

Amendment No. 349

Assembly Amendment to Assembly Bill No. 365	(BDR 43-695)
<b>Proposed by:</b> Assembly Committee on Growth and Infrastructure	
<b>Amends:</b> Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes	

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.





## ASSEMBLY BILL NO. 365--ASSEMBLYWOMAN COHEN

MARCH 20, 2019

Referred to Committee on Growth and Infrastructure

SUMMARY—Revises provisions governing certain motor vehicle rentals. (BDR 43-695)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: No.

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EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to short-term lessors of vehicles; revising the maximum allowable charge for a waiver of damages offered by a short-term lessor of vehicles; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Under existing law, a short-term lessor of vehicles may offer to a lessee, but must not require, the purchase of a waiver of damages or optional insurance. (NRS 482.31565) Such a lessor may not charge more than \$22 per full or partial rental day for such a waiver, except that the maximum amount is adjusted each fiscal year in an amount calculated based on a certain Consumer Price Index for the preceding year.

**Section 1** of this bill maintains the existing cap of \$22, as adjusted, for a vehicle that has a manufacturer's suggested retail price of not more than ~~[\$50,000.]~~ ***\$60,000.*** and adds a new cap of \$150, to be adjusted annually starting on July 1, 2021, for a vehicle that has a manufacturer's suggested retail price of more than ~~[\$50,000.]~~ ***\$60,000.***

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

**Section 1.** NRS 482.31565 is hereby amended to read as follows:

482.31565 1. A short-term lessor shall not require the purchase of a waiver of damages, optional insurance or any other optional good or service as a condition for the lease of a passenger car.

2. Except as otherwise provided in this subsection, a short-term lessor may sell a waiver of damages but shall not charge more than ***, for a vehicle with a manufacturer's suggested retail price:***

(a) ***Of not more than*** ~~[\$50,000.]~~ ***\$60,000.*** \$22 per full or partial rental day or 24-hour rental period, as appropriate, for the waiver. The ~~monetary~~ ***amount*** ~~amounts~~ ***of the charge*** set forth in this ~~subsection~~ ***paragraph*** must be adjusted for each fiscal year that begins on or after July 1, 2008, by adding to ~~that~~ ***each*** amount the product of that amount multiplied by the percentage increase in the

1 Consumer Price Index West Urban for All Urban Consumers (All Items) between  
2 the calendar year ending on December 31, 2005, and the calendar year immediately  
3 preceding the fiscal year for which the adjustment is made. The Department shall,  
4 on or before March 1 of each year, publish the adjusted ~~amount~~ amounts for the  
5 next fiscal year on its website or otherwise make that information available to  
6 short-term lessors.

7 *(b) That is more than ~~[\$50,000, \$60,000, \$150 per full or partial rental day~~  
8 or 24-hour rental period, as appropriate, for the waiver. The ~~monetary amounts]~~  
9 amount of the charge set forth in this paragraph must be adjusted for each fiscal  
10 year that begins on or after July 1, 2021, by adding to each amount the product of  
11 that amount multiplied by the percentage increase in the Consumer Price Index  
12 West Urban for All Urban Consumers (All Items) between the calendar year  
13 ending on December 31, 2017, and the calendar year immediately preceding the  
14 fiscal year for which the adjustment is made. The Department shall, on or before  
15 March 1 of each year, publish the adjusted amounts for the next fiscal year on its  
16 Internet website or otherwise make that information available to short-term  
17 lessors.*

18 3. A short-term lessor who disseminates an advertisement in the State of  
19 Nevada that contains a rate for the lease of a passenger car shall include in the  
20 advertisement a clearly readable statement of the charge for a waiver of damages  
21 and a statement that the waiver is optional.

22 4. A short-term lessor shall not engage in any unfair, deceptive or coercive  
23 conduct to induce a short-term lessee to purchase a waiver of damages, optional  
24 insurance or any other optional good or service, including, but not limited to,  
25 refusing to honor the lessee's reservation, limiting the availability of cars, requiring  
26 a deposit or debiting or blocking the lessee's credit card account for a sum  
27 equivalent to a deposit if the lessee declines to purchase a waiver, optional  
28 insurance or any other optional good or service.

29 **Sec. 2.** This act becomes effective on July 1, 2019.