

CHAPTER 458

S.B. No. 521

AN ACT

relating to the requirement for a muzzleloader hunting stamp; providing a penalty.

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

SECTION 1. Chapter 43, Parks and Wildlife Code, is amended by adding Subchapter Q to read as follows:

SUBCHAPTER Q. MUZZLELOADER HUNTING STAMP

Sec. 43.581. MUZZLELOADER HUNTING STAMP REQUIRED. No person may hunt wild deer, turkey, or javelina (collared peccary) during an open season prescribed by law or by proclamation of the commission during which only muzzleloaders may be used for hunting unless the person has in the person's possession a muzzleloader hunting stamp.

Sec. 43.582. ISSUANCE AND FORM OF STAMP. The department or its agent may issue a muzzleloader hunting stamp. The stamp shall be issued in a form prescribed by the department. The stamp must be signed on its face by the person to whom it is issued for the stamp to be valid for hunting purposes.

Sec. 43.583. FEE. The fee for a muzzleloader stamp is \$10 or an amount set by the commission, whichever amount is more.

Sec. 43.584. HUNTING LICENSE REQUIRED. The purchase or possession of a muzzleloader hunting stamp does not permit a person to hunt wild deer, turkey, or javelina without the license required by Chapter 42 of this code or by means not authorized by this code.

Sec. 43.585. DISPOSITION OF FEES. (a) Fifty cents of a fee collected under this subchapter may be retained as a collection fee by an agent of the department other than a department employee.

(b) After deduction of any collection fee, the net receipts from stamp sales shall be sent to the department.

Sec. 43.586. REFUSAL TO SHOW STAMP. A person hunting a species named in Section 43.581 of this code during an open muzzleloader season who fails or refuses on the demand of any game warden or other peace officer to show a valid muzzleloader hunting stamp is presumed to be in violation of Section 43.581 of this code.

Sec. 43.587. PENALTY. A person who violates Section 43.581 of this code commits an offense that is a Class C Parks and Wildlife Code misdemeanor.

SECTION 2. This Act takes effect September 1, 1993.

SECTION 3. 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 April 22, 1993, by a viva-voce vote; passed the House on May 21, 1993, by a non-record vote.

Approved June 9, 1993.

Effective Sept. 1, 1993.