

1 A bill to be entitled
2 An act relating to motor vehicle rentals; amending s.
3 212.0606, F.S.; defining and revising terms; requiring
4 specified surcharges to be imposed upon the lease or
5 rental of a certain motor vehicle if the lease or
6 rental is facilitated by a car-sharing service, a
7 motor vehicle rental company, or a peer-to-peer
8 vehicle-sharing program under certain circumstances;
9 creating s. 627.747, F.S.; defining terms; providing
10 financial responsibility requirements for peer-to-peer
11 vehicle-sharing programs; providing applicability;
12 requiring specified entities to maintain certain motor
13 vehicle liability insurance; providing certain
14 indemnification requirements; providing construction;
15 requiring a peer-to-peer vehicle-sharing program to
16 give certain notice to a peer-to-peer vehicle owner
17 relating to the implications of a lien under certain
18 circumstances; authorizing a certain insurer to
19 exclude coverage and the duty to defend or indemnify a
20 vehicle owner for any claim under his or her motor
21 vehicle liability insurance policy; providing
22 construction; requiring a peer-to-peer vehicle-sharing
23 program to collect, verify, and retain certain
24 records, subject to certain requirements; requiring
25 the program to provide the records to certain entities

26 | under certain circumstances; authorizing a motor
27 | vehicle insurer that defends or indemnifies a claim
28 | arising from the operation of a peer-to-peer vehicle
29 | that is excluded under the terms of its policy to seek
30 | contribution against specified entities under certain
31 | circumstances; providing that a peer-to-peer vehicle-
32 | sharing program has an insurable interest in a vehicle
33 | during the sharing period; providing construction;
34 | authorizing a peer-to-peer vehicle-sharing program to
35 | own and maintain as the named insured policies of
36 | motor vehicle liability insurance which provide
37 | specified coverage; requiring each peer-to-peer
38 | vehicle-sharing program agreement made in this state
39 | to disclose specified information to the peer-to-peer
40 | vehicle owner and the peer-to-peer vehicle driver;
41 | requiring a peer-to-peer vehicle-sharing program to
42 | have sole responsibility for certain equipment;
43 | requiring the program to agree to indemnify and hold
44 | harmless the owner for any damage to or theft of such
45 | equipment under certain circumstances; authorizing the
46 | program to seek indemnity from the driver for any loss
47 | or damage to such equipment which occurs during the
48 | sharing period; requiring a peer-to-peer vehicle-
49 | sharing program to verify certain information and
50 | notify the peer-to-peer vehicle owner of certain

51 requirements related to safety recalls, subject to
52 certain requirements; providing restrictions and
53 requirements for the owner if he or she has received
54 notice of a certain safety recall on the vehicle;
55 prohibiting a peer-to-peer vehicle-sharing program
56 from entering into a certain agreement with a driver
57 unless the driver meets specified requirements related
58 to a driver license or authorization to drive peer-to-
59 peer vehicles; prohibiting the program from renting a
60 motor vehicle to another until the driver license of
61 the peer-to-peer vehicle driver has been inspected and
62 verified as being unexpired; requiring the program to
63 keep specified records; requiring such records to be
64 open to inspection by specified entities; providing
65 that, under certain circumstances, the peer-to-peer
66 vehicle-sharing program is deemed to have met
67 specified requirements when the program requires the
68 driver to verify at a certain time that he or she is
69 duly licensed and that the license is unexpired;
70 providing an effective date.

