

1-1 By: Lozano (Senate Sponsor - Hinojosa) H.B. No. 3422
1-2 (In the Senate - Received from the House May 16, 2011;
1-3 May 16, 2011, read first time and referred to Committee on
1-4 Transportation and Homeland Security; May 21, 2011, reported
1-5 favorably by the following vote: Yeas 6, Nays 0; May 21, 2011, sent
1-6 to printer.)

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to the use of auction proceeds from the sale of abandoned
1-10 motor vehicles, watercraft, or outboard motors to compensate
1-11 certain property owners.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 683.015(f), Transportation Code, is
1-14 amended to read as follows:

1-15 (f) A [~~county~~] law enforcement agency may use funds
1-16 [~~received from the sale of a motor vehicle abandoned as a result of~~
1-17 ~~a vehicular pursuit involving the law enforcement agency and~~
1-18 transferred under Subsection (d) to compensate property owners
1-19 whose property was damaged as a result of a [~~the~~] pursuit involving
1-20 the law enforcement agency, regardless of whether the agency would
1-21 be liable under Chapter 101, Civil Practice and Remedies Code. [~~A~~
1-22 ~~payment for compensation under this subsection may not exceed any~~
1-23 ~~of the following amounts:~~

1-24 [~~(1) the net proceeds received from the sale of the~~
1-25 ~~motor vehicle abandoned as a result of the pursuit;~~

1-26 [~~(2) \$1,000 per property owner, if more than one~~
1-27 ~~property owner's property is damaged as a result of the pursuit; or~~

1-28 [~~(3) the amount of the property owner's insurance~~
1-29 ~~deductible.]~~

1-30 SECTION 2. This Act takes effect immediately if it receives
1-31 a vote of two-thirds of all the members elected to each house, as
1-32 provided by Section 39, Article III, Texas Constitution. If this
1-33 Act does not receive the vote necessary for immediate effect, this
1-34 Act takes effect September 1, 2011.

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