

1-1 By: Dean, et al. (Senate Sponsor - Perry) H.B. No. 1693  
 1-2 (In the Senate - Received from the House May 8, 2017;  
 1-3 May 11, 2017, read first time and referred to Committee on  
 1-4 Transportation; May 17, 2017, reported favorably by the following  
 1-5 vote: Yeas 9, Nays 0; May 17, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to documentation for a motor vehicle title.  
 1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
 1-21 SECTION 1. Section 152.062, Tax Code, is amended by adding  
 1-22 Subsection (d) to read as follows:  
 1-23 (d) A seller of a motor vehicle is not required to complete a  
 1-24 joint statement described by this section if:  
 1-25 (1) the seller does not hold a general distinguishing  
 1-26 number issued under Chapter 503, Transportation Code; and  
 1-27 (2) the seller has complied with Section 501.028 or  
 1-28 501.072, Transportation Code, as applicable.  
 1-29 SECTION 2. Section 501.028, Transportation Code, is amended  
 1-30 to read as follows:  
 1-31 Sec. 501.028. SIGNATURES [~~OWNER'S SIGNATURE~~]. (a) On  
 1-32 receipt of a certificate of title, the owner of a motor vehicle  
 1-33 shall write the owner's name in ink in the space provided on the  
 1-34 certificate.  
 1-35 (b) Upon transfer of ownership, the seller shall complete  
 1-36 assignment of title by signing and printing the seller's name,  
 1-37 printing the date of transfer, and printing the purchaser's name  
 1-38 and address on the title.  
 1-39 SECTION 3. Section 501.072, Transportation Code, is amended  
 1-40 to read as follows:  
 1-41 Sec. 501.072. ODOMETER DISCLOSURE STATEMENT. (a) Except  
 1-42 as provided by Subsection (c), the transferor [~~seller~~] of a motor  
 1-43 vehicle transferred [~~sold~~] in this state shall provide to the  
 1-44 transferee [~~buyer, on a form prescribed by the department,~~] a  
 1-45 [~~written~~] disclosure of the vehicle's odometer reading at the time  
 1-46 of the transfer in compliance with 49 U.S.C. Section 32705 [~~sale.~~  
 1-47 ~~The form must include space for the signature and printed name of~~  
 1-48 ~~both the seller and buyer~~].  
 1-49 (b) When application for a [~~certificate of~~] title is made,  
 1-50 the transferee [~~owner~~] shall record the [~~current~~] odometer reading  
 1-51 on the application. The [~~written~~] disclosure required by  
 1-52 Subsection (a) must accompany the application.  
 1-53 (c) An odometer disclosure statement is not required for the  
 1-54 transfer [~~sale~~] of a motor vehicle that is exempt from odometer  
 1-55 disclosure requirements under 49 C.F.R. Part 580 [~~+~~  
 1-56 ~~(1) has a manufacturer's rated carrying capacity of~~  
 1-57 ~~more than two tons,~~  
 1-58 ~~(2) is not self-propelled,~~  
 1-59 ~~(3) is 10 or more years old,~~  
 1-60 ~~(4) is sold directly by the manufacturer to an agency~~  
 1-61 ~~of the United States government in conformity with contractual~~

2-1 ~~specifications, or~~

2-2 ~~[(5) is a new motor vehicle].~~

2-3 (d) The department shall provide for use consistent with 49  
2-4 C.F.R. Part 580:

2-5 (1) a secure power of attorney form; and

2-6 (2) a secure reassignment form for licensed motor  
2-7 vehicle dealers.

2-8 (e) In this section, "transferee" and "transferor" have the  
2-9 meanings assigned by 49 C.F.R. Section 580.3.

2-10 SECTION 4. Section 501.174, Transportation Code, is amended  
2-11 by amending Subsection (b) and adding Subsections (d), (e), and (f)  
2-12 to read as follows:

2-13 (b) Except as otherwise provided by this section, if [If] a  
2-14 law requires that a document be signed, the requirement is  
2-15 satisfied by an electronic signature.

2-16 (d) The department by rule shall establish a process to  
2-17 accept electronic signatures on secure documents which have been  
2-18 electronically signed through a system not controlled by the  
2-19 department.

2-20 (e) A system used for submitting electronic signatures to  
2-21 the department must verify the identity of the person  
2-22 electronically signing a document and submit the document through  
2-23 the electronic titling system.

2-24 (f) This section does not require the department to certify  
2-25 an electronic signature process or an electronic signature vendor  
2-26 before accepting a document that is executed with an electronic  
2-27 signature.

2-28 SECTION 5. Not later than January 1, 2019, the Texas  
2-29 Department of Motor Vehicles shall adopt rules necessary to  
2-30 implement Section 501.174(d), Transportation Code, as added by this  
2-31 Act.

2-32 SECTION 6. This Act takes effect January 1, 2018.

2-33 \* \* \* \* \*