71
72 Be It Enacted by the Legislature of the State of Florida:

73
74 Section 1. Section 212.0606, Florida Statutes, is amended
75 to read:

212.0606 Rental car surcharge.—

(1) As used in this section, the term:

(a) "Car-sharing service" means a membership-based organization or business, or division thereof, which requires the payment of an application fee or a membership fee and provides member access to motor vehicles:

1. Only at locations that are not staffed by car-sharing service personnel employed solely for the purpose of interacting with car-sharing service members;

2. Twenty-four hours per day, 7 days per week;

3. Only through automated means, including, but not limited to, a smartphone application or an electronic membership card;

4. On an hourly basis or for a shorter increment of time;

5. Without a separate fee for refueling the motor vehicle;

6. Without a separate fee for minimum financial responsibility liability insurance; and

7. Owned or controlled by the car-sharing service or its affiliates.

(b) "Dealer" means a car-sharing service, motor vehicle rental company, or peer-to-peer vehicle-sharing program.

(c) "Motor vehicle rental company" means an entity that is in the business of providing motor vehicles to the public under a rental agreement for 30 days or less for financial consideration.

101 (d) "Peer-to-peer vehicle-sharing program" has the same
102 meaning as in s. 627.747.

103 (2)-(1) Except as provided in subsection (3) -(2), a
104 surcharge of \$2 per day or any part of a day is imposed upon the
105 lease or rental of a motor vehicle that is licensed for hire and
106 designed to carry fewer than nine passengers, regardless of
107 whether the motor vehicle is licensed in this state, if the
108 lease or rental is facilitated, in person or through digital
109 means, by a car-sharing service, a motor vehicle rental company,
110 or a peer-to-peer vehicle-sharing program for financial
111 consideration without transfer of the title of the motor
112 vehicle. The surcharge applies to only the first 30 days of the
113 term of a lease or rental. The surcharge is subject to all
114 applicable taxes imposed by this chapter.

115 (3)-(2) A member of a car-sharing service who uses a motor
116 vehicle as described in subsection (2) -(1) for less than 24
117 hours pursuant to an agreement with the car-sharing service
118 shall pay a surcharge of \$1 per usage. A member of a car-sharing
119 service who uses the same motor vehicle for 24 hours or more
120 shall pay a surcharge of \$2 per day or any part of a day as
121 provided in subsection (2) -(1). The surcharge imposed under this
122 subsection does not apply to the lease, rental, or use of a
123 motor vehicle from a location owned, operated, or leased by or
124 for the benefit of an airport or airport authority ~~For purposes~~
125 ~~of this subsection, the term "car-sharing service" means a~~

126 ~~membership-based organization or business, or division thereof,~~
127 ~~which requires the payment of an application or membership fee~~
128 ~~and provides member access to motor vehicles:~~

129 ~~(a) Only at locations that are not staffed by car-sharing~~
130 ~~service personnel employed solely for the purpose of interacting~~
131 ~~with car-sharing service members;~~

132 ~~(b) Twenty-four hours per day, 7 days per week;~~

133 ~~(c) Only through automated means, including, but not~~
134 ~~limited to, smartphone applications or electronic membership~~
135 ~~cards;~~

136 ~~(d) On an hourly basis or for a shorter increment of time;~~

137 ~~(e) Without a separate fee for refueling the motor~~
138 ~~vehicle;~~

139 ~~(f) Without a separate fee for minimum financial~~
140 ~~responsibility liability insurance; and~~

141 ~~(g) Owned or controlled by the car-sharing service or its~~
142 ~~affiliates.~~

143

144 ~~The surcharge imposed under this subsection does not apply to~~
145 ~~the lease, rental, or use of a motor vehicle from a location~~
146 ~~owned, operated, or leased by or for the benefit of an airport~~
147 ~~or airport authority.~~

148 (4) ~~(3)~~ (a) Notwithstanding s. 212.20, and less the costs of
149 administration, 80 percent of the proceeds of this surcharge
150 shall be deposited in the State Transportation Trust Fund, 15.75

151 percent of the proceeds of this surcharge shall be deposited in
152 the Tourism Promotional Trust Fund created in s. 288.122, and
153 4.25 percent of the proceeds of this surcharge shall be
154 deposited in the Florida International Trade and Promotion Trust
155 Fund. For the purposes of this subsection, the term "proceeds of
156 this surcharge" ~~of the surcharge~~ means all funds collected and
157 received by the department under this section, including
158 interest and penalties on delinquent surcharges. The department
159 shall provide the Department of Transportation rental car
160 surcharge revenue information for the previous state fiscal year
161 by September 1 of each year.

