

By: Flynn

H.B. No. 75

A BILL TO BE ENTITLED

AN ACT

relating to the regulation of raw milk and raw milk products.

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

SECTION 1. Subchapter A, Chapter 435, Health and Safety Code, is amended by adding Section 435.0061 to read as follows:

Sec. 435.0061. RAW MILK AND RAW MILK PRODUCTS FOR RETAIL SALE. (a) Except as provided by Section 435.013, a person who holds a permit that authorizes the person to sell raw milk or raw milk products at retail may make retail sales of raw milk or raw milk products directly to a consumer in this state at:

(1) the permit holder's place of business;

(2) the consumer's residence; or

(3) any other location where producers customarily sell their products directly to consumers, including a farmers' market, farm stand, flea market, food cooperative, or fair.

(b) The permit holder may deliver the raw milk or raw milk products to the consumer at the point of sale or any other location in this state the consumer designates.

SECTION 2. This Act takes effect September 1, 2011.