

By: McReynolds

H.B. No. 78

Substitute the following for H.B. No. 78:

By: Swinford

C.S.H.B. No. 78

A BILL TO BE ENTITLED

AN ACT

1
2 relating to an agreement between a supplier of and a dealer in
3 forestry harvesting and certain other equipment.

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

5 SECTION 1. Subchapter A, Chapter 19, Business & Commerce
6 Code, is amended by adding Section 19.025 to read as follows:

7 Sec. 19.025. ACTIONS AGAINST DEALERS. Notwithstanding the
8 terms of any dealer agreement or any other law, an action or
9 proceeding brought by a supplier against a dealer must be brought in
10 an appropriate forum in this state only, and the law of this state
11 applies to the action or proceeding.

12 SECTION 2. (a) This Act takes effect immediately if it
13 receives a vote of two-thirds of all the members elected to each
14 house, as provided by Section 39, Article III, Texas Constitution.
15 If this Act does not receive the vote necessary for immediate
16 effect, this Act takes effect on the 91st day after the last day of
17 the legislative session.

18 (b) This Act applies to a dealer agreement entered into on
19 or after the effective date of this Act.