

By: Smith of Harris

H.B. No. 3097

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the regulation of the sale of tow trucks at certain  
3 vehicle shows or exhibitions.

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

5 SECTION 1. Section 2301.358, Occupations Code, is amended  
6 by amending Subsections (a), (b), and (c) and adding Subsection  
7 (b-1) to read as follows:

8 (a) Except as provided by Subsection (b-1), a [A] person who  
9 holds a license issued under this chapter may not participate in a  
10 new motor vehicle show or exhibition unless:

11 (1) the person provides the board with written notice  
12 at least 30 days before the date the show or exhibition opens; and

13 (2) the board grants written approval.

14 (b) Except as provided by Subsection (b-1), a [A] person who  
15 holds a license issued under this chapter may not sell or offer for  
16 sale a new motor vehicle at a show or exhibition, but dealership  
17 personnel may be present to aid in showing and exhibiting new motor  
18 vehicles.

19 (b-1) A person who holds a converter license issued under  
20 this chapter may sell and offer for sale the person's tow trucks at  
21 one tow truck show or exhibition each year.

22 (c) This section does not prohibit the sale of a towable  
23 recreational vehicle, motor home, ambulance, or fire-fighting  
24 vehicle[~~, or tow truck~~] at a show or exhibition if:

1                   (1) the show or exhibition is approved by the board;

2 and

3                   (2) the sale is not otherwise prohibited by law.

4                   SECTION 2. This Act takes effect September 1, 2007.