

By: Geren

H.B. No. 804

Substitute the following for H.B. No. 804:

By: Smith

C.S.H.B. No. 804

A BILL TO BE ENTITLED

AN ACT

relating to the forms of payment that the operator of a vehicle storage facility must accept.

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

SECTION 1. Section 2303.159, Occupations Code, is amended by amending Subsection (a) and adding Subsection (a-1) to read as follows:

(a) The operator of a vehicle storage facility shall accept each of the following forms of payment [~~by an electronic check, debit card, or credit card~~] for any charge associated with delivery or storage of a vehicle:

(1) cash;

(2) debit card; and

(3) credit card.

(a-1) The operator of a vehicle storage facility shall conspicuously post a sign that states: "This vehicle storage facility must accept payment by cash, [~~an electronic check~~] credit card, and [~~or~~] debit card for any fee or charge associated with delivery or storage of a vehicle." The operator of a vehicle storage facility may not refuse to release a vehicle based on the inability of the facility to accept payment by [~~electronic check~~] debit card[~~7~~] or credit card of a fee or charge associated with delivery or storage of the vehicle unless the operator, through no fault of the operator, is unable to accept the [~~electronic check~~]

C.S.H.B. No. 804

1 debit card[~~7~~] or credit card because of a power outage or a machine  
2 malfunction.

3 SECTION 2. This Act takes effect September 1, 2015.