

By: Homer, Aycok

H.B. No. 2471

Substitute the following for H.B. No. 2471:

By: Delisi

C.S.H.B. No. 2471

A BILL TO BE ENTITLED

AN ACT

relating to the treatment and sale of certain bedding.

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

SECTION 1. Section 345.001, Health and Safety Code, is amended by amending Subdivisions (1), (5), and (9) and adding Subdivision (2-a) to read as follows:

(1) "Bedding" means a mattress, mattress pad, mattress protector, box spring, [~~sofa bed, studio couch, chairbed, convertible bed, convertible lounge,~~] pillow, bolster, quilt, quilted spread, comforter, cot pad, sleeping bag, lounge chair pad, utility or all-purpose pad, crib pad, playpen pad, crib bumper pad, car bed pad, infant carrier pad, convertible stroller pad, bassinet pad, and bed rest [~~and lounge-type cushion~~], or a stuffed or filled article that can be used by a human for sleeping [~~or reclining~~].

(2-a) "Floor model" means new bedding placed in a retail sales area for display purposes.

(5) "New" means no previous use for any purpose other than previous use as a floor model.

(9) "Secondhand" means previous use in any manner other than previous use as a floor model.

SECTION 2. (a) The change in law made by this Act applies only to the sale of secondhand bedding on or after the effective date of this Act.

(b) Secondhand bedding sold before the effective date of

1 this Act is governed by the law in effect when the secondhand
2 bedding was sold, and the former law is continued in effect for that
3 purpose.

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