

comply with the IRP, including any amendments. An additional amendment to §217.56 is added for clarity.

COMMENTS

No comments on the proposed amendments were received.

STATUTORY AUTHORITY

The amendments are adopted under Transportation Code, §1002.001, which provides the board of the Texas Department of Motor Vehicles with the authority to adopt rules that are necessary and appropriate to implement the powers and the duties of the department; and more specifically, Transportation Code, §502.091, which authorizes the department to adopt rules to carry out the IRP.

CROSS REFERENCE TO STATUTE

Transportation Code, §502.091.

The agency certifies that legal counsel has reviewed the adoption and found it to be a valid exercise of the agency's legal authority.

Filed with the Office of the Secretary of State on November 19, 2015.

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For further information, please call: (512) 465-5665



SUBCHAPTER I. SALVAGE VEHICLE DEALERS

43 TAC §§217.181 - 217.192

The Texas Department of Motor Vehicles (department) adopts the repeal of Chapter 217, Subchapter I, Salvage Vehicle Dealers, §217.181, Purpose and Scope; §217.182, Definitions; §217.183, Classification of Salvage Vehicle Dealer Licenses; §217.184, Salvage Vehicle Dealer License; §217.185, Salvage Vehicle Agent License; §217.186, Investigation, Report by the Department, and Issuance of License; §217.187, Place of Business; §217.188, Change of Licensee's Status; §217.189, License Renewal; §217.190, License Duties; §217.191, Record of Purchases, Sales, and Inventory; and §217.192, Administrative Sanctions and Procedures, without changes to the proposal as published in the September 4, 2015, issue of the *Texas Register* (40 TexReg 5758).

EXPLANATION OF ADOPTED REPEAL

The department adopts the repeal of Chapter 217, Subchapter I, Salvage Vehicle Dealers. Simultaneously, the department is adopting new Chapter 221, Salvage Vehicle Dealers, Salvage Pool Operators and Salvage Vehicle Rebuilders, which replaces Chapter 217, Subchapter I.

COMMENTS

No comments on the proposed repeal were received.

STATUTORY AUTHORITY

The repeal is adopted under Transportation Code, §1002.001, which provides the board of the Department of Motor Vehicles with the authority to adopt rules that are necessary and appropriate to implement the powers and duties of the department.

CROSS REFERENCE TO STATUTE

No other code, article, or statute is affected by this adoption.

The agency certifies that legal counsel has reviewed the adoption and found it to be a valid exercise of the agency's legal authority.

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CHAPTER 221. SALVAGE VEHICLE DEALERS, SALVAGE POOL OPERATORS AND SALVAGE VEHICLE REBUILDERS

The Texas Department of Motor Vehicles (department) adopts new 43 TAC Chapter 221, Salvage Vehicle Dealers, Salvage Pool Operators and Salvage Vehicle Rebuilders, which includes new Subchapter A, General Provisions: §221.1, Purpose and Scope; §221.2, Definitions; Subchapter B, Licensing: §221.11, License and Endorsement Required; §221.12, Salvage Vehicle Agent; §221.13, License Term and Fees; §221.14, License Applications; Generally; §221.15, Required License Application Information; §221.16, Required Attachments to the License Application; §221.17, License Processing for Military Service Members, Spouses and Veterans; §221.18, Additional, New, or Closed Location; §221.19, Change of License Holder's Name or Ownership; §221.20, License Renewal; Subchapter C, Licensed Operations: §221.41, Location Requirements; §221.42, Operations at Licensed Business Location; §221.43, Business Hours; §221.44, Business Sign Requirements; §221.45, Business Office; §221.46, Display of License; §221.47, Evidence of Ownership; §221.48, Scrapped or Destroyed Motor Vehicle; §221.49, Unique Inventory Number; §221.50, Restrictions on Sales of Flood Damaged Vehicles; §221.51, Duty to Identify Motor Vehicles Offered for Sale; §221.52, Export-only Sales; §221.53, Casual Sales; Subchapter D, Records: §221.71, Records; Generally; §221.72, Record Retention; §221.73, Content of Records; Subchapter E, Administrative Procedures: §221.91, Notice of Department Decision; §221.92, Notice of Hearing; §221.93, Final Decisions and Orders; Motions for Rehearing; §221.94, Judicial Review of Final Order; §221.95, Delegation of Final Order Authority; Subchapter F, Administrative Sanctions: §221.111, Denial of License; §221.112, Suspension, Revocation and Administrative Penalties; §221.113, Suspension or Refusal to Renew Due to Failure to Pay Court-ordered Child Support; §221.114, Re-application After Revocation of License; and, §221.115, Refund of Fees. New §§221.1, 221.2, 221.11 - 221.13, 221.15, 221.16, 221.20, 221.41, 221.48, 221.50, 221.51, 221.53, 221.71 - 221.73, 221.112, and 221.113 are