

## **BILL ANALYSIS**

Senate Research Center  
78R4049 KCR-F

S.B. 608  
By: Janek  
Natural Resources  
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### **DIGEST AND PURPOSE**

Currently, states bordering Texas have a higher fee for nonresident fishing guide licenses, than does Texas. As proposed, S.B. 608 authorizes the Texas Parks and Wildlife Commission to create a nonresident fishing guide license as well as to create separate coastal and inland resident or nonresident guide licenses. This bill makes out-of-state fishing guide licenses in Texas corollary to those of surrounding states.

### **RULEMAKING AUTHORITY**

Rulemaking authority is expressly granted to the Texas Parks and Wildlife commission in SECTION 3 (Section 47.005(c), Parks and Wildlife Code) of this bill.

Rulemaking authority previously granted to the Texas Parks and Wildlife commission is modified in SECTION 2 (Section 47.004(c), Parks and Wildlife Code) of this bill.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 47.001(6), Parks and Wildlife Code, to redefine "fishing guide."

SECTION 2. Amends Section 47.004, Parks and Wildlife Code, as follows

Sec. 47.004. New heading: RESIDENT FISHING GUIDE LICENSE. (a) Prohibits a resident, rather than a person, from engaging in business as a fishing guide unless the resident, rather than the person, has obtained a resident fishing guide license.

(b) Makes a conforming change.

(c) Authorizes the Parks and Wildlife Commission (commission) to adopt rules governing the issuance and use of resident fishing guide license, including rules creating separate resident fishing guide licenses for use in saltwater and freshwater.

SECTION 3. Amends Chapter 47A, Parks and Wildlife Code, by adding Section 47.005, as follows:

Sec. 47.005. NONRESIDENT FISHING GUIDE LICENSE. (a) Prohibits a nonresident from engaging in business as a fishing guide unless the nonresident has obtained a nonresident fishing guide license.

(b) Provides that the license fee for a nonresident fishing guide license is \$500 or an amount set by the commission, whichever amount is more.

(c) Authorizes the commission to adopt rules governing the issuance and use of a nonresident fishing guide license, including rules creating separate nonresident fishing guide licenses for use in saltwater and freshwater.

SECTION 4. Effective date: September 1, 2003.