162 (b) Notwithstanding any other provision of law, the
163 proceeds deposited in the State Transportation Trust Fund shall
164 be allocated on an annual basis in the Department of
165 Transportation's work program to each department district,
166 except the Turnpike District. The amount allocated to each
167 district shall be based on the amount of proceeds attributed to
168 the counties within each respective district.

169 (5) (a) (4) Except as provided in this section, the
170 department shall administer, collect, and enforce the surcharge
171 as provided in this chapter.

172 (b) (a) The department shall require a dealer ~~dealers~~ to
173 report surcharge collections according to the county to which
174 the surcharge was attributed. For purposes of this section, the
175 surcharge shall be attributed to the county where the rental

176 agreement was entered into.

177 (c)~~(b)~~ A dealer ~~Dealers~~ who collects ~~collect~~ the rental
 178 car surcharge shall report to the department all surcharge
 179 revenues attributed to the county where the rental agreement was
 180 entered into on a timely filed return for each required
 181 reporting period. The provisions of this chapter which apply to
 182 interest and penalties on delinquent taxes apply to the
 183 surcharge. The surcharge shall not be included in the
 184 calculation of estimated taxes pursuant to s. 212.11. The
 185 dealer's credit provided in s. 212.12 does not apply to any
 186 amount collected under this section.

187 (6)~~(5)~~ The surcharge imposed by this section does not
 188 apply to a motor vehicle provided at no charge to a person whose
 189 motor vehicle is being repaired, adjusted, or serviced by the
 190 entity providing the replacement motor vehicle.

191 Section 2. Section 627.747, Florida Statutes, is created
 192 to read:

193 627.747 Peer-to-peer vehicle-sharing program.-

194 (1) DEFINITIONS.-As used in this section, the term:

195 (a) "Peer-to-peer vehicle" or "vehicle" means a vehicle
 196 made available for sharing through a peer-to-peer vehicle-
 197 sharing program, used nonexclusively for peer-to-peer vehicle
 198 sharing, and used by the peer-to-peer vehicle owner for personal
 199 use outside of peer-to-peer vehicle sharing.

200 (b) "Peer-to-peer vehicle delivery period" or "delivery

201 period" means the period of time during which a peer-to-peer
202 vehicle is being delivered to the location where the peer-to-
203 peer vehicle-sharing start time commences, if applicable, as
204 documented by the governing peer-to-peer vehicle-sharing program
205 agreement.

206 (c) "Peer-to-peer vehicle driver" or "driver" means an
207 individual who has been authorized to drive the peer-to-peer
208 vehicle by the peer-to-peer vehicle owner under a peer-to-peer
209 vehicle-sharing program agreement.

210 (d) "Peer-to-peer vehicle owner" or "owner" means the
211 registered owner of a peer-to-peer vehicle made available for
212 sharing to peer-to-peer vehicle drivers through a peer-to-peer
213 vehicle-sharing program.

214 (e) "Peer-to-peer vehicle sharing" or "sharing" means the
215 authorized use of a peer-to-peer vehicle by an individual other
216 than the peer-to-peer vehicle owner through a peer-to-peer
217 vehicle-sharing program.

218 (f) "Peer-to-peer vehicle-sharing period" or "sharing
219 period" means the period of time that commences with the peer-
220 to-peer vehicle delivery period or, if there is no peer-to-peer
221 vehicle delivery period, that commences with the peer-to-peer
222 vehicle-sharing start time and in either case ends at the peer-
223 to-peer vehicle-sharing termination time.

224 (g) "Peer-to-peer vehicle-sharing program" or "program"
225 means a business platform that connects peer-to-peer vehicle

226 owners with peer-to-peer vehicle drivers to enable the sharing
227 of peer-to-peer vehicles for financial consideration.

228 (h) "Peer-to-peer vehicle-sharing program agreement" or
229 "agreement" means the terms and conditions applicable to a peer-
230 to-peer vehicle owner and a peer-to-peer vehicle driver which
231 govern the use of a peer-to-peer vehicle through a peer-to-peer
232 vehicle-sharing program.

233 (i) "Peer-to-peer vehicle-sharing start time" or "start
234 time" means the time when the peer-to-peer vehicle becomes
235 subject to the control of the peer-to-peer vehicle driver at or
236 after the time the reservation of a peer-to-peer vehicle is
237 scheduled to begin, as documented in the records of a peer-to-
238 peer vehicle-sharing program.

239 (j) "Peer-to-peer vehicle-sharing termination time" or
240 "termination time" means the earliest of the following events:

241 1. The expiration of the agreed-upon period of time
242 established for the use of a peer-to-peer vehicle according to
243 the terms of the vehicle-sharing program agreement, if the peer-
244 to-peer vehicle is delivered to the location agreed upon in the
245 peer-to-peer vehicle-sharing program agreement;

246 2. The expiration of the time period established for use
247 of the peer-to-peer vehicle when the peer-to-peer vehicle is
248 returned to an alternate location agreed upon by the peer-to-
249 peer vehicle owner and the peer-to-peer vehicle driver as
250 communicated through a peer-to-peer vehicle-sharing program; or

251 3. The peer-to-peer vehicle owner or the owner's
252 authorized designee takes possession and control of the peer-to-
253 peer vehicle.

254 (2) FINANCIAL RESPONSIBILITY.—

255 (a) A peer-to-peer vehicle-sharing program shall assume
256 the liability of a peer-to-peer vehicle owner, except as
257 provided in paragraph (b), for bodily injury or property damage
258 to third parties or uninsured and underinsured motorist or
259 personal injury protection losses during the peer-to-peer
260 vehicle-sharing period in an amount stated in the peer-to-peer
261 vehicle-sharing program.

262 (b) The assumption of liability under paragraph (a) does
263 not apply to any peer-to-peer vehicle owner when:

264 1. A peer-to-peer vehicle owner makes an intentional or
265 fraudulent material misrepresentation or omission to the peer-
266 to-peer vehicle-sharing program before the peer-to-peer vehicle-
267 sharing period in which the loss occurred; or

268 2. A peer-to-peer vehicle owner acts in concert with a
269 peer-to-peer vehicle driver who fails to return the vehicle
270 pursuant to the terms of the peer-to-peer vehicle-sharing
271 program agreement.

272 (c) The assumption of liability under paragraph (a)
273 applies to bodily injury and property damage losses by damaged
274 third parties as required under s. 324.021(7).

275 (d) A peer-to-peer vehicle-sharing program shall ensure

276 that, during each peer-to-peer vehicle-sharing period, the peer-
277 to-peer vehicle owner and the peer-to-peer vehicle driver are
278 insured under a motor vehicle liability insurance policy that
279 provides insurance coverage in amounts no less than the minimum
280 amounts provided in s. 324.021(7), and:

281 1. Recognizes that the peer-to-peer vehicle insured under
282 the policy is made available and used through a peer-to-peer
283 vehicle-sharing program; or

284 2. Does not exclude use of a peer-to-peer vehicle by a
285 peer-to-peer vehicle driver.

286 (e) The insurance requirement under paragraph (d) may be
287 satisfied by motor vehicle liability insurance maintained by a
288 peer-to-peer vehicle owner; a peer-to-peer vehicle driver; a
289 peer-to-peer vehicle-sharing program; or by a peer-to-peer
290 vehicle owner, a peer-to-peer vehicle driver, and a peer-to-peer
291 vehicle-sharing program.

