

CHAPTER 585

S.B. No. 1303

An Act relating to civil and criminal penalties for commission of certain litter offenses; amending Subsection (b) of Section 2.01 and Subsection (d) of Section 2.02, Texas Litter Abatement Act, as amended (Article 4477-9a, Vernon's Texas Civil Statutes); amending Section 61.127, Natural Resources Code.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Subsection (b), Section 2.01, Article II, Texas Litter Abatement Act, as amended (Article 4477-9a, Vernon's Texas Civil Statutes), is amended to read as follows:

"(b) A person who commits an offense under this section is, on conviction, subject to a fine of not less than \$50 [~~\$15~~] nor more than \$200."

SECTION 2. Subsection (d), Section 2.02, Article II, Texas Litter Abatement Act (Article 4477-9a, Vernon's Texas Civil Statutes), is amended to read as follows:

"(d) A person who commits an offense under this section is, on conviction, subject to a fine of not less than \$50 [~~\$1~~] nor more than \$200."

SECTION 3. Section 61.127, Natural Resources Code, is amended to read as follows:

"Section 61.127. **CRIMINAL PENALTIES.** In any order adopted under this subchapter, the commissioners court may adopt the following criminal penalties for violation of the order:

“(1) for a first conviction, a fine of not *less than \$50; nor more than \$100* [~~\$50~~];

“(2) for a second conviction, a fine of not *less than \$100 nor more than \$200*;

“(3) for any subsequent convictions after the second conviction, a fine of not *less than \$200 nor more than \$1,000* [~~\$500~~] or confinement in the county jail for not more than 60 days, or both.”

SECTION 4. This Act takes effect September 1, 1985.

SECTION 5. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Passed the Senate on May 9, 1985, by the following vote: Yeas 31, Nays 0; passed the House on May 24, 1985, by the following vote: Yeas 147, Nays 1, one present not voting.

Approved: June 13, 1985

Effective: September 1, 1985