

1-1 By: Ashby, A. Johnson of Harris H.B. No. 4018  
1-2 (Senate Sponsor - Kolkhorst)  
1-3 (In the Senate - Received from the House April 26, 2023;  
1-4 May 2, 2023, read first time and referred to Committee on Water,  
1-5 Agriculture & Rural Affairs; May 9, 2023, reported adversely, with  
1-6 favorable Committee Substitute by the following vote: Yeas 8,  
1-7 Nays 0; May 9, 2023, sent to printer.)

1-8 COMMITTEE VOTE

1-9		Yea	Nay	Absent	PNV
1-10	Perry	X			
1-11	Hancock	X			
1-12	Blanco	X			
1-13	Flores	X			
1-14	Gutierrez			X	
1-15	Johnson	X			
1-16	Kolkhorst	X			
1-17	Sparks	X			
1-18	Springer	X			

1-19 COMMITTEE SUBSTITUTE FOR H.B. No. 4018 By: Hancock

1-20 A BILL TO BE ENTITLED  
1-21 AN ACT

1-22 relating to the use of Parks and Wildlife Department land for carbon  
1-23 sequestration or similar ecosystem services projects.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Section 11.032(b), Parks and Wildlife Code, is  
1-26 amended to read as follows:

1-27 (b) The department shall deposit to the credit of the game,  
1-28 fish, and water safety account all revenue, less allowable costs,  
1-29 from the following sources:

1-30 (1) all types of fishing licenses and stamps and  
1-31 shrimping licenses;

1-32 (2) all types of hunting licenses and stamps;

1-33 (3) trapping licenses and other licenses relating to  
1-34 the taking, propagation, and sale of fur-bearing animals or their  
1-35 pelts;

1-36 (4) sale of marl, sand, gravel, shell, and mudshell;

1-37 (5) oyster bed rentals and permits;

1-38 (6) federal funds received for fish and wildlife  
1-39 research, management, development and conservation, resource  
1-40 protection, and law enforcement, unless the funds are received for  
1-41 the specific purposes of Subchapter F, Chapter 77;

1-42 (7) sale of property, less advertising costs,  
1-43 purchased from this account or a special fund or account that is now  
1-44 part of this account;

1-45 (8) fines and penalties collected for violations of a  
1-46 law pertaining to the protection and conservation of wild birds,  
1-47 wild fowl, wild animals, fish, shrimp, oysters, game birds and  
1-48 animals, fur-bearing animals, alligators, and any other wildlife  
1-49 resources of this state;

1-50 (9) sale of rough fish by the department;

1-51 (10) fees for importation permits;

1-52 (11) fees from supplying fish for or placing fish in  
1-53 water located on private property;

1-54 (12) sale of seized pelts;

1-55 (13) sale or lease of grazing rights to and the  
1-56 products from game preserves, sanctuaries, and management areas;

1-57 (14) contracts for the removal of fur-bearing animals  
1-58 and reptiles from wildlife management areas;

1-59 (15) vessel registration fees;

1-60 (16) vessel manufacturer or dealer licensing fees;

(17) fines or penalties imposed by a court for violation of water safety laws contained in Chapter 31 of this code;  
 (18) alligator hunter's or alligator buyer's licenses;  
 (19) sale of alligators or any part of an alligator by the department;  
 (20) fees and revenue collected under Section 11.027(b) or (c) of this code that are associated with the conservation of fish and wildlife;  
 (21) fees related to cultivated oyster mariculture;  
 (22) vessel and outboard motor titling fees;  
 (23) participation fees collected under Section 43.976; ~~and~~  
 (24) money received by the department from carbon sequestration or similar ecosystem services projects described by Section 11.302(b)(1); and  
 (25) any other source provided by law.

SECTION 2. Section 11.035(b), Parks and Wildlife Code, is amended to read as follows:

(b) The department shall deposit to the credit of the state parks account all revenue, less allowable costs, received from the following sources:

(1) grants or operation of concessions in state parks or fishing piers;  
 (2) publications on state parks, state historic sites, or state scientific areas;  
 (3) fines or penalties received from violations of regulations governing parks issued pursuant to Subchapter B, Chapter 13;  
 (4) fees and revenue collected under Section 11.027(b) or (c) that are associated with state park lands;  
 (5) credits made to the department under Section 151.801, Tax Code, in an amount not to exceed the amount of the tax proceeds allocated by the legislature to the account under Section 151.801(c-1), Tax Code, to be used only for the purposes provided by that section; ~~and~~  
 (6) money received by the department from carbon sequestration or similar ecosystem services projects described by Section 11.302(b)(2); and  
 (7) any other source provided by law.

SECTION 3. The heading to Subchapter L, Chapter 11, Parks and Wildlife Code, is amended to read as follows:

SUBCHAPTER L. USE [GRANT OR LEASE] OF DEPARTMENT LAND

SECTION 4. Subchapter L, Chapter 11, Parks and Wildlife Code, is amended by adding Section 11.302 to read as follows:

Sec. 11.302. CARBON SEQUESTRATION AND SIMILAR ECOSYSTEM SERVICES PROJECTS. (a) Except as otherwise provided by this subsection, the department may enter into an agreement with a public or private entity for the purpose of developing a nature-based carbon sequestration or similar ecosystem services project on department land. This subsection does not authorize the department to enter into an agreement to develop a carbon dioxide injection well on department land.

(b) Money received by the department from a carbon sequestration or similar ecosystem services project under this section shall be deposited:

(1) to the credit of the game, fish, and water safety account, if the project is located on land primarily used for game or fish conservation, protection, or management; and  
 (2) to the credit of the state parks account, if the project is located on land primarily used for parks, recreation, or historic sites.

SECTION 5. This Act takes effect September 1, 2023.

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