

By: Talton

H.B. No. 1437

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the towing of motor vehicles at the request of certain  
3 municipal employees.

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

5 SECTION 1. Section 502.003, Transportation Code, is amended  
6 by amending Subsection (b) and adding Subsection (e) to read as  
7 follows:

8 (b) This section does not affect the authority of a  
9 municipality to:

10 (1) license and regulate the use of motor vehicles for  
11 compensation within the municipal limits; ~~and~~

12 (2) impose a permit fee or street rental charge for the  
13 operation of each motor vehicle used to transport passengers for  
14 compensation, other than a motor vehicle operating under a  
15 registration certificate from the department or a permit from the  
16 federal Surface Transportation Board; and

17 (3) impose any type of fee or charge on a towing  
18 company related to the towing of a motor vehicle at the request of a  
19 peace officer or other authorized person employed by the  
20 municipality.

21 (e) This section does not impair the payment provisions of  
22 an agreement or franchise between a municipality and a towing  
23 company related to towing motor vehicles owned or operated by the  
24 municipality.

1           SECTION 2. This Act takes effect immediately if it receives  
2 a vote of two-thirds of all the members elected to each house, as  
3 provided by Section 39, Article III, Texas Constitution. If this  
4 Act does not receive the vote necessary for immediate effect, this  
5 Act takes effect September 1, 2005.