

By: Wentworth

S.B. No. 1617

A BILL TO BE ENTITLED

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.