



GENERAL INFORMATION

# SAND-SHELL-GRAVEL

## BEFORE YOU DIG IN THE RIVER!

A permit from the Texas Parks and Wildlife Department is required to “disturb or take” streambed materials from a streambed claimed by the State.

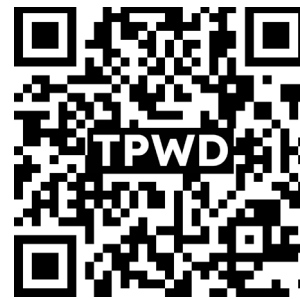
Scan the code below to learn more about when a permit is required and how to apply for one.



**[tpwd.texas.gov/sandshellgravel](https://tpwd.texas.gov/sandshellgravel)**

## IF A RIVER RUNS THROUGH IT, WHAT LAWS APPLY?

Scan the code below for more information regarding navigable water ways and the laws surrounding them.



**[tpwd.texas.gov/waterwayslaw](https://tpwd.texas.gov/waterwayslaw)**

### TEXAS PARKS AND WILDLIFE CODE

Sec. 86.002. PERMIT REQUIRED; PENALTY. (a) No person may disturb or take marl, sand, gravel, shell, or mudshell under the management and protection of the commission or operate in or disturb any oyster bed or fishing water for any purpose other than that necessary or incidental to navigation or dredging under state or federal authority without first having acquired from the commission a permit authorizing the activity.

Sec. 86.022. PENALTY. (a) A person who violates Section 86.002 commits an offense that is a Class B Parks and Wildlife Code misdemeanor.

Sec. 90.002. OPERATION OF MOTOR VEHICLE IN PROTECTED FRESHWATER AREA PROHIBITED. Except as provided by Section 90.003 or 90.004, a person may not operate a motor vehicle in or on a protected freshwater area on or after January 1, 2004.

Sec. 90.011. PENALTY. (a) A person commits an offense if the person violates Section 90.002, 90.008, or 90.0085.

(b) Except as provided by Subsection (c), an offense under Subsection (a) is a Class C misdemeanor.

(c) If it is shown on the trial of an offense under this section that the defendant was previously convicted two or more times under Section 90.002 or 90.008, on conviction the defendant shall be punished for a Class B misdemeanor.

(d) Each violation under this section is a separate offense.

(e) Notwithstanding Section 12.403 of this code, Subchapter B, Chapter 12, Penal Code, applies to punishments under this section.