

HB1051_L.003

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Transportation, Housing, & Local Government.

HB24-1051 be amended as follows:

1 Amend printed bill, page 6, line 6, after "**amend**" insert "(3)(b)(I)(H),
2 (3)(c),".

3 Page 6, line 8, after "(8):" insert "**repeal** (4)(f)(III);".

4 Page 6, strike line 11 and substitute "**required for tows from private**
5 **property.** (b) (I) Except as provided in subsection (3)(b)(IV) of this
6 section, a towing carrier shall not nonconsensually tow a vehicle from a
7 parking space or common parking area without the towing carrier or
8 property owner giving the vehicle owner or operator twenty-four hours'
9 written notice, unless:

10 (H) The vehicle is parked without displaying valid authorization
11 in a parking lot marked for the exclusive use of residents AND INVITED
12 GUESTS.

13 (c) In order for a towing carrier to conduct a nonconsensual tow
14 under subsection (3)(b)(I)(G) or (3)(b)(I)(H) of this section, the property
15 owner must have posted signage ~~visible and facing the driver at each~~
16 ~~entryway into a parking area indicating that parking spaces are designated~~
17 ~~for one or more specified residents and that a vehicle parked without~~
18 ~~authorization is subject to being towed. The sign must also contain the~~
19 ~~international towing symbol no smaller than four inches by four inches~~
20 ~~and be permanently mounted in a position that is no lower than five feet~~
21 ~~and no higher than eight feet~~ THAT:

22 (I) IS NOT LESS THAN TWO SQUARE FEET IN SIZE;

23 (II) HAS LETTERING NOT LESS THAN TWO INCHES IN HEIGHT;

24 (III) HAS LETTERING THAT CONTRASTS SHARPLY IN COLOR WITH
25 THE BACKGROUND ON WHICH THE LETTERS ARE PLACED AND CONTRASTS
26 SHARPLY WITH THE STRUCTURE THE SIGNS ARE PLACED ON;

27 (IV) STATES "NO PARKING AT ALL TIMES" OR STATES THE
28 APPLICABLE HOURS AND DAYS THAT A VEHICLE MAY BE
29 NONCONSENSUALLY TOWED;

30 (V) CONTAINS THE FOLLOWING INFORMATION IN THE ORDER
31 LISTED BELOW:

32 (A) THE RESTRICTION OR PROHIBITION ON PARKING; AND

33 (B) THE TIMES OF THE DAY AND DAYS THAT THE RESTRICTION IS
34 APPLICABLE; BUT, IF THE RESTRICTION APPLIES TWENTY-FOUR HOURS A
35 DAY, SEVEN DAYS A WEEK, THE SIGN MUST SAY "AUTHORIZED PARKING
36 ONLY"; AND

37 (C) THE NAME AND TELEPHONE NUMBER OF THE TOWING CARRIER
38 AUTHORIZED TO PERFORM TOWS FROM THE PRIVATE PROPERTY;

- 1 (VI) IS PRINTED IN ENGLISH AND SPANISH;
2 (VII) IS PERMANENTLY MOUNTED BOTH:
3 (A) AT THE ENTRANCE TO THE PRIVATE PROPERTY SO THAT THE
4 SIGN FACES OUTWARD TOWARD THE STREET AND IS VISIBLE BEFORE AND
5 UPON ENTERING THE PRIVATE PROPERTY; AND
6 (B) INSIDE THE PRIVATE PROPERTY SO THAT THE SIGN FACES
7 OUTWARD TOWARD THE PARKING AREA;
8 (VIII) IS NOT OBSTRUCTED FROM VIEW OR PLACED IN A MANNER
9 THAT PREVENTS DIRECT VISIBILITY; AND
10 (IX) IS NOT PLACED HIGHER THAN TEN FEET OR LOWER THAN
11 THREE FEET FROM THE SURFACE CLOSEST TO THE SIGN'S PLACEMENT.
12 (d) A TOWING CARRIER".

13 Page 7, after line 10 insert:

- 14 ~~"(III) A towing carrier that enters into an agreement with a~~
15 ~~property owner to nonconsensually tow vehicles from the property shall~~
16 ~~post signs that:~~
17 ~~(A) Are no less than one square foot in size;~~
18 ~~(B) Have lettering not less than one inch in height;~~
19 ~~(C) Have lettering that contrasts with the background on which~~
20 ~~the letters are placed;~~
21 ~~(D) State: "Authorized Parking Only";~~
22 ~~(E) Include the name and telephone number of the towing carrier~~
23 ~~authorized to perform tows from the private property;~~
24 ~~(F) Are printed in English;~~
25 ~~(G) Are placed at the entrance to the private property, face~~
26 ~~outward toward the street, and are visible prior to entering and upon~~
27 ~~entering the private property;~~
28 ~~(H) Are placed inside the area used for parking, face toward the~~
29 ~~parking spaces, and, if the private property is not provided for residential~~
30 ~~parking and has more than ten freestanding lampposts on the property, are~~
31 ~~posted on each lamppost or posted upright near each lamppost;~~
32 ~~(I) Are not obstructed or placed in such a manner that prevents~~
33 ~~visibility; and~~
34 ~~(J) Are not placed higher than eight feet or lower than three feet~~
35 ~~from the ground surface closest to the sign's placement.".~~

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