

By: Frullo

H.B. No. 2223

A BILL TO BE ENTITLED

AN ACT

relating to the exemption of certain commercial weighing or measuring devices from registration and inspection requirements.

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

SECTION 1. Section 13.1002, Agriculture Code, is amended to read as follows:

Sec. 13.1002. EXEMPTION OF CERTAIN WEIGHING OR MEASURING DEVICES. Notwithstanding any other law, a commercial weighing or measuring device [~~that is exclusively used to weigh food sold for immediate consumption~~] is exempt from this subchapter, including the inspection requirements under Section 13.101 and the registration requirements under Section 13.1011, if the device is exclusively used to weigh food:

(1) sold ready for immediate consumption, regardless of whether the food is consumed on the premises where the food is weighed and sold; and

(2) not exempted from sales and use taxes under Section 151.314, Tax Code.

SECTION 2. 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.