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March 25, 2002

OPINION COMMITTEE

The Honorable John Cornyn
Texas Attorney General
209 W. 14th Street
Austin, Texas 78711-2548

FILE # ML-42548-02
I.D. # 42548

Re: Opinion Request on Sections 684.082 and 684.085 of the Transportation Code

Dear General Cornyn:

I respectfully request your opinion regarding the following questions on Chapter 684 of the Transportation Code:

1. Does Section 684.082 (a) prohibit a towing company from providing services such as roadside assistance or lot maintenance, including parking space striping and fire lane markings, for the owner of a parking facility? Would these items be considered "something of value" according to Section 684.082 (a)?
2. What agency or entity has the authority to enforce Section 684.085 of the Transportation Code, which provides a fine for a violation of this chapter?
3. Does the fine established in Section 684.085 of the Transportation Code only apply to a towing company or could a fine be assessed to the parking facility owner as well?

Thank you for your attention in this matter. Please contact me if I can provide you with additional information.

Sincerely,

Clyde Alexander
Chairman
House Committee on Transportation



Cheryl Jourdan,
Committee Clerk

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