

HOUSE BILL 1089

R7, C4

3lr1428
CF 3lr3164

By: **Delegate Braveboy**

Introduced and read first time: February 8, 2013

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Rental Vehicle Companies – Right of Subrogation**

3 FOR the purpose of establishing that a rental vehicle company has a certain right of
4 subrogation against certain persons, including a person who rents a motor
5 vehicle, for certain property damage, personal injury, and wrongful death
6 claims paid by the rental vehicle company that arose out of the use or operation
7 of the motor vehicle; and generally relating to rental vehicle companies and
8 rights of subrogation.

9 BY repealing and reenacting, without amendments,
10 Article – Transportation
11 Section 18–108(a)
12 Annotated Code of Maryland
13 (2012 Replacement Volume)

14 BY adding to
15 Article – Transportation
16 Section 18–108(f)
17 Annotated Code of Maryland
18 (2012 Replacement Volume)

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

21 **Article – Transportation**

22 18–108.

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(F) A RENTAL VEHICLE COMPANY HAS A RIGHT OF SUBROGATION**
2 **AGAINST A RENTER OF A MOTOR VEHICLE AND THE RENTER'S INSURER AND**
3 **AGAINST THE DRIVER OF THE MOTOR VEHICLE, IF NOT THE RENTER, AND THE**
4 **DRIVER'S INSURER, FOR PROPERTY DAMAGE, PERSONAL INJURY, AND**
5 **WRONGFUL DEATH CLAIMS PAID BY THE RENTAL VEHICLE COMPANY THAT**
6 **AROSE OUT OF THE USE OR OPERATION OF THE MOTOR VEHICLE BY THE**
7 **RENTER OR DRIVER.**

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 2013.