

CHAPTER 308

H.B. No. 2066

An Act relating to overcharging for storage of certain motor vehicles, motorboats, vessels, or outboard motors; providing penalties.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 70.004, Property Code, is amended by amending Subsection (a) and adding Subsection (d) to read as follows:

(a) A holder of a lien under Section 70.003 [~~70.001 or Chapter 59~~] on a motor vehicle, motorboat, vessel, or outboard motor who obtains possession of the vehicle, motorboat, vessel, or outboard motor under a state law or city ordinance shall give notice to the last known registered owner and each lienholder of record not later than the 10th day after the day possession is obtained.

(d) *A person charging fees under Subsection (c) commits an offense if the person charges a storage fee for a period of time not authorized by that subsection. An offense under this subsection is punishable by a fine of not less than \$200 nor more than \$1,000.*

SECTION 2. Section 5.05, Texas Litter Abatement Act (Article 4477-9a, Vernon's Texas Civil Statutes), is amended by adding Subsection (f) to read as follows:

(f) *A person charging fees under Subsection (b) of this section commits an offense if the person charges a storage fee for a period of time not authorized by that subsection. An offense under this subsection is punishable by a fine of not less than \$200 nor more than \$1,000.*

SECTION 3. This Act takes effect September 1, 1985.

SECTION 4. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Passed by the House on April 18, 1985, by a non-record vote; passed by the Senate on May 15, 1985, by the following vote: Yeas 31, Nays 0.

Approved: June 7, 1985

Effective: September 1, 1985