

By: Callegari

H.B. No. 2261

A BILL TO BE ENTITLED

AN ACT

relating to the definition of normal wear in a service contract.

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

SECTION 1. Section 1304.002, Occupations Code, is amended by adding Subsection (5-b) to read as follows:

(5-b) "Normal wear" includes the minor and reasonable wear and tear that a vehicle sustains in everyday ordinary operation including small dents, dings, and creases repairable by the process of paintless dent removal without affecting the existing paint finish and without replacing vehicle body panels or sanding, bonding, or painting; small windshield chips and cracks repairable without replacement of the entire windshield; worn tire tread; worn interior fabric or carpet items; and tire and wheel damage resulting from ordinary road hazards such as potholes, rocks, wood debris, metal parts, glass, plastic, or composite scraps.

SECTION 2. The change in law made by this Act applies to a service contract entered into on or after the effective date of this Act. A service contract entered into before the effective date of this Act is covered by the law in effect when the contract was entered into, and the former law is continued in effect for that purpose.

SECTION 3. This Act takes effect September 1, 2007.