

1-1 By: Lujan, et al. (Senate Sponsor - Hagenbuch) H.B. No. 3016
1-2 (In the Senate - Received from the House April 30, 2025;
1-3 May 1, 2025, read first time and referred to Committee on Business
1-4 & Commerce; May 22, 2025, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 11, Nays 0;
1-6 May 22, 2025, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18	X			
1-19	X			

1-20 COMMITTEE SUBSTITUTE FOR H.B. No. 3016 By: King

1-21 A BILL TO BE ENTITLED
1-22 AN ACT

1-23 relating to the circumstances in which a rental company may void a
1-24 damage waiver for a rental vehicle.

1-25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. Section 91.056, Business & Commerce Code, is
1-27 amended to read as follows:

1-28 Sec. 91.056. VOIDING OF DAMAGE WAIVER. A rental company may
1-29 not void a damage waiver unless:

1-30 (1) an authorized driver causes the damage
1-31 intentionally or by wilful and wanton misconduct;

1-32 (2) the damage arises out of use of the vehicle:

1-33 (A) by a person:

1-34 (i) who is not an authorized driver;

1-35 (ii) while under the influence of an
1-36 intoxicant that impairs driving ability, including alcohol, an
1-37 illegal drug, or a controlled substance; or

1-38 (iii) while engaged in commission of a
1-39 crime other than a traffic infraction;

1-40 (B) to carry persons or property for hire;

1-41 (C) to push or tow anything;

1-42 (D) for driver's training;

1-43 (E) to engage in a speed contest; or

1-44 (F) outside the continental United States,
1-45 unless the rental agreement specifically authorizes the use; ