

By: Patterson

H.J.R. No. 85

A JOINT RESOLUTION

1 proposing a constitutional amendment to prevent certain public  
2 officers and entities from prohibiting the operation of industries  
3 or other categories of business or commercial activity in this  
4 state.

5 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Article I, Texas Constitution, is amended by  
7 adding Section 35 to read as follows:

8 Sec. 35. An agency or officer of the executive department of  
9 this state, a political subdivision of this state, or an officer of  
10 a political subdivision of this state may not prohibit the  
11 operation of an industry or other category of business or  
12 commercial activity otherwise legally operating in this state.

13 SECTION 2. This proposed constitutional amendment shall be  
14 submitted to the voters at an election to be held November 2, 2021.  
15 The ballot shall be printed to permit voting for or against the  
16 proposition: "The constitutional amendment to prevent an agency or  
17 officer of the executive department of this state, a political  
18 subdivision of this state, or an officer of a political subdivision  
19 of this state from prohibiting the operation of a legally operating  
20 industry or other category of business or commercial activity in  
21 this state."