292 (f) The insurance maintained under paragraph (e) which
293 satisfies the insurance requirement under paragraph (d) must be
294 primary during each peer-to-peer vehicle-sharing period.

295 (g) The peer-to-peer vehicle-sharing program must assume
296 primary liability for a claim when it is providing, in whole or
297 in part, the insurance required under paragraphs (d) and (e)
298 and:

299 1. A dispute exists as to who was in control of the peer-
300 to-peer vehicle at the time of the loss; and

301 2. The peer-to-peer vehicle-sharing program does not have
302 available, did not retain, or fails to provide the information
303 required in paragraph (11) (c).

304 (h) The peer-to-peer vehicle owner's insurer shall
305 indemnify the peer-to-peer vehicle-sharing program to the extent
306 of the insurer's obligation, if any, under the applicable
307 insurance policy, if it is determined that the peer-to-peer
308 vehicle owner was in control of the peer-to-peer vehicle at the
309 time of the loss.

310 (i) If insurance maintained by a peer-to-peer vehicle
311 owner or peer-to-peer vehicle driver in accordance with
312 paragraph (e) lapses or does not provide the required coverage,
313 insurance maintained by a peer-to-peer vehicle-sharing program
314 shall provide the coverage required by paragraph (d) beginning
315 with the first dollar of a claim and the insurer has the duty to
316 defend such claim except under circumstances specified in
317 paragraph (b).

318 (j) Coverage under a motor vehicle insurance policy
319 maintained by the peer-to-peer vehicle-sharing program may not
320 be dependent on another motor vehicle insurer first denying a
321 claim.

322 (k) This subsection does not:

323 1. Limit the liability of the peer-to-peer vehicle-sharing
324 program for any act or omission of the program itself which
325 results in injury to any person as a result of the use of a

326 peer-to-peer vehicle through the peer-to-peer vehicle-sharing
327 program; or

328 2. Limit the ability of the peer-to-peer vehicle-sharing
329 program to seek indemnification, by contract, from the peer-to-
330 peer vehicle owner or the peer-to-peer vehicle driver for
331 economic losses the peer-to-peer vehicle-sharing program
332 sustains which result from a breach of the terms and conditions
333 of the peer-to-peer vehicle-sharing program agreement.

334 (3) NOTIFICATION OF IMPLICATIONS OF A LIEN.—At the time a
335 peer-to-peer vehicle owner registers a vehicle for use through a
336 peer-to-peer vehicle-sharing program and before the owner makes
337 the vehicle available for use through the program, the program
338 must notify the owner that, if the vehicle has a lien against
339 it, the use of the vehicle through the program, including use
340 without physical damage coverage, may violate the terms of the
341 contract with the lienholder.

342 (4) EXCLUSIONS IN MOTOR VEHICLE LIABILITY INSURANCE
343 POLICIES.—

344 (a) An authorized insurer that writes motor vehicle
345 liability insurance in this state may exclude any coverage and
346 the duty to defend or indemnify for any claim under the peer-to-
347 peer vehicle owner's motor vehicle liability insurance policy,
348 including, but not limited to:

349 1. Liability coverage for bodily injury and property
350 damage;

- 351 2. Personal injury protection coverage;
352 3. Uninsured and underinsured motorist coverage;
353 4. Medical payments coverage;
354 5. Comprehensive physical damage coverage; and
355 6. Collision physical damage coverage.

356 (b) This subsection does not invalidate or limit an
357 exclusion contained in a motor vehicle liability insurance
358 policy, including any insurance policy in use or approved for
359 use which excludes coverage for motor vehicles made available
360 for rent, hire, or for any business use, including peer-to-peer
361 vehicle sharing.

