

1-1 By: Geren (Senate Sponsor - Seliger) H.B. No. 804
1-2 (In the Senate - Received from the House April 27, 2015;
1-3 May 6, 2015, read first time and referred to Committee on Business
1-4 and Commerce; May 20, 2015, reported favorably by the following
1-5 vote: Yeas 8, Nays 0; May 20, 2015, sent to printer.)

1-6 COMMITTEE VOTE

1-7	Yea	Nay	Absent	PNV
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 the forms of payment that the operator of a vehicle
1-20 storage facility must accept.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 2303.159, Occupations Code, is amended
1-23 by amending Subsection (a) and adding Subsection (a-1) to read as
1-24 follows:

1-25 (a) The operator of a vehicle storage facility shall accept
1-26 each of the following forms of payment [~~by an electronic check,~~
1-27 ~~debit card, or credit card~~] for any charge associated with delivery
1-28 or storage of a vehicle:

- 1-29 (1) cash;
1-30 (2) debit card; and
1-31 (3) credit card.

1-32 (a-1) The operator of a vehicle storage facility shall
1-33 conspicuously post a sign that states: "This vehicle storage
1-34 facility must accept payment by cash, [~~an electronic check,~~
1-35 ~~card, and~~ ~~[or]~~ debit card for any fee or charge associated with
1-36 delivery or storage of a vehicle." The operator of a vehicle
1-37 storage facility may not refuse to release a vehicle based on the
1-38 inability of the facility to accept payment by [~~electronic check,~~
1-39 ~~debit card,~~ or credit card of a fee or charge associated with
1-40 delivery or storage of the vehicle unless the operator, through no
1-41 fault of the operator, is unable to accept the [~~electronic check,~~
1-42 ~~debit card,~~ or credit card because of a power outage or a machine
1-43 malfunction.

1-44 SECTION 2. This Act takes effect September 1, 2015.

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