1   AN ACT

2 relating to equitable relief from the enforcement of certain

3 governmental requirements that affect agricultural operations.

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

5   SECTION 1. Chapter 251, Agriculture Code, is amended by

6 adding Section 251.009 to read as follows:

7   Sec. 251.009. RIGHT OF ACTION. (a) In this section,

8 "person" means the owner, operator, or lessee of an agricultural

9 operation.

10   (b) If a political subdivision enforces a governmental

11 requirement in violation of this chapter or Section 36, Article I,

12 Texas Constitution, a person aggrieved by the violation may bring

13 an action against the political subdivision to obtain declaratory

14 and injunctive relief to block the enforcement of the governmental

15 requirement.

16   (c) A person who prevails in an action under this section

17 may seek and the court shall award court costs and reasonable

18 attorney's fees.

19   SECTION 2. Section 251.009, Agriculture Code, as added by

20 this Act, applies only to a cause of action that accrues on or after

21 the effective date of this Act.

22   SECTION 3. This Act takes effect immediately if it receives

23 a vote of two-thirds of all the members elected to each house, as

24 provided by Section 39, Article III, Texas Constitution. If this

1 Act does not receive the vote necessary for immediate effect, this

2 Act takes effect September 1, 2025.

_____   _____
    President of the Senate   Speaker of the House

    I hereby certify that S.B. No. 1035 passed the Senate on April 7, 2025, by the following vote: Yeas 28, Nays 1, one present not voting; and that the Senate concurred in House amendments on May 5, 2025, by the following vote: Yeas 29, Nays 2.

                           _____
                           Secretary of the Senate

    I hereby certify that S.B. No. 1035 passed the House, with amendments, on April 30, 2025, by the following vote: Yeas 140, Nays 2, two present not voting.

                           _____
                           Chief Clerk of the House

Approved:

_____
           Date

_____
           Governor