A BILL TO BE ENTITLED

AN ACT

relating to clarifying the law regarding local government prohibitions or restrictions on the sale or use of a container or package.

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

SECTION 1. Section 361.0961, Health and Safety Code, is amended by adding Subsection (d) to read as follows:

(d) In this section, "container or package" does not include a single-use bag provided by a retail business to a customer at the point of sale for the purpose of transporting purchases.

SECTION 2. The change in law made by this Act is intended only to clarify existing law with respect to local government prohibitions or restrictions on the sale or use of a container or package.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2019.