362 (5) RECORDKEEPING.—

363 (a) A peer-to-peer vehicle-sharing program must collect
364 and verify records pertaining to the use of peer-to-peer
365 vehicles, including, but not limited to, times used, fees paid
366 by the peer-to-peer vehicle driver, and revenues received by the
367 peer-to-peer vehicle owner.

368 (b) Pursuant to all applicable federal and state privacy
369 obligations, and after receiving the informed consent of the
370 peer-to-peer vehicle owner and the peer-to-peer vehicle driver,
371 a peer-to-peer vehicle-sharing program must provide the
372 information collected pursuant to paragraph (a), upon request,
373 to the owner, the owner's insurer, and the driver's insurer to
374 facilitate a claim investigation.

375 (c) The program must retain the records required in this

376 subsection for not less than 3 years.

377 (6) CONTRIBUTION AGAINST INDEMNIFICATION.—A motor vehicle
378 insurer that defends or indemnifies a claim arising from the
379 operation of a peer-to-peer vehicle that is excluded under the
380 terms of its policy may seek contribution against the peer-to-
381 peer vehicle-sharing program if the claim is made against the
382 peer-to-peer vehicle owner or the peer-to-peer vehicle driver
383 for loss or injury that occurs during the peer-to-peer vehicle-
384 sharing period.

385 (7) INSURABLE INTEREST.—

386 (a) A peer-to-peer vehicle-sharing program has an
387 insurable interest in a vehicle during the sharing period.

388 (b) This subsection does not impose liability on a peer-
389 to-peer vehicle-sharing program to maintain the coverage
390 mandated by subsection (2).

391 (c) A peer-to-peer vehicle-sharing program may own and
392 maintain as the named insured one or more policies of motor
393 vehicle liability insurance which provide coverage for:

394 1. Liabilities assumed by the peer-to-peer vehicle-sharing
395 program under agreement;

396 2. Liability of the peer-to-peer vehicle owner;

397 3. Damage or loss to the vehicle; or

398 4. Liability of the peer-to-peer vehicle driver.

399 (8) CONSUMER PROTECTIONS.—

400 (a) Each peer-to-peer vehicle-sharing program agreement

401 made in this state must disclose to the peer-to-peer vehicle
402 owner and the peer-to-peer vehicle driver:

403 1. Any right of a program to seek indemnification from the
404 owner or the driver for economic losses the program sustains
405 which result from a breach of the terms and conditions of the
406 agreement;

407 2. That a motor vehicle liability insurance policy issued
408 to the owner for the peer-to-peer vehicle or to the driver does
409 not provide defense indemnity for any claim asserted by the
410 program;

411 3. That the program's financial responsibility afforded to
412 the owner and driver is available only during the peer-to-peer
413 vehicle-sharing period;

414 4. That, for any use of the peer-to-peer vehicle by the
415 driver after the peer-to-peer vehicle-sharing termination time,
416 the driver and owner may not have coverage;

417 5. The daily rate, fees, costs, and, if applicable, any
418 insurance or protection package costs that are charged to the
419 owner or driver; and

420 6. That the peer-to-peer vehicle owner's motor vehicle
421 liability insurance may not provide coverage for the vehicle.

422 (b) Each peer-to-peer vehicle-sharing program agreement
423 made in this state must disclose to the peer-to-peer vehicle
424 driver:

425 1. An emergency telephone number to contact personnel

426 capable of fielding roadside assistance requests and other
427 customer service inquiries; and

428 2. Any conditions under which a driver must maintain a
429 personal motor vehicle insurance policy, and any required
430 coverage limits, on a primary basis in order to rent the peer-
431 to-peer vehicle.

432 (9) RESPONSIBILITY FOR EQUIPMENT.—The peer-to-peer
433 vehicle-sharing program has sole responsibility for any
434 equipment that is put in or on the vehicle, such as a GPS system
435 or other device, used to monitor or facilitate the sharing, and
436 must agree to indemnify and hold harmless the owner for any
437 damage to or theft of such equipment during the sharing period
438 which is not caused by the owner. The program may seek indemnity
439 from the driver for any loss or damage to such equipment which
440 occurs during the sharing period.

