

CHAPTER 608

H.B. No. 1231

AN ACT

relating to the sale and purchase of certain fish.

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

SECTION 1. Section 66.111(b), Parks and Wildlife Code, is amended to read as follows:

(b) In addition to the prohibition provided by Subsection (a) of this section, a person commits an offense if the person buys or offers to buy, sells or offers to sell, transports or ships for the purpose of sale, or possesses for the purpose of sale, barter, or exchange:

(1) any fish taken from the public fresh water of [~~Archer, Baylor,~~ Brewster, [~~Bosque, Clay,~~ El Paso, Culberson, [~~Grayson,~~ Hudspeth, [~~Hill,~~ Jeff Davis, [~~Johnson,~~ Milam, Nueces, [~~Palo Pinto,~~ Pecos, Presidio, Reeves, San Patricio, [~~Somerville,~~ or Terrell], ~~Val Verde, Wichita, or Wilbarger~~] County;

(2) any fish taken from the waters of Possum Kingdom Lake in Palo Pinto, Stephens, and Young counties or from Lake Whitney and the Brazos River and their tributaries in Hill, Johnson, and Somervell counties;

(3) any fish, except minnows, taken from the public fresh water of Archer, Baylor, Wichita, or Wilbarger County or from Lake Arrowhead in Clay County;

(4) any fish, except [~~other than~~] bait fish, taken from the public fresh water of [~~Anderson, Callahan,~~ Cherokee, Coke, Collin [~~Collin,~~ Cooke, Falls, Grayson, Guadalupe, [~~Hamilton, Henderson, Houston,~~ Hunt, Jim Wells, Jones, Live Oak, McLennan, McMullen, [~~Mitchell,~~ Rains, Rockwall, Runnels, Rusk, [~~Sabine,~~ San Saba, Shackelford, Smith, [~~Stephens,~~ Travis, Tom Green, Van Zandt, Val Verde, or Wood], ~~or Young~~] County;

(5) any fish, except bait fish, taken from the Neches River in Anderson County, Lake Baird in Callahan County, Lake Colorado City in Mitchell County, Hubbard Creek Lake in Stephens County, the Bosque River and its tributaries in Bosque, Erath, and Hamilton counties, or Cedar Creek Lake in Henderson County;

(6) any fish, except bait fish, taken from the public fresh water of Sabine County or Houston County, except that blue catfish and channel catfish taken from Toledo Bend Lake in Sabine County or the Neches or Trinity River in Houston County may be sold;

(7) [(3)] any blue or channel catfish taken from the public fresh water of Bexar, Brown, Burnet, Comanche, Concho, Dimmit, [~~Gillespie,~~ Kinney, Lampasas, Loving, McCulloch, Mills, [~~Runnels,~~ Uvalde, Ward, Williamson, or Zavala County;

(8) [(4)] any sunfish, blue catfish, or channel catfish taken from the public fresh water of Blanco, Gillespie [~~Erath,~~ Kendall, Kimble, Llano, Mason, Medina, Menard, Real, Sutton, or Wilson County;

(9) [(5)] any sunfish taken from the public fresh water of Edwards County;

(10) [(6)] any fish, except minnows or sunfish, taken from the public fresh water of Gonzales County;

(11) [(7)] any fish, except blue or channel catfish of more than 18 inches in length, [~~rough fish,~~] or bait fish, taken from the public fresh water of Jasper or Newton County; or

(12) [(8)] any fish, except channel catfish of more than 12 inches in length, blue catfish, or bait [~~rough~~] fish, [~~or minnows,~~] taken from the *Trinity River* in [~~public fresh water of~~] Kaufman County.

SECTION 2. This Act takes effect September 1, 1987, and applies only to an offense under Section 66.111(b), Parks and Wildlife Code, committed on or after that date. An offense committed before that date is governed by the law in existence on the date the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, a person commits an offense before the effective date of this Act if any element of the offense occurs before that date.

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 by the House on May 8, 1987, by the following vote: Yeas 134, Nays 0, 1 present, not voting. Passed by the Senate on May 25, 1987, by the following vote: Yeas 30, Nays 0.

Approved June 19, 1987.

Effective Sept. 1, 1987.