

8 AN AMENDMENT TO BE OFFERED BY
REPRESENTATIVE GRAVES OF
MISSOURI, OR HIS DESIGNEE,
DEBATABLE FOR 10 MINUTES.

**AMENDMENT TO H.R. 3550, AS REPORTED
OFFERED BY MR. GRAVES**

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

1 **SEC. 1408. 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.—Provided that there is no neg-
8 ligence or criminal wrongdoing on the part of the owner
9 of a motor vehicle, no such owner engaged in the trade
10 or business of renting or leasing motor vehicles may be
11 held liable under State law for harm caused by a person
12 to himself or herself, another person, or to property, which
13 results or arises from that person’s use, operation, or pos-
14 session of a rented or leased motor vehicle, by reason of
15 being the owner of such motor vehicle.

16 “(b) CONSTRUCTION.—Subsection (a) shall not apply
17 if such owner does not maintain the required limits of fi-
18 nancial responsibility for such vehicle, as required by State
19 law in the State in which the vehicle is registered.



1 “(c) APPLICABILITY AND EFFECTIVE DATE.—Not-
2 withstanding any other provision of law, this section shall
3 apply with respect to any action commenced on or after
4 the date of enactment of this section without regard to
5 whether the harm that is the subject of the action or the
6 conduct that caused the harm occurred before such date
7 of enactment.

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

10 “(1) MOTOR VEHICLE.—The term ‘motor vehi-
11 cle’ shall have the meaning given the term under
12 section 13102(14) of this title.

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

15 “(A) a record or beneficial owner, lessor,
16 or lessee of a motor vehicle;

17 “(B) entitled to the use and possession of
18 a motor vehicle subject to a security interest in
19 another person; or

20 “(C) a lessor, lessee, or bailee of a motor
21 vehicle, in the trade or business of renting or
22 leasing motor vehicles, having the use or posses-
23 sion of such motor vehicle, under a lease, bail-
24 ment, or otherwise.



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

5 “(4) STATE.—The term ‘State’ means each of
6 the several States, the District of Columbia, the
7 Commonwealth of Puerto Rico, the Virgin Islands,
8 Guam, American Samoa, the Northern Mariana Is-
9 lands, any other territory or possession of the
10 United States, or any political subdivision of any
11 such State, commonwealth, territory, or posses-
12 sion.”.

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

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

