

Amend HB 483 (house committee printing) as follows:

(1) On page 8, between lines 21 and 22, insert the following:

(c) The depository's sovereign immunity from suit is waived for an action brought by a depositor for the denial of deposit liability.

(d) The depository's liability for a denial of deposit liability is limited to the amount on deposit for which liability was denied. A depositor may not recover consequential damages, exemplary damages, pre- or post-judgment interest, costs, or attorney's fees.

(e) A suit authorized by this section must be brought in a district court of Travis County.

(f) A suit authorized by this section must be brought before the expiration of one year after the date the cause of action accrues or the suit is barred.

(2) On page 18, line 25, strike "In addition to".

(3) Strike page 18, line 26 through page 19, line 4.

(4) On page 29, line 11, strike "exempted" and substitute "excluded".

(5) On page 29, line 12, strike "151.003(2)" and substitute "151.003".

(6) On page 29, line 15, between "subchapter" and ".", insert "and may not engage in depository agent activities".

(7) On page 30, line 17, strike "comptroller" and substitute "commission".

(8) Add the following appropriately numbered SECTIONS to the bill, and renumber subsequent SECTIONS accordingly:

SECTION \_\_\_\_\_. Section 151.302(a), Finance Code, is amended to read as follows:

(a) A person may not engage in the business of money transmission or advertise, solicit, or hold itself out as a person that engages in the business of money transmission unless the person:

(1) is licensed under this subchapter;

(2) is an authorized delegate of a person licensed under this subchapter, appointed by the license holder in

accordance with Section 151.402;

(3) is excluded from licensure under Section 151.003;  
[~~or~~]

(4) is licensed as a depository agent under Subchapter J and only engages in the business of money transmission in connection with, and to the extent necessary for, the performance of depository agent activities; or

(5) has been granted an exemption under Subsection (c).

SECTION \_\_\_\_\_. Section 151.502(a), Finance Code, is amended to read as follows:

Sec. 151.502. LICENSE REQUIRED. (a) A person may not engage in the business of currency exchange or advertise, solicit, or hold itself out as providing currency exchange unless the person:

(1) is licensed under this subchapter;

(2) is licensed for money transmission under Subchapter D;

(3) is an authorized delegate of a person licensed for money transmission under Subchapter D;

(4) is excluded under Section 151.003; [~~or~~]

(5) is licensed as a depository agent under Subchapter J and only engages in the business of currency exchange in connection with, and to the extent necessary for, the performance of depository agent activities; or

(6) has been granted an exemption under Subsection (d).