

By: Flynn

H.B. No. 132

A BILL TO BE ENTITLED

AN ACT

relating to prohibiting local governments from interfering with a person's right to engage in the production of agriculture.

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

SECTION 1. Chapter 229, Local Government Code, is amended by adding Subchapter C to read as follows:

SUBCHAPTER C. REGULATION OF PRODUCTION OF AGRICULTURE

Sec. 229.061. PROHIBITED REGULATIONS. Notwithstanding any other law, a municipality may not adopt regulations that interfere with a person's right to engage in the production of agriculture, as defined by Section 2.001, Agriculture Code.

Sec. 229.062. INJUNCTION. The attorney general may bring an action in a district court in the name of the state to obtain a temporary or permanent injunction against a municipality adopting a regulation in violation of this section.

SECTION 2. Chapter 240, Local Government Code, is amended by adding Subchapter D to read as follows:

SUBCHAPTER D. REGULATION OF PRODUCTION OF AGRICULTURE

Sec. 240.061. PROHIBITED REGULATIONS. Notwithstanding any other law, the commissioners court of a county may not adopt regulations that interfere with a person's right to engage in the production of agriculture, as defined by Section 2.001, Agriculture Code.

Sec. 240.062. INJUNCTION. The attorney general may bring

1 an action in a district court in the name of the state to obtain a  
2 temporary or permanent injunction against a county adopting a  
3 regulation in violation of this section.

4       SECTION 3. This Act takes effect September 1, 2015.