

1 general public and that rents or leases a majority of its
2 motor vehicles to persons with no direct or indirect
3 affiliation with the rental company. The term also includes a
4 motor vehicle dealer that provides temporary replacement
5 vehicles to its customers for up to 10 days. The term also
6 includes a related rental or leasing company that is a
7 subsidiary of the same parent company that rented or leased
8 the vehicle and the holder of a motor vehicle title or an
9 equity interest in a motor vehicle title if the title or
10 equity interest is held pursuant to an asset-backed
11 securitization of a fleet of motor vehicles under the dominion
12 and control of a rental company, as described in this
13 subparagraph, in the operation of such rental company's
14 business.

15 2. Furthermore, with respect to commercial motor
16 vehicles as defined in s. 627.732, the limits on liability in
17 subparagraphs (b)2. and 3. do not apply if, at the time of the
18 incident, the commercial motor vehicle is being used in the
19 transportation of materials found to be hazardous for the
20 purposes of the Hazardous Materials Transportation
21 Authorization Act of 1994, as amended, 49 U.S.C. ss. 5101 et
22 seq., and that is required pursuant to such act to carry
23 placards warning others of the hazardous cargo, unless at the
24 time of lease or rental either:

25 a. The lessee indicates in writing that the vehicle
26 will not be used to transport materials found to be hazardous
27 for the purposes of the Hazardous Materials Transportation
28 Authorization Act of 1994, as amended, 49 U.S.C. ss. 5101 et
29 seq.; or

30 b. The lessee or other operator of the commercial
31 motor vehicle has in effect insurance with limits of at least

1 \$5,000,000 combined property damage and bodily injury
2 liability.

3 Section 2. This act shall take effect July 1, 2005.
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5 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
6 COMMITTEE SUBSTITUTE FOR
7 Senate Bill 1030

8 The committee substitute expands the definition of the term
9 "rental company" to include a related rental or leasing
10 company that is a subsidiary of the same parent company that
11 rented or leased a rental vehicle.
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