

SENATE BILL 247

R7

9lr0362

By: **Senator Jennings**

Introduced and read first time: January 25, 2019

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 20, 2019

CHAPTER _____

1 AN ACT concerning

2 **Rental and Replacement Vehicles – Age–Based Service Determinations –**
3 **Prohibition**

4 FOR the purpose of prohibiting under certain circumstances a rental vehicle company from,
5 solely on the basis of age, refusing to rent a vehicle to an individual or charging an
6 individual a higher rental fee than normally charged; prohibiting under certain
7 circumstances an auto repair facility or a vehicle dealer from, solely on the basis of
8 age, refusing to loan a replacement vehicle to an individual or charging an individual
9 a higher fee for a replacement vehicle than normally charged; defining certain terms;
10 and generally relating to age–based service determinations for rental and
11 replacement vehicles.

12 BY repealing and reenacting, without amendments,
13 Article – Transportation
14 Section 18–102(a)(2)(i) and 18–108(a)(1)
15 Annotated Code of Maryland
16 (2012 Replacement Volume and 2018 Supplement)

17 BY adding to
18 Article – Transportation
19 Section 18–109
20 Annotated Code of Maryland
21 (2012 Replacement Volume and 2018 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
2 That the Laws of Maryland read as follows:

3 **Article – Transportation**

4 18–102.

5 (a) (2) (i) In this paragraph, “replacement vehicle” means a vehicle that is
6 loaned by an auto repair facility or a dealer, or that an individual rents temporarily, to use
7 while a vehicle owned by the individual is not in use because of loss, as “loss” is defined in
8 that individual’s applicable private passenger automobile insurance policy, or because of
9 breakdown, repair, service, or damage.

10 18–108.

11 (a) (1) In this section, “rental vehicle company” means a person that rents a
12 motor vehicle to a consumer.

13 **18–109.**

14 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**
15 **INDICATED.**

16 **(2) “RENTAL VEHICLE COMPANY” HAS THE MEANING STATED IN §**
17 **18–108 OF THIS TITLE.**

18 **(3) “REPLACEMENT VEHICLE” HAS THE MEANING STATED IN §**
19 **18–102 OF THIS TITLE.**

20 **(B) IF A VEHICLE OWNED BY AN INDIVIDUAL WHO IS AT LEAST 18 YEARS OLD**
21 **IS NOT IN USE BECAUSE OF A REPAIR OF THE VEHICLE COVERED BY A WARRANTY, A**
22 **~~THE REPAIR OR~~ RECALL OF THE VEHICLE, OR A REPAIR OF THE VEHICLE AS A**
23 **RESULT OF THE RECALL:**

24 **(1) A RENTAL VEHICLE COMPANY MAY NOT, SOLELY ON THE BASIS OF**
25 **THE AGE OF THE INDIVIDUAL:**

26 **(I) REFUSE TO RENT A VEHICLE TO THE INDIVIDUAL; OR**

27 **(II) CHARGE THE INDIVIDUAL A HIGHER RENTAL FEE THAN**
28 **NORMALLY CHARGED; AND**

29 **(2) AN AUTO REPAIR FACILITY OR A VEHICLE DEALER MAY NOT,**
30 **SOLELY ON THE BASIS OF THE AGE OF THE INDIVIDUAL:**

1 **(I) REFUSE TO LOAN A REPLACEMENT VEHICLE TO THE**
2 **INDIVIDUAL; OR**

3 **(II) CHARGE THE INDIVIDUAL A HIGHER FEE FOR A**
4 **REPLACEMENT VEHICLE THAN NORMALLY CHARGED.**

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 October 1, 2019.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.