

# HOUSE BILL 1013

R7

0lr2904  
CF SB 898

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By: **Delegate Fraser-Hidalgo**

Introduced and read first time: February 5, 2020

Assigned to: Environment and Transportation

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 12, 2020

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

### 2 **Vehicle Laws – Rental Vehicles – Driver’s License Verification and Records**

3 FOR the purpose of prohibiting a vehicle lessor from renting a vehicle to another person  
4 unless the lessor verifies that the person’s driver’s license is not expired; authorizing  
5 a vehicle lessor to inspect a driver’s license of a vehicle lessee through electronic or  
6 digital means under certain circumstances; authorizing a vehicle lessor to keep  
7 certain records in an electronic or digital format; establishing that a vehicle lessor  
8 that rents a vehicle to another person in a certain manner is deemed to have met  
9 certain driver’s license verification requirements under certain circumstances;  
10 requiring a vehicle lessor to delete certain personal data within a certain period of  
11 time after an individual terminates participation in a certain membership or master  
12 program agreement; and generally relating to verification of driver’s licenses and  
13 records for rental vehicles.

14 BY repealing and reenacting, with amendments,  
15 Article – Transportation  
16 Section 18–103  
17 Annotated Code of Maryland  
18 (2012 Replacement Volume and 2019 Supplement)

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

### 21 **Article – Transportation**

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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 18–103.

2 (a) A person may not rent a motor vehicle, trailer, or semitrailer to any other  
3 person unless the individual who will operate the rented vehicle:

4 (1) Holds a driver's license issued under Title 16 of this article, which  
5 license authorizes him to drive or tow, as the case may be, vehicles of the class rented;

6 (2) Is a nonresident who:

7 (i) Has with him a license to drive issued to him by the state or  
8 country of his residence, which license authorizes him in that state or country to drive or  
9 tow, as the case may be, vehicles of the class rented; and

10 (ii) Is at least the same age as that required of a resident to drive or  
11 tow, as the case may be, the vehicle rented; or

12 (3) Otherwise is specifically authorized by Title 16 of this article to drive  
13 or tow, as the case may be, vehicles of the class rented.

14 (b) (1) A person may not rent a motor vehicle, trailer, or semitrailer to any  
15 other person unless the lessor or his agent:

16 [(1)] (I) Has inspected the license to drive of the individual who will  
17 operate the rented vehicle; [and]

18 [(2)] (II) Has compared and verified:

19 [(i)] 1. The signature on the license with the signature of the  
20 individual, as written in the presence of the lessor or agent; and

21 [(ii)] 2. The physical description on the license with the physical  
22 appearance of the individual; AND

23 (III) HAS VERIFIED THAT THE LICENSE IS NOT EXPIRED.

24 (2) AN INSPECTION OF A LICENSE UNDER THIS SECTION MAY BE  
25 THROUGH ELECTRONIC OR DIGITAL MEANS.

26 (c) (1) Each person who rents a motor vehicle, trailer, or semitrailer to another  
27 person shall keep a record of:

28 [(1)] (I) The registration number of the rented vehicle and, if only a  
29 semitrailer or trailer is rented, the registration number of the motor vehicle to be used to  
30 tow the trailer or semitrailer;

1           [(2)]   (II)   The name and address of the lessee;

2           [(3)]   (III)   The number of the license to drive of the individual who will drive  
3 or tow, as the case may be, the rented vehicle; and

4           [(4)]   (IV)   The date and place of issuance of the license to drive.

5           (2)   RECORDS MAY BE KEPT UNDER THIS SUBSECTION IN AN  
6 ELECTRONIC OR DIGITAL FORMAT.

7           (d)   Any police officer or authorized representative of the Administration may  
8 inspect the records kept under subsection (c) of this section.

9           (E)   (1)   IF A LESSOR RENTS A MOTOR VEHICLE, TRAILER, OR  
10 SEMITRAILER TO ANOTHER PERSON IN A MANNER THAT ALLOWS THE OTHER  
11 PERSON TO OBTAIN POSSESSION OF THE RENTED VEHICLE WITHOUT MAKING  
12 DIRECT CONTACT WITH THE LESSOR, THE LESSOR SHALL BE DEEMED TO HAVE MET  
13 THE REQUIREMENTS OF SUBSECTIONS (A) AND (B) OF THIS SECTION IF THE LESSOR  
14 REQUIRES THE PERSON WHO WILL OPERATE THE RENTED VEHICLE TO ENTER INTO  
15 A MEMBERSHIP OR MASTER PROGRAM AGREEMENT.

16           (2)   A LESSOR SHALL DELETE ANY PERSONAL DATA OF AN INDIVIDUAL  
17 WHO PARTICIPATES IN A MEMBERSHIP OR MASTER PROGRAM AGREEMENT WITHIN  
18 60 DAYS AFTER THE INDIVIDUAL TERMINATES THE INDIVIDUAL'S PARTICIPATION IN  
19 THE MEMBERSHIP OR MASTER PROGRAM AGREEMENT.

20           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
21 October 1, 2020.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.