

1-1 By: Whitmire S.B. No. 1062
1-2 (In the Senate - Filed March 7, 2005; March 21, 2005, read
1-3 first time and referred to Committee on Transportation and Homeland
1-4 Security; April 4, 2005, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 7, Nays 0;
1-6 April 4, 2005, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1062 By: Ellis

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the authority of a political subdivision to require the
1-11 operator of a tow truck to obtain a license or permit.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Subsection (d), Section 643.201, Transportation
1-14 Code, is amended to read as follows:

1-15 (d) To protect the public safety, a ~~[A]~~ political
1-16 subdivision may ~~[not]~~ require a person who holds a driver's license
1-17 or commercial driver's license to obtain a license or permit for
1-18 operating a tow truck if ~~[unless]~~ the person performs ~~[nonconsent]~~
1-19 tows in the territory of the political subdivision. A fee charged
1-20 for a license or permit may not exceed \$15.

1-21 SECTION 2. This Act takes effect immediately if it receives
1-22 a vote of two-thirds of all the members elected to each house, as
1-23 provided by Section 39, Article III, Texas Constitution. If this
1-24 Act does not receive the vote necessary for immediate effect, this
1-25 Act takes effect September 1, 2005.

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