

By: Larson

H.B. No. 610

A BILL TO BE ENTITLED

AN ACT

relating to an exemption from license requirements for the sale of certain manufactured housing.

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

SECTION 1. Subchapter C, Chapter 1201, Occupations Code, is amended by adding Section 1201.1025 to read as follows:

Sec. 1201.1025. EXEMPTION FROM RETAILER'S LICENSE REQUIREMENT. (a) In this section, "qualifying sale" means a sale of two or more manufactured homes that are:

(1) considered to be personal property; and

(2) sold as part of a manufactured home community as defined by Section 94.001, Property Code.

(b) Notwithstanding any other law, in any 12-month period a person is exempt from holding a retailer's license as required by Section 1201.101(b) if during that period the person:

(1) makes not more than two qualifying sales; and

(2) does not sell any manufactured home other than through those qualifying sales.

(c) The department by rule shall develop a form necessary for a person to establish eligibility for the exemption provided by this section.

(d) A person who is eligible for an exemption under this section remains subject to the other applicable provisions of this subchapter regarding the sale of manufactured homes.

1           SECTION 2. The change in law made by this Act applies only  
2 to the sale of manufactured homes on or after the effective date of  
3 this Act. A sale of manufactured homes before that date is governed  
4 by the law in effect on the date of the sale, and the former law is  
5 continued in effect for that purpose.

6           SECTION 3. This Act takes effect September 1, 2013.