

By: Thompson of Brazoria

H.B. No. 4276

Substitute the following for H.B. No. 4276:

By: Martinez

C.S.H.B. No. 4276

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the management of temporary tags that may be obtained by
3 a motor vehicle dealer or converter.

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

5 SECTION 1. Section 503.0626(a), Transportation Code, is
6 amended to read as follows:

7 (a) The department shall develop, manage, and maintain a
8 secure, real-time database of information on vehicles to which
9 dealers and converters have affixed temporary tags. [~~The database
10 shall be managed by the vehicle titles and registration division of
11 the department.~~]

12 SECTION 2. Section 503.0631(a), Transportation Code, is
13 amended to read as follows:

14 (a) The department shall develop, manage, and maintain a
15 secure, real-time database of information on persons to whom
16 temporary buyer's tags are issued that may be used by a law
17 enforcement agency in the same manner that the agency uses vehicle
18 registration information. [~~The database shall be managed by the
19 vehicle titles and registration division of the department.~~]

20 SECTION 3. Subchapter C, Chapter 503, Transportation Code,
21 is amended by adding Section 503.0632 to read as follows:

22 Sec. 503.0632. MAXIMUM NUMBER OF TEMPORARY TAGS. (a) The
23 department by rule may establish the maximum number of temporary
24 tags that a dealer or converter may obtain under Section 503.062,

1 503.0625, 503.0626, 503.063, or 503.0631.

2 (b) The maximum number of temporary tags that the department
3 determines a dealer or converter may obtain under this section must
4 be based on the dealer's or converter's anticipated need for
5 temporary tags, taking into consideration:

6 (1) the dealer's or converter's:

7 (A) time in operation;

8 (B) sales data; and

9 (C) expected growth;

10 (2) expected changes in the dealer's or converter's
11 market; and

12 (3) temporary conditions that may affect sales by the
13 dealer or converter.

14 (c) At the request of a dealer or converter, the department
15 may authorize additional temporary tags of any type for the dealer
16 or converter if the dealer or converter demonstrates a need for
17 additional temporary tags resulting from business operations,
18 including anticipated need.

19 (d) The department's denial of a request under Subsection
20 (c) may be overturned if a dealer or converter shows by a
21 preponderance of the evidence the need for additional temporary
22 tags.

23 SECTION 4. This Act takes effect September 1, 2021.