

By: Phillips

H.B. No. 2988

A BILL TO BE ENTITLED

AN ACT

relating to providing patrons of a pay-to-park or valet parking service with certain information; providing a civil penalty.

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

SECTION 1. Subtitle C, Title 5, Business & Commerce Code, is amended by adding Chapter 109 to read as follows:

CHAPTER 109. PAY-TO-PARK AND VALET PARKING SERVICES

Sec. 109.001. DEFINITIONS. In this chapter:

(1) "Pay-to-park service" means a garage, a lot or other facility that provides a place to park motor vehicles for a fee.

(2) "Valet parking service" has the meaning assigned by Section 686.001, Transportation Code.

(3) "Operator" means the person or entity that owns and operates the service. It does not include the owner of the property on which the business is located unless the property and the pay-to-park or valet service is also owned and operated by the property owner.

Sec. 109.002. REQUIREMENT OF CONTACT INFORMATION.

(1) The receipt or claim ticket that an operator of a pay-to-park service or valet parking service provides to a patron must state the name, address, and telephone information of the operator that operates the service.

(2) If a receipt or claim ticket is not provided by the

1 pay-to-park service, the name, address, and telephone number of the
2 operator of the service must be prominently displayed on the
3 payment receptacle.

4 Sec. 109.003. CIVIL PENALTY. A pay-to-park or valet
5 parking service that violates this chapter is subject to a civil
6 penalty not to exceed \$200 for each violation.

7 Sec. 109.004. SUIT FOR CIVIL PENALTY. The attorney general
8 or a county or district attorney may bring an action for a civil
9 penalty under Section 109.003.

10 SECTION 2. This Act takes effect September 1, 2009.