

1-1 By: Hall S.B. No. 1409
 1-2 (In the Senate - Filed March 1, 2019; March 14, 2019, read
 1-3 first time and referred to Committee on Agriculture;
 1-4 April 23, 2019, reported favorably by the following vote: Yeas 4,
 1-5 Nays 1; April 23, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Hall	X			
1-8 Rodríguez	X			
1-9 Hinojosa	X			
1-10 Perry		X		
1-11 Schwertner	X			

1-13 A BILL TO BE ENTITLED
 1-14 AN ACT

1-15 relating to the administration, implementation, and enforcement of
 1-16 federal produce safety standards by the Department of Agriculture.

1-17 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-18 SECTION 1. Sections 91.009(a), (c-1), and (d), Agriculture
 1-19 Code, are amended to read as follows:

1-20 (a) The department shall administer, implement, and enforce
 1-21 in this state ~~[is the lead agency for the administration,~~
 1-22 ~~implementation, and enforcement of, and education and training~~
 1-23 ~~relating to,~~ the United States Food and Drug Administration
 1-24 Standards for the Growing, Harvesting, Packing, and Holding of
 1-25 Produce for Human Consumption (21 C.F.R. Part 112) or any successor
 1-26 federal produce safety rule or standard.

1-27 (c-1) The department may enter into a cooperative
 1-28 agreement, interagency agreement, grant agreement, or memorandum
 1-29 of understanding with a federal or state agency as necessary to
 1-30 carry out the department's ~~[for the]~~ administration,
 1-31 implementation, or enforcement of this section.

1-32 (d) The department may adopt rules to administer,
 1-33 implement, and enforce this section. The department's rules may
 1-34 not impose additional or more burdensome requirements than those
 1-35 provided by the applicable federal rule or standard described by
 1-36 Subsection (a). In the development of rules under this section, the
 1-37 department may consider relevant state, federal, or national
 1-38 standards and may consult with federal or state agencies.

1-39 SECTION 2. This Act takes effect immediately if it receives
 1-40 a vote of two-thirds of all the members elected to each house, as
 1-41 provided by Section 39, Article III, Texas Constitution. If this
 1-42 Act does not receive the vote necessary for immediate effect, this
 1-43 Act takes effect September 1, 2019.

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