

Chapter 1309

H.B. No. 3842

1 AN ACT

2 relating to the regulation of certain motor vehicle dealers;
3 waiving certain fees.

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

5 SECTION 1. Subchapter B, Chapter 501, Transportation Code,
6 is amended by adding Section 501.0236 to read as follows:

7 Sec. 501.0236. ISSUANCE OF TITLE AND PERMITS WHEN DEALER
8 GOES OUT OF BUSINESS. (a) This section applies only to a person who
9 is the purchaser of a motor vehicle for which the dealer:

10 (1) is required to apply for a title for the vehicle
11 under Section 501.0234; and

12 (2) does not apply for the title because the dealer has
13 gone out of business.

14 (b) A purchaser to whom this section applies may apply for:

15 (1) a title in the manner prescribed by the department
16 by rule; and

17 (2) on expiration of the buyer's tag issued to the
18 purchaser under Section 503.063, a 30-day permit under Section
19 502.095.

20 (c) An application for a title under this section must
21 include a release of any recorded lien on the motor vehicle unless
22 the only recorded lienholder is a dealer described by Subsection
23 (a).

24 (d) The department shall waive the payment of fees for:

1 (1) a title issued to a purchaser described by this
2 section, if the purchaser can show that fees for a title were paid
3 to the dealer; and

4 (2) one 30-day permit issued to a purchaser described
5 by this section.

6 (e) Notwithstanding Section 503.033(e), the department may
7 recover against the surety bond executed by the dealer under
8 Section 503.033 the amount of any fee waived for a title or permit
9 issued under this section.

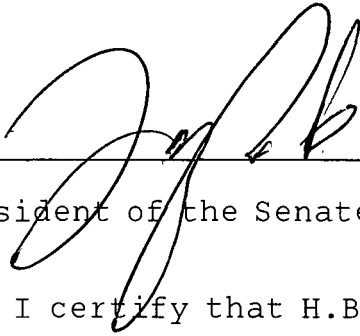
10 (f) The department shall adopt the rules necessary to
11 implement this section.

12 SECTION 2. Section 503.027(a), Transportation Code, is
13 amended to read as follows:

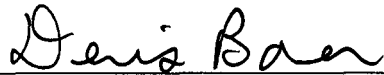
14 (a) A [~~If a dealer consigns for sale more than five vehicles~~
15 ~~in a calendar year from a location other than the location for which~~
16 ~~the dealer holds a general distinguishing number, the]~~ dealer must
17 [~~also~~] hold a general distinguishing number for a [~~the~~] consignment
18 location unless the consignment location is a wholesale motor
19 vehicle auction.

20 SECTION 3. This Act takes effect September 1, 2019.

H.B. No. 3842



President of the Senate



Speaker of the House

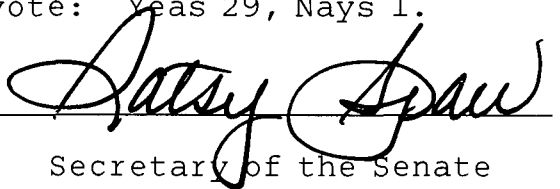
I certify that H.B. No. 3842 was passed by the House on April 30, 2019, by the following vote: Yeas 131, Nays 15, 1 present, not voting; that the House refused to concur in Senate amendments to H.B. No. 3842 on May 24, 2019, and requested the appointment of a conference committee to consider the differences between the two houses; and that the House adopted the conference committee report on H.B. No. 3842 on May 26, 2019, by the following vote: Yeas 128, Nays 14, 1 present, not voting.



Chief Clerk of the House

H.B. No. 3842

I certify that H.B. No. 3842 was passed by the Senate, with amendments, on May 22, 2019, by the following vote: Yeas 27, Nays 4; at the request of the House, the Senate appointed a conference committee to consider the differences between the two houses; and that the Senate adopted the conference committee report on H.B. No. 3842 on May 25, 2019, by the following vote: Yeas 29, Nays 1.


Secretary of the Senate

APPROVED: 6-13-2019

Date


Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE

10:00am O'CLOCK

JUN 14 2019


Secretary of State