

Amendment to H.R. 1701, As Reported

Offered by Ms. Waters of California

Page 19, line 22, strike “A rental-purchase agreement” and insert “(a) IN GENERAL.—A rental-purchase agreement”.

Page 21, after line 13, insert the following new subsection:

1 “(b) CONTINUED APPLICABILITY OF EXISTING
2 LAW.—

3 “(1) IN GENERAL.—Except as provided in para-
4 graph (2), the risk of any loss, damage, or destruc-
5 tion of the property that is the subject of a rental-
6 purchase agreement shall remain with the merchant
7 throughout the period such agreement is in effect
8 and any rental-purchase agreement, or any waiver or
9 other form of agreement between the merchant and
10 the consumer, that purports to shift the burden of
11 any such risk, and the cost of insuring against any
12 such risk, to the consumer shall be null and void.

13 “(2) EXCEPTION FOR LOSS, DAMAGE, OR DE-
14 STRUCTION FOR WHICH THE CONSUMER IS DI-



1 RECTLY RESPONSIBLE.—Paragraph (1) shall not
2 apply with respect to any loss, damage, or destruc-
3 tion that was deliberately caused by the consumer or
4 that occurred due to the negligence of the consumer.

