source Agencies:** 212 Office of Court Administration, Texas Judicial Council, 304 Comptroller of Public Accounts, 802 Parks and Wildlife Department

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