

ABLESER FLOOR AMENDMENT  
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2462  
(Reference to printed bill)

1 Page 1, line 19, strike "TWENTY-FOUR" insert "SIX"

2 Between lines 21 and 22, insert:

3 "3. REVIEW THE RATES SET PURSUANT TO PARAGRAPH 2 EVERY THREE YEARS."

4 Line 24, after "2" insert "OF THIS SECTION"

5 Line 35, after "requirements" insert ";definition"

6 Strike lines 38 through 41, insert "PRINCIPAL PLACE OF BUSINESS A PERMANENT  
7 RECORD, AND AT EACH PLACE OF BUSINESS OF THE TOWER THAT IS NOT ITS PRINCIPAL  
8 PLACE OF BUSINESS AN ELECTRONIC COPY OF THE PERMANENT RECORD, FOR EACH  
9 VEHICLE REMOVED BY THE PRIVATE PROPERTY TRESPASS TOWER THAT RECORDS AND  
10 DESCRIBES THE FOLLOWING:"

11 Page 2, between lines 13 and 14, insert:

12 "E. FOR THE PURPOSES OF THIS SECTION, "BUSINESS HOURS" MEANS 8:00 A.M.  
13 TO 5:00 P.M."

14 Page 3, line 14, strike "BEFORE REMOVAL" insert "WITHIN TWENTY MINUTES AFTER TOWING  
15 THE VEHICLE"

16 Line 19, after the period insert "THE NOTIFICATION REQUIRED BY THIS PARAGRAPH  
17 MAY BE MADE BY ELECTRONIC MEANS."

18 Between lines 24 and 25, insert:

19 "3. MAINTAIN INSURANCE COVERAGE THAT SATISFIES THE FOLLOWING  
20 REQUIREMENTS AND PROVIDE PROOF OF THE COVERAGE TO THE DIRECTOR:

21 (a) BUSINESS AUTOMOBILE LIABILITY INSURANCE THAT PROVIDES COVERAGE FOR  
22 CLAIMS ARISING FROM BODILY INJURY, DEATH OR PROPERTY DAMAGE ARISING OUT OF  
23 THE OWNERSHIP, MAINTENANCE OR USE OF ANY VEHICLE WITH A COMBINED SINGLE LIMIT  
24 FOR EACH OCCURRENCE OF AT LEAST ONE MILLION DOLLARS AND AN ON-HOOK  
25 ENDORSEMENT.

26 (b) GARAGE KEEPERS LEGAL LIABILITY INSURANCE THAT PROVIDES COVERAGE  
27 FOR ALL LOSS OR DAMAGE TO THE VEHICLE OWNER'S PROPERTY WHILE IN THE PRIVATE  
28 TRESPASS TOWER'S CARE AND THAT THE TOWER IS LEGALLY RESPONSIBLE FOR WITH

1           LIMITS OF AT LEAST FIFTY THOUSAND DOLLARS PER VEHICLE AND AT LEAST ONE  
2           HUNDRED THOUSAND DOLLARS PER HEAVY DUTY VEHICLE.

3           (c) WORKERS' COMPENSATION INSURANCE WITH AN EMPLOYER LIABILITY LIMIT  
4           OF AT LEAST ONE HUNDRED THOUSAND DOLLARS FOR EACH ACCIDENT, AN EMPLOYEE OR  
5           DISEASE LIMIT OF AT LEAST ONE HUNDRED THOUSAND DOLLARS AND A TOTAL POLICY  
6           LIMIT OF AT LEAST FIVE HUNDRED THOUSAND DOLLARS."

7 Page 4, line 1, strike "TWENTY-FOUR" insert "SIX"

8           Between lines 4 and 5, insert:

9           "8. PROVIDE TO THE PROPERTY OWNER OR THE PROPERTY OWNER'S AUTHORIZED  
10           AGENT ANY COMPENSATION OR ANY OTHER TYPE OF BENEFIT, OTHER THAN TOWING,  
11           TRANSPORTING OR IMPOUNDING THE VEHICLE FROM THE PROPERTY."

12           Renumber to conform

13           Line 11, after "rates" insert "; payment locations"

14           Line 12, before "EACH" insert "A."

15           Between lines 17 and 18, insert:

16           "B. EACH PRIVATE PROPERTY TRESPASS TOWER SHALL ACCEPT PAYMENT FOR  
17           TOWING AND STORAGE COSTS AT THE LOCATION WHERE THE VEHICLE IS STORED OR  
18           RETRIEVED."

19           Line 18, after "nonpayment" insert "; applicability: definition"

20           Line 19, before "BEFORE" insert "A."

21           Line 26, after the period insert "AN OWNER WHO REFUSES TO PAY THE TOWING AND  
22           STORAGE COSTS SHALL PROVIDE PROOF OF IDENTITY AND OWNERSHIP OF THE VEHICLE  
23           AND SHALL SIGN A RECEIPT ACKNOWLEDGING THAT THE VEHICLE HAS BEEN RECLAIMED  
24           AND WHETHER THERE IS ANY UNPAID BALANCE DUE BEFORE THE VEHICLE IS  
25           RELEASED. A PRIVATE PROPERTY TRESPASS TOWER SHALL ALLOW THE OWNER TO ACCESS  
26           THE VEHICLE FOR THE PURPOSE OF RETRIEVING THE VEHICLE'S REGISTRATION.

27           B. THIS SECTION DOES NOT APPLY TO A VEHICLE THAT IS ABANDONED PURSUANT  
28           TO TITLE 28, CHAPTER 11.

29           C. FOR THE PURPOSES OF THIS SECTION, "PROOF OF IDENTITY AND OWNERSHIP  
30           OF THE VEHICLE" MEANS PROVIDING GOVERNMENT ISSUED IDENTIFICATION AND THE  
31           VEHICLE'S TITLE OR REGISTRATION."

1 Page 4, line 31, after "DIRECTOR" insert "PURSUANT TO CHAPTER 6, ARTICLE 10 OF THIS  
2 TITLE"

3 Page 5, between lines 10 and 11, insert:

4 "41-1830.56. Employee fingerprints; law enforcement inspection

5 A PRIVATE PROPERTY TRESPASS TOWER SHALL FINGERPRINT EVERY EMPLOYEE OR  
6 CONTRACTOR OF THE PRIVATE PROPERTY TRESPASS TOWER AND MAINTAIN AT THE TOWER'S  
7 PRINCIPAL PLACE OF BUSINESS A FINGERPRINT RECORD FOR EACH EMPLOYEE OR  
8 CONTRACTOR. THE FINGERPRINT RECORD SHALL BE MADE AVAILABLE TO A LAW  
9 ENFORCEMENT AGENCY ON REQUEST."

10 Amend title to conform

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EDDIE ABLESER

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3/18/10  
8:29 AM  
H: jmb

2462ea \*  
03/17/2010  
02:35 PM  
C: sp