

By: Nelson, Lucio

S.B. No. 46

A BILL TO BE ENTITLED

AN ACT

relating to certain fees charged for the impoundment and storage of a recovered stolen vehicle.

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

SECTION 1. Section 2303.155, Occupations Code, is amended by amending Subsection (b) and adding Subsection (h) to read as follows:

(b) Except as provided by Subsection (h), the ~~The~~ operator of a vehicle storage facility or governmental vehicle storage facility may charge the owner of a vehicle stored or parked at the facility:

(1) a notification fee set in a reasonable amount for providing notice under this subchapter, including notice under Section 2303.154(c);

(2) an impoundment fee of \$20 for any action that:

(A) is taken by or at the direction of the owner or operator of the facility; and

(B) is necessary to preserve, protect, or service a vehicle stored or parked at the facility;

(3) a daily storage fee of:

(A) not less than \$5 and not more than \$20 for each day or part of a day the vehicle is stored at the facility if the vehicle is not longer than 25 feet; or

(B) \$35 for each day or part of a day the vehicle

1 is stored at the facility if the vehicle is longer than 25 feet; and

2 (4) any fee that is required to be submitted to a law
3 enforcement agency, the agency's authorized agent, or a
4 governmental entity.

5 (h) The operator of a vehicle storage facility or
6 governmental vehicle storage facility may not charge a fee under
7 Subsection (b) to the owner of a vehicle stored or parked at the
8 facility as a result of recovery of the vehicle after being stolen
9 if the vehicle owner provides the operator with a copy of the police
10 report or similar report prepared by any law enforcement agency
11 showing that the vehicle was reported stolen.

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