

By: Rodríguez

S.B. No. 1805

A BILL TO BE ENTITLED

AN ACT

relating to egg grading.

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

SECTION 1. Section 132.002, Agriculture Code, is amended to read as follows:

Sec. 132.002. SALE OF UNGRADED EGGS BY PRODUCER [~~LIMITATION OF CHAPTER~~]. (a) Except as provided by Subsection (b), this [~~This~~] chapter does not apply to a person selling only eggs that are produced by the person's own flock and for which the person does not claim a grade.

(b) A person who produces eggs as described by Subsection (a) may sell the eggs directly to a consumer or at wholesale if the eggs are clearly labeled as "ungraded."

(c) A state agency or political subdivision may not prohibit a person described by Section 132.021(b) from purchasing, reselling, or using eggs described by Subsection (b).

SECTION 2. Section 132.043(c), Agriculture Code, is amended to read as follows:

(c) Licensees required by this section to collect or pay a special fee shall remit the fee [~~monthly~~] in accordance with rules established by the department. The rules may not require a licensee to remit the fee more often than:

(1) monthly; or

(2) annually, if the licensee is required to remit

1 less than \$360 for the year.

2       SECTION 3. Not later than December 1, 2019, the Department  
3 of Agriculture shall adopt rules consistent with Section  
4 [132.043\(c\)](#), Agriculture Code, as amended by this Act.

5       SECTION 4. This Act takes effect September 1, 2019.