

CHAPTER 1071

H.B. No. 3279

AN ACT

relating to the uprooting of seagrass plants; creating an offense.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter A, Chapter 66, Parks and Wildlife Code, is amended by adding Section 66.024 to read as follows:

Sec. 66.024. SEAGRASS PLANTS. (a) In this section, "seagrass plant" means a flowering marine plant of the species:

(1) Cymodocea filiformis, known as manatee grass;

(2) Halodule beaudettei or Halodule wrightii, known as shoal grass;

(3) Halophila engelmannii, known as star grass or Engelmann's seagrass;

(4) Ruppia maritima, known as widgeon grass; or

(5) Thalassia testudinum, known as turtle grass.

(b) A person may not uproot or dig out any rooted seagrass plant from a bay bottom or other saltwater bottom area in the jurisdiction of this state by means of a propeller, except as that uprooting or digging out may be authorized by a commercial license or permit issued by the department.

(c) It is a defense to prosecution under this section that a person:

(1) anchors a vessel within an area containing seagrass plants and uproots a seagrass plant;

(2) uses an electric trolling motor within an area

1 containing seagrass plants and uproots a seagrass plant; or

2 (3) operates a vessel in a manner consistent with the
3 acceleration required to reach and stay on plane.

4 (d) A person who violates this section or a proclamation of
5 the commission under this section commits an offense that is a Class
6 C Parks and Wildlife Code misdemeanor.

7 SECTION 2. This Act takes effect September 1, 2013.

David Dewhurst
President of the Senate

Joe Straus
Speaker of the House

I certify that H.B. No. 3279 was passed by the House on May 10, 2013, by the following vote: Yeas 129, Nays 14, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 3279 on May 23, 2013, by the following vote: Yeas 118, Nays 28, 2 present, not voting.

Robert Haney
Chief Clerk of the House

I certify that H.B. No. 3279 was passed by the Senate, with amendments, on May 20, 2013, by the following vote: Yeas 30, Nays 1.

Patsy Spaw
Secretary of the Senate

APPROVED: 14 JUNE '13
Date

Rick Perry
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
10:17 AM O'CLOCK
JUN 14 2013

[Signature]
Secretary of State