

CHAPTER 609

H.B. No. 1262

AN ACT

relating to nonresident hunting licenses and to the animals that may be taken under those licenses.

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

SECTION 1. Sections 42.005(a) and (b), Parks and Wildlife Code, are amended to read as follows:

(a) No nonresident in this state may hunt a [~~nonindividually owned wild axis deer in Bexar County, wild~~] mule deer, white-tailed deer, [wild] turkey, pronghorn [wild] antelope, or [wild] desert bighorn sheep [~~wild black bear, wild collared peccary or javelina~~] in this state, [wild] aoudad sheep in Armstrong, Briscoe, Donley, Floyd, Hall, Motley, Randall, and Swisher counties, or [wild] elk in Brewster, Culberson, Dallam, Deaf Smith, El Paso, Hartley, Hudspeth, Jeff Davis, Moore, Oldham, Pecos, Potter, Presidio, Reeves, and Terrell counties, without first having acquired a general nonresident hunting license.

(b) No nonresident may hunt any bird or animal in this state without first having acquired a general nonresident hunting license, [~~or~~] a nonresident special [~~small game~~] hunting license, or a nonresident five-day special hunting license.

SECTION 2. Section 42.014, Parks and Wildlife Code, is amended to read as follows:

Sec. 42.014. NONRESIDENT SPECIAL [~~SMALL GAME~~] LICENSE FEE. The fee for a nonresident special [~~small game~~] hunting license is \$37.75 or an amount set by the commission, whichever amount is more. Seventy-five cents of the fee may be retained by the officer, other than a department employee, issuing the license as his collection fee.

SECTION 3. Chapter 42, Parks and Wildlife Code, is amended by adding Section 42.0142 to read as follows:

Sec. 42.0142. NONRESIDENT BANDED BIRD HUNTING LICENSE FOR SHOOTING RESORT, PRIVATE BIRD SHOOTING AREA, OR FIELD TRIAL AREA. (a) In lieu of a general or nonresident special hunting license, a nonresident may acquire a

banded bird hunting license from the department entitling the nonresident to take banded birds from a shooting resort, private bird shooting area, or field trial area only.

(b) The fee for a nonresident banded bird hunting license is set by the commission in an amount not to exceed \$10. Seventy-five cents of the fee may be retained by an authorized agent, other than a department employee, issuing the license as his collection fee. A nonresident banded bird hunting license may be sold by the department or a shooting resort, private bird shooting area, or field trial area licensee subject to the same rules that apply to any other license deputy.

SECTION 4. Chapter 42, Parks and Wildlife Code, is amended by adding Section 42.0143 to read as follows:

Sec. 42.0143. NONRESIDENT FIVE-DAY SPECIAL HUNTING LICENSE. A non-resident five-day special hunting license is valid for five consecutive days. The fee for the license is set by the commission in an amount not to exceed 50 percent of the amount of the fee set for a nonresident special hunting license. Seventy-five cents of the fee may be retained by an authorized agent, other than a department employee, issuing the license as his collection fee.

SECTION 5. Section 42.022(c), Parks and Wildlife Code, is amended to read as follows:

*(c) This section does not apply to the acquisition and possession by a nonresident of more than one ~~[both a general]~~ nonresident hunting license if no more than one ~~[and a]~~ nonresident *general* ~~[small game]~~ hunting license is acquired or possessed.*

SECTION 6. This Act takes effect September 1, 1987.

SECTION 7. 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 April 29, 1987, by a non-record vote; that the House refused to concur in Senate amendments to H.B. No. 1262 on May 28, 1987, and requested the appointment of a conference committee to consider the differences between the two houses; and that the House adopted the conference committee report on H.B. No. 1262 on June 1, 1987, by a non-record vote. Passed by the Senate, with amendments, on May 26, 1987, by a viva-voce vote; at the request of the House, the Senate appointed a conference committee to consider the differences between the two houses; and that the Senate adopted the conference committee report on H.B. No. 1262 on June 1, 1987, by a viva-voce vote.

Approved June 19, 1987.

Effective Sept. 1, 1987.