

Amend CSHB 2702 by adding the following appropriately numbered SECTIONS and renumbering subsequent SECTIONS accordingly:

SECTION \_\_\_\_\_. Subsection (2) and (10), Section 2301.002, Occupations Code, is amended to read as follows:

(2) "Board" [~~means the Motor Vehicle Board of the Texas Department of Transportation~~] has the meaning assigned by section 2301.005.

(10) "Director" means the director [~~of the board and~~] of the division.

SECTION \_\_\_\_\_. Subsection (a), Section 2301.005, Occupations Code, is amended to read as follows:

(a) A reference in law, including a rule, to the Texas Motor Vehicle Commission or to the board means the director, except that a reference to the board means the commission if it relates to the promulgation of rules [~~board~~].

SECTION \_\_\_\_\_. Section 2301.005, Occupations Code, is amended by adding subsection (e) to read as follows:

(e) A reference in this chapter to a rule or to a board rule means a rule adopted by the commission, except that all board rules that were in effect on the effective date of this legislation shall remain in effect.

SECTION \_\_\_\_\_. Subsection (c), Section 2301.101, Occupations Code, is amended to read as follows:

(c) The director serves at the will of the executive director [~~board~~].

SECTION \_\_\_\_\_. Section 2301.103, Occupations Code, is amended to read as follows:

Sec. 2301.103. PERSONNEL. [~~(a) The director shall appoint and employ personnel necessary to carry out the duties and functions of the director and the board under this chapter.~~]

~~[(b) A division employee is an employee of the department and is subject to the human resource rules and policies of the department and the transportation commission, except that, as applied to a division employee, any powers granted to the executive director by those rules and policies shall be exercised by the director.]~~

~~[(c)]~~ A division employee is subject to dismissal if the

employee has an interest in or is related within the first degree by consanguinity or affinity, as determined under Chapter 573, Government Code, to a person who has an interest in a business that manufactures, distributes, converts, sells, or leases motor vehicles.

SECTION \_\_\_\_\_. Section 2301.154, Occupations Code, is amended to read as follows:

Sec. 2301.154. DELEGATION OF POWERS. The director [~~board~~] may delegate any of the director's [~~its~~] powers to[+]

[~~(1) one or more of its members;~~]

[~~(2) the director; or~~]

[~~(3)~~] one or more of the division's [~~its~~] employees.

SECTION \_\_\_\_\_. The following provisions are repealed:

- (1) Subchapter B, Chapter 2301, Occupations Code;
- (2) Section 2301.102, Occupations Code;
- (3) Section 2301.104, Occupations Code;
- (4) Section 2301.158, Occupations Code; and
- (5) Section 2301.159, Occupations Code.