

By: Johnson

S.B. No. 1864

A BILL TO BE ENTITLED

AN ACT

relating to egg grading and the selling of ungraded eggs.

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 this section, 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 up to 120 dozen ungraded eggs per week directly to consumers or, subject to Subsections (d) and (e), at wholesale.

(c) A person who sells ungraded eggs as provided by Subsection (b) shall label the cartons of eggs with a label that:

(1) is legible;

(2) appears on the top panel of the carton; and

(3) contains:

(A) the word "ungraded";

(B) the producer's name;

(C) the producer's address;

(D) the producer's license number under Subsection (d), if the eggs are sold or offered for sale at wholesale; and

1 (E) the date the carton was packed.

2 (d) A person who produces eggs as described by Subsection
3 (a) may not sell the eggs at wholesale unless the person holds a
4 license as an ungraded dealer-wholesaler issued by the department.

5 (e) A person who sells eggs as described by Subsection (d)
6 shall:

7 (1) maintain records as provided by Section [132.061](#);
8 and

9 (2) follow the sanitation requirements of Section
10 [132.045](#) when handling eggs sold or offered for sale at wholesale.

11 SECTION 2. This Act takes effect immediately if it receives
12 a vote of two-thirds of all the members elected to each house, as
13 provided by Section [39](#), Article III, Texas Constitution. If this
14 Act does not receive the vote necessary for immediate effect, this
15 Act takes effect September 1, 2025.