

BILL ANALYSIS

H.B. 4126
By: Herrero
Licensing & Administrative Procedures
Committee Report (Unamended)

BACKGROUND AND PURPOSE

Interested parties are concerned that the existing nonconsent tow fee signage requirements applicable to certain vehicle storage facility owners are too burdensome and may subject a vehicle storage facility owner to enforcement action. H.B. 4126 seeks to address this issue by providing for the adoption of such signage requirements by rule of the Texas Commission of Licensing and Regulation.

CRIMINAL JUSTICE IMPACT

It is the committee's opinion that this bill does not expressly create a criminal offense, increase the punishment for an existing criminal offense or category of offenses, or change the eligibility of a person for community supervision, parole, or mandatory supervision.

RULEMAKING AUTHORITY

It is the committee's opinion that rulemaking authority is expressly granted to the Texas Commission of Licensing and Regulation in SECTION 1 of this bill.

ANALYSIS

H.B. 4126 amends the Occupations Code to replace the requirement for a vehicle storage facility accepting a nonconsent towed vehicle to post a sign in one inch letters regarding the availability of nonconsent tow fees schedules with a requirement for such a facility to post a sign that complies with Texas Commission of Licensing and Regulation rules and contains such a statement. The bill requires the commission to adopt rules for such signs.

EFFECTIVE DATE

September 1, 2017.