

AN ACT

relating to the titling and registration of certain motor vehicles.

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

SECTION 1. Section 501.021, Transportation Code, is amended by adding Subsection (c) to read as follows:

(c) A certificate of title for a motor vehicle that has been the subject of an ordered repurchase or replacement under Chapter 2301, Occupations Code, must contain on its face a notice sufficient to inform a purchaser that the motor vehicle has been the subject of an ordered repurchase or replacement.

SECTION 2. Section 520.023, Transportation Code, is amended by adding Subsection (g) to read as follows:

(g) A transferor who files the appropriate form with the department as provided by, and in accordance with, this section, whether that form is a part of a certificate of title or a form otherwise promulgated by the department to comply with the terms of this section, has no vicarious civil or criminal liability arising out of the use, operation, or abandonment of the vehicle by another person. Proof by the transferor that the transferor filed a form under this section is a complete defense to an action brought against the transferor for an act or omission, civil or criminal, arising out of the use, operation, or abandonment of the vehicle by another person after the transferor filed the form. A copy of the form filed under this section is proof of the filing of the form.

1 SECTION 3. Section 702.003, Transportation Code, is amended  
2 by adding Subsection (f) to read as follows:

3 (f) This section does not apply to the registration of a  
4 motor vehicle under Section 501.0234.

5 SECTION 4. Section 707.017, Transportation Code, is amended  
6 to read as follows:

7 Sec. 707.017. ENFORCEMENT. If the owner of a motor vehicle  
8 is delinquent in the payment of a civil penalty imposed under this  
9 chapter, the county assessor-collector or the Texas Department of  
10 Transportation may refuse to register a motor vehicle alleged to  
11 have been involved in the violation. This section does not apply to  
12 the registration of a motor vehicle under Section 501.0234.

13 SECTION 5. (a) The change in law made to Section 501.021,  
14 Transportation Code, as amended by this Act, applies only to a title  
15 issued on or after the effective date of this Act. A title issued  
16 before the effective date of this Act is governed by the law in  
17 effect immediately before the effective date of this Act, and the  
18 former law is continued in effect for that purpose.

19 (b) The change in law made to Section 520.023,  
20 Transportation Code, as amended by this Act, applies only to a  
21 transfer of a vehicle that occurred on or after the effective date  
22 of this Act. A transfer that occurred before the effective date of  
23 this Act is governed by the law in effect immediately before the  
24 effective date of this Act, and the former law is continued in  
25 effect for that purpose.

26 (c) The change in law made to Sections 702.003 and 707.017,  
27 Transportation Code, as amended by this Act, applies only to a

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1 registration period beginning on or after the effective date of  
2 this Act.

3 SECTION 6. This Act takes effect September 1, 2009.

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\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I hereby certify that S.B. No. 1617 passed the Senate on April 30, 2009, by the following vote: Yeas 31, Nays 0.

\_\_\_\_\_  
Secretary of the Senate

I hereby certify that S.B. No. 1617 passed the House on May 26, 2009, by the following vote: Yeas 138, Nays 0, one present not voting.

\_\_\_\_\_  
Chief Clerk of the House

Approved:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Governor