

All Prefiled Amendments for: HB 1724

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Amendment

850182

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HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. _____

BY: _____

D. Bonnen

1 Amend C.S.H.B. No. 1724 (house committee report) by striking
2 all below the enacting clause and substituting the following:

3 SECTION 1. Section 11.032(b), Parks and Wildlife Code, is
4 amended to read as follows:

5 (b) The department shall deposit to the credit of the game,
6 fish, and water safety account all revenue, less allowable costs,
7 from the following sources:

8 (1) all types of fishing licenses and stamps and
9 shrimping licenses[~~, except as provided by Section 77.120~~];

10 (2) all types of hunting licenses and stamps;

11 (3) trapping licenses and other licenses relating to
12 the taking, propagation, and sale of fur-bearing animals or their
13 pelts;

14 (4) sale of marl, sand, gravel, shell, and mudshell;

15 (5) oyster bed rentals and permits;

16 (6) federal funds received for fish and wildlife
17 research, management, development and conservation, resource
18 protection, and law enforcement, unless the funds are received for
19 the specific purposes of Subchapter F, Chapter 77;

20 (7) sale of property, less advertising costs,
21 purchased from this account or a special fund or account that is now
22 part of this account;

23 (8) fines and penalties collected for violations of a
24 law pertaining to the protection and conservation of wild birds,
25 wild fowl, wild animals, fish, shrimp, oysters, game birds and
26 animals, fur-bearing animals, alligators, and any other wildlife
27 resources of this state;

28 (9) sale of rough fish by the department;

29 (10) fees for importation permits;

1 (11) fees from supplying fish for or placing fish in
2 water located on private property;

3 (12) sale of seized pelts;

4 (13) sale or lease of grazing rights to and the
5 products from game preserves, sanctuaries, and management areas;

6 (14) contracts for the removal of fur-bearing animals
7 and reptiles from wildlife management areas;

8 (15) vessel registration fees;

9 (16) vessel manufacturer or dealer licensing fees;

10 (17) fines or penalties imposed by a court for
11 violation of water safety laws contained in Chapter 31 of this code;

12 (18) alligator hunter's or alligator buyer's licenses;

13 (19) sale of alligators or any part of an alligator by
14 the department;

15 (20) fees and revenue collected under Section
16 11.027(b) or (c) of this code that are associated with the
17 conservation of fish and wildlife;

18 (21) any other source provided by law; and

19 (22) vessel and outboard motor titling fees.

20 SECTION 2. Subchapter B, Chapter 47, Parks and Wildlife
21 Code, is amended by adding Section 47.041 to read as follows:

22 Sec. 47.041. COMMERCIAL LICENSE BUYBACK SUBACCOUNT. (a)
23 The commercial license buyback subaccount is a subaccount in the
24 game, fish, and water safety account. The subaccount consists of
25 money deposited to the subaccount under this section.

26 (b) The department shall deposit to the credit of the
27 commercial license buyback subaccount revenue from the following
28 sources:

29 (1) revenue set aside under Section 47.081(d);

30 (2) revenue set aside under Section 78.111(d);

31 (3) a fee collected under Section 77.115;

1 (4) \$25 of each wholesale fish dealer's license issued
2 under Section 47.009;

3 (5) \$25 of each wholesale truck dealer's fish license
4 issued under Section 47.010;

5 (6) \$6 of each retail fish dealer's license issued
6 under Section 47.011;

7 (7) \$11 of each retail dealer's truck license issued
8 under Section 47.013;

9 (8) \$25 of each commercial bay shrimp boat license
10 issued under Section 77.031;

11 (9) \$25 of each commercial bait-shrimp boat license
12 issued under Section 77.033;

13 (10) \$25 of each commercial gulf shrimp boat license
14 issued under Section 77.035;

15 (11) \$15 of each bait-shrimp dealer's license issued
16 under Section 77.043; and

17 (12) revenue from any other source authorized by law.

18 (c) The department may accept grants and donations of money
19 or materials from private or public sources to be applied to the
20 commercial license buyback subaccount.

21 (d) Money in the commercial license buyback subaccount may
22 be used only to buy back a commercial license from a willing license
23 holder.

24 (e) The commercial license buyback subaccount is not
25 subject to Section 403.095, Government Code.

26 SECTION 3. Section 47.081(d), Parks and Wildlife Code, is
27 amended to read as follows:

28 (d) The department shall set aside at least 20 percent of
29 the fees from licenses issued and license transfers approved under
30 this subchapter [~~to be used only for the purpose of buying back~~
31 ~~those licenses from a willing license holder~~]. That money shall be

1 sent to the comptroller for deposit to the credit of the commercial
2 license buyback subaccount in the game, fish, and water safety
3 account.

4 SECTION 4. Section 78.111(d), Parks and Wildlife Code, is
5 amended to read as follows:

6 (d) The department shall set aside at least 20 percent of
7 the fee from commercial crab licenses and transfer fees [~~to be used~~
8 ~~only for the purpose of buying back commercial crab licenses from a~~
9 ~~willing license holder~~]. That money shall be sent to the
10 comptroller for deposit to the credit of the commercial license
11 buyback subaccount in the game, fish, and water safety account.

12 SECTION 5. The following provisions of the Parks and
13 Wildlife Code are repealed:

- 14 (1) Sections 47.081(e) and (f);
15 (2) Section 77.120; and
16 (3) Sections 78.111(e) and (f).

17 SECTION 6. On September 1, 2017, the shrimp license buyback
18 account is abolished and the comptroller of public accounts shall
19 transfer the unencumbered balance of the account to the commercial
20 license buyback subaccount created under Section 47.041, Parks and
21 Wildlife Code, as added by this Act.

22 SECTION 7. This Act takes effect September 1, 2017.