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LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
03/03/2020	.	
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The Committee on Rules (Farmer) recommended the following:

Senate Amendment (with title amendment)

Delete lines 85 - 97
and insert:
customer if the motor vehicle dealer has liability insurance
coverage that complies with sub-subparagraph b. and there is no
negligence or criminal wrongdoing on the part of the motor
vehicle owner or its leasing or rental affiliate.

b. A motor vehicle dealer or a motor vehicle dealer's
leasing or rental affiliate must procure and maintain liability
insurance in limits of not less than \$100,000 per person and



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12 \$300,000 per incident for bodily injury and \$50,000 for property
13 damage, or not less than \$500,000 for combined property damage
14 and bodily injury, to cover any liability of any driver of a
15 temporary replacement vehicle provided to any person by the
16 motor vehicle dealer or the motor vehicle dealer's leasing or
17 rental affiliate. Maintaining the liability coverage pursuant to
18 this sub-subparagraph is the financial responsibility of the
19 motor vehicle dealer or the motor vehicle dealer's leasing or
20 rental affiliate, and providing a temporary replacement vehicle
21 to any person without such coverage in place constitutes
22 negligent entrustment.

23 c. For purposes of this subparagraph, the term "service
24 customer" does not include an employee, an agent, or a principal
25 of a motor vehicle dealer or a motor vehicle dealer's leasing or
26 rental affiliate.

27 d. The limits on liability in this subparagraph do not
28 apply if there is a replacement vehicle mechanical failure or
29 defect that is a proximate cause of harm to persons or property
30 which arises out of the use or operation of the temporary
31 replacement vehicle.

32 e. The limits on liability in this subparagraph do not
33

34 ===== T I T L E A M E N D M E N T =====

35 And the title is amended as follows:

36 Delete line 7

37 and insert:

38 property under certain circumstances; requiring motor
39 vehicle dealers and their leasing or rental affiliates
40 to procure and maintain liability insurance that meets



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41 certain requirements; providing that maintaining
42 liability converge is the financial responsibility of
43 motor vehicle dealers and their leasing or rental
44 affiliates; providing that providing a temporary
45 replacement vehicle to a person without such coverage
46 constitutes negligent entrustment; defining the