

By: Dominguez

H.B. No. 3142

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the posting of nonconsent towing fees schedules in
3 licensed vehicle storage facilities and the provision of nonconsent
4 towing fees schedules by tow truck operators.

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

6 SECTION 1. Section 2303.1551(b), Occupations Code, is
7 amended to read as follows:

8 (b) A vehicle storage facility accepting a nonconsent towed
9 vehicle shall post a sign containing the nonconsent towing fees
10 schedule that complies with commission rules. [~~and states~~
11 ~~"Nonconsent tow fees schedules available on request."~~] The vehicle
12 storage facility shall provide a copy of the [~~a~~] nonconsent towing
13 fees schedule on request. The commission shall adopt rules for
14 signs required under this subsection.

15 SECTION 2. The heading to Subchapter J, Chapter 2308,
16 Occupations Code, is amended to read as follows:

17 SUBCHAPTER J. RIGHTS OF OWNERS AND OPERATORS OF CERTAIN [~~STORED OR~~
18 ~~BOOTED~~] VEHICLES

19 SECTION 3. Subchapter J, Chapter 2308, Occupations Code, is
20 amended by adding Section 2308.4501 to read as follows:

21 Sec. 2308.4501. PROVISION OF FEE SCHEDULE BY TOW TRUCK
22 OPERATOR. (a) On request, a tow truck operator performing a
23 nonconsent tow shall provide to the owner or operator of a vehicle
24 being towed a copy of the nonconsent towing fees schedule in a form

1 prescribed by the commission.

2 (b) The commission by rule shall prescribe the form of a
3 nonconsent towing fees schedule required to be provided under this
4 section.

5 SECTION 4. Not later than December 1, 2021, the Texas
6 Department of Licensing and Regulation shall adopt rules as
7 necessary to implement Section 2303.1551(b), Occupations Code, as
8 amended by this Act, and Section 2308.4501, Occupations Code, as
9 added by this Act.

10 SECTION 5. (a) Except as provided by Subsection (b) of this
11 section, this Act takes effect January 1, 2022.

12 (b) Section 4 of this Act takes effect September 1, 2021.