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**AMENDMENT TO H.R. 3, AS REPORTED  
OFFERED BY MR. GRAVES OF MISSOURI**

At the end of subtitle D of title I, add the following  
(and conform the table of contents accordingly):

1 **SEC. 14 \_\_. RENTED OR LEASED MOTOR VEHICLES.**

2 (a) **IN GENERAL.**—Subchapter I of chapter 301 of  
3 title 49, United States Code, is amended by adding at the  
4 end the following:

5 **“§ 30106. Rented or leased motor vehicle safety and  
6 responsibility**

7 **“(a) IN GENERAL.**—An owner of a motor vehicle that  
8 rents or leases the vehicle to a person (or an affiliate of  
9 the owner) shall not be liable under the law of any State  
10 or political subdivision thereof, by reason of being the  
11 owner of the vehicle (or an affiliate of the owner), for  
12 harm to persons or property that results or arises out of  
13 the use, operation, or possession of the vehicle during the  
14 period of the rental or lease, if—

15 **“(1)** the owner (or an affiliate of the owner) is  
16 engaged in the trade or business of renting or leas-  
17 ing motor vehicles; and



1           “(2) there is no negligence or criminal wrong-  
2           doing on the part of the owner (or an affiliate of the  
3           owner).

4           “(b) FINANCIAL RESPONSIBILITY LAWS.—Nothing  
5           in this section supersedes the law of any State or political  
6           subdivision thereof—

7           “(1) imposing financial responsibility or insur-  
8           ance standards on the owner of a motor vehicle for  
9           the privilege of registering and operating a motor ve-  
10          hicle; or

11          “(2) imposing liability on business entities en-  
12          gaged in the trade or business of renting or leasing  
13          motor vehicles for failure to meet the financial re-  
14          sponsibility or liability insurance requirements under  
15          State law.

16          “(c) APPLICABILITY AND EFFECTIVE DATE.—Not-  
17          withstanding any other provision of law, this section shall  
18          apply with respect to any action commenced on or after  
19          the date of enactment of this section without regard to  
20          whether the harm that is the subject of the action, or the  
21          conduct that caused the harm, occurred before such date  
22          of enactment.

23          “(d) DEFINITIONS.—In this section, the following  
24          definitions apply:



1           “(1) AFFILIATE.—The term “affiliate” means a  
2 person other than the owner that directly or indi-  
3 rectly controls, is controlled by, or is under common  
4 control with the owner. In the preceding sentence,  
5 the term “control” means the power to direct the  
6 management and policies of a person whether  
7 through ownership of voting securities or otherwise.

8           “(2) OWNER.—The term ‘owner’ means a per-  
9 son who is—

10           “(A) a record or beneficial owner, holder of  
11 title, lessor, or lessee of a motor vehicle;

12           “(B) entitled to the use and possession of  
13 a motor vehicle subject to a security interest in  
14 another person; or

15           “(C) a lessor, lessee, or a bailee of a motor  
16 vehicle, in the trade or business of renting or  
17 leasing motor vehicles, having the use or posses-  
18 sion thereof, under a lease, bailment, or other-  
19 wise.

20           “(3) PERSON.—The term ‘person’ means any  
21 individual, corporation, company, limited liability  
22 company, trust, association, firm, partnership, soci-  
23 ety, joint stock company, or any other entity.”.



1           (b) CLERICAL AMENDMENT.—The analysis for such  
2 chapter is amended by inserting after the item relating  
3 to section 30105 the following:

“30106. Rented or leased motor vehicle safety and responsibility.”.