441 (10) AUTOMOBILE SAFETY RECALLS.—

442 (a) At the time an owner registers a vehicle for use in
443 the program, and before the owner makes the vehicle available
444 for use, the peer-to-peer vehicle-sharing program must:

445 1. Verify that the vehicle does not have any safety
446 recalls for which repairs have not been made; and

447 2. Notify the owner of the requirements under paragraph
448 (c).

449 (b) The program must periodically, at least once in each
450 72-hour period, verify that any vehicle available for use

451 through the program is not subject to an open safety recall for
452 which repairs have not been made.

453 (c) If the peer-to-peer vehicle owner has received notice
454 of a safety recall on the vehicle, he or she may not make the
455 vehicle available for use through a peer-to-peer vehicle-sharing
456 program until the safety recall repair has been made. Upon
457 receiving notice of a safety recall on the vehicle when it is
458 available for use through the program, the owner shall remove
459 the vehicle from availability as soon as practicable, but in no
460 case more than 48 hours after receiving the notice of the safety
461 recall, and until the safety recall repair has been made. Upon
462 receiving notice of a safety recall on the vehicle, and in no
463 case more than 48 hours after such receipt, when such vehicle is
464 in the possession of the driver, the owner must notify the
465 program of the safety recall so that the program may notify the
466 driver and the vehicle can be removed from use until the owner
467 effects the necessary safety recall repair.

468 (11) DRIVER LICENSE VERIFICATION AND RETENTION.—

469 (a) A peer-to-peer vehicle-sharing program may not enter
470 into a peer-to-peer vehicle-sharing program agreement with a
471 driver unless the driver who will operate the peer-to-peer
472 vehicle:

473 1. Holds an unexpired driver license in this state which
474 authorizes the driver to operate vehicles of the class of the
475 peer-to-peer vehicle; or

- 476 2. Is a nonresident who:
- 477 a. Has an unexpired driver license issued by the state or
478 country of the driver's residence which authorizes the driver in
479 that state or country to drive vehicles of the class of the
480 peer-to-peer vehicle; and
- 481 b. Is at least the same age as that required of a resident
482 to drive.
- 483 (b) A peer-to-peer vehicle-sharing program may not rent a
484 motor vehicle to another until the driver license of the peer-
485 to-peer vehicle driver has been inspected and the program has
486 verified that the driver license is unexpired.
- 487 (c) A peer-to-peer vehicle-sharing program must keep a
488 record of:
- 489 1. The registration number of the peer-to-peer vehicle;
490 2. The name and address of the peer-to-peer vehicle
491 driver;
- 492 3. The driver license number of the peer-to-peer vehicle
493 driver and the place where the license was issued; and
- 494 4. Each other person, if any, who will operate the peer-
495 to-peer vehicle.
- 496 (d) Such record must be open to inspection by any police
497 officer, or officer or employee of the Department of Law
498 Enforcement.
- 499 (e) If a peer-to-peer vehicle-sharing program rents a
500 peer-to-peer vehicle to a driver through digital, electronic, or

501 other means that allow the driver to obtain possession of the
502 vehicle without direct contact with an agent, an employee of the
503 peer-to-peer vehicle-sharing program, or the vehicle owner, or
504 if the driver does not execute a peer-to-peer vehicle-sharing
505 program agreement at the time he or she takes possession of the
506 vehicle, the peer-to-peer vehicle-sharing program is deemed to
507 have met all requirements of paragraphs (a) and (b) when the
508 program, at the time the driver enrolls in a membership program,
509 master agreement, or other means of establishing use of the
510 program's services, or any time thereafter, requires the driver
511 to verify that he or she is duly licensed and that the license
512 is unexpired.

513 Section 3. This act shall take effect July 1, 2020.