

1-1 By: Perry S.B. No. 1062
 1-2 (In the Senate - Filed February 23, 2017; March 6, 2017,
 1-3 read first time and referred to Committee on Transportation;
 1-4 April 18, 2017, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 9, Nays 0; April 18, 2017,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
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	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1062 By: Perry

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to documentation for the transfer of a motor vehicle
 1-22 title.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 501.072, Transportation Code, is amended
 1-25 to read as follows:

1-26 Sec. 501.072. ODOMETER DISCLOSURE STATEMENT. (a) Except
 1-27 as provided by Subsection (c), the transferor [~~seller~~] of a motor
 1-28 vehicle [~~sold~~] in this state shall provide to the transferee
 1-29 [~~buyer, on a form prescribed by the department,~~] a [~~written~~]
 1-30 disclosure of the vehicle's odometer reading at the time of the
 1-31 transfer in compliance with 49 U.S.C. Section 32705 [~~sale. The form~~
 1-32 ~~must include space for the signature and printed name of both the~~
 1-33 ~~seller and buyer~~].

1-34 (b) When application for a [~~certificate of~~] title is made,
 1-35 the transferee [~~owner~~] shall record the [~~current~~] odometer reading
 1-36 on the application. The [~~written~~] disclosure required by
 1-37 Subsection (a) must accompany the application.

1-38 (c) An odometer disclosure statement is not required for the
 1-39 transfer [~~sale~~] of a motor vehicle that is exempt from odometer
 1-40 disclosure requirements under 49 C.F.R. Part 580[+]

1-41 [~~(1) has a manufacturer's rated carrying capacity of~~
 1-42 ~~more than two tons,~~

1-43 [~~(2) is not self-propelled,~~

1-44 [~~(3) is 10 or more years old,~~

1-45 [~~(4) is sold directly by the manufacturer to an agency~~
 1-46 ~~of the United States government in conformity with contractual~~
 1-47 ~~specifications, or~~

1-48 [~~(5) is a new motor vehicle~~].

1-49 (d) The department shall provide for use consistent with 49
 1-50 C.F.R. Part 580:

1-51 (1) a secure power of attorney form; and

1-52 (2) a secure reassignment form for licensed motor
 1-53 vehicle dealers.

1-54 (e) In this section, "transferee" and "transferor" have the
 1-55 meanings assigned by 49 C.F.R. Section 580.3.

1-56 SECTION 2. Subchapter D, Chapter 501, Transportation Code,
 1-57 is amended by adding Section 501.077 to read as follows:

1-58 Sec. 501.077. FORMS; VERIFICATION. (a) The department
 1-59 shall provide in electronic and paper formats and for use
 1-60 consistent with 49 C.F.R. Part 580:

2-1 (1) a secure power of attorney form; and
2-2 (2) a secure reassignment form for licensed motor
2-3 vehicle dealers.

2-4 (b) This section does not require the department to certify
2-5 an electronic signature process or an electronic signature vendor
2-6 before accepting a form described by Subsection (a) that is
2-7 executed with an electronic signature.

2-8 SECTION 3. This Act takes effect January 1, 2018.

2-9 * * * * *