

1-1 By: Otto (Senate Sponsor - Wentworth) H.B. No. 2559
1-2 (In the Senate - Received from the House April 26, 2007;
1-3 April 27, 2007, read first time and referred to Committee on
1-4 Transportation and Homeland Security; May 8, 2007, reported
1-5 adversely, with favorable Committee Substitute by the following
1-6 vote: Yeas 8, Nays 0; May 8, 2007, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 2559 By: Wentworth

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

1-10 relating to the authority of a dealer to conduct certain motor
1-11 vehicle sales outside of a dealership.

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

1-13 SECTION 1. Subchapter H, Chapter 2301, Occupations Code, is
1-14 amended by adding Section 2301.361 to read as follows:

1-15 Sec. 2301.361. OFFSITE SALES. (a) Except as provided by
1-16 Subsection (b) and Sections 2301.358(c) and (d), a dealer may only
1-17 sell or offer to sell a motor vehicle from an established and
1-18 permanent place of business:

1-19 (1) that is approved by the division; and

1-20 (2) for which a general distinguishing number has been
1-21 issued.

1-22 (b) A dealer may sell or offer to sell a motor vehicle online
1-23 through an advertisement on the Internet to a buyer who never
1-24 personally appears at the dealer's established and permanent place
1-25 of business.

1-26 SECTION 2. This Act takes effect immediately if it receives
1-27 a vote of two-thirds of all the members elected to each house, as
1-28 provided by Section 39, Article III, Texas Constitution. If this
1-29 Act does not receive the vote necessary for immediate effect, this
1-30 Act takes effect September 1, 2007.

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