



Sen. Laura M. Murphy

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10200SB3629sam003

LRB102 23455 HEP 36905 a

1 AMENDMENT TO SENATE BILL 3629

2 AMENDMENT NO. _____. Amend Senate Bill 3629 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the Tow
5 Notice Act.

6 Section 5. Private parking agreements; removal of vehicles
7 at property owner's request.

8 (a) As used in this Section, "personal notice" means the
9 owner or other person in lawful possession or control of real
10 property, or his or her authorized agent, making all
11 reasonable efforts to provide a vehicle owner or other legally
12 authorized person in control of the vehicle notice prior to
13 removal of the vehicle. "Personal notice" includes, at a
14 minimum, the following:

15 (1) a telephone call or text message or email sent to
16 the vehicle owner or other legally authorized person in

1 control of the vehicle at the vehicle owner's most
2 recently available contact information or contact
3 information included in the written agreement; and

4 (2) a response from the vehicle owner or other legally
5 authorized person in control of the vehicle indicating
6 receipt of the notice or other proof of receipt indicating
7 that the vehicle owner or other legally authorized person
8 in control of the vehicle received the notice.

9 (b) If a vehicle owner or other legally authorized person
10 in control of the vehicle has a written agreement with a
11 property owner or other person in lawful possession or control
12 of the property, or his or her authorized agent, permitting
13 the vehicle to be parked on the property, the property owner or
14 other person in lawful possession or control of the property,
15 or his or her authorized agent, prior to requesting that a
16 commercial vehicle relocater remove the vehicle from the
17 property, shall give personal notice to the owner or other
18 legally authorized person in control of the vehicle that the
19 vehicle is subject to being towed. Personal notice must be
20 provided at least 3 hours prior to the removal of the vehicle.
21 This Section applies to a relocation performed pursuant to a
22 specific request to remove the vehicle from a property owner
23 or other person in lawful possession or control of the
24 property, or his or her authorized agent.

25 (c) A vehicle owner or other legally authorized person in
26 control of the vehicle who is aggrieved by a violation of this

1 Section may commence a civil action in the appropriate circuit
2 court not later than 2 years after the date of the vehicle
3 relocation and may recover from the property owner or other
4 person in possession or control of the property, or his or her
5 authorized agent, damages resulting from the violation,
6 including, but not limited to: towing charges and storage
7 charges accrued in connection with the relocated vehicle; loss
8 of the vehicle; and costs and attorney's fees.

9 (d) This Act applies only to vehicles that are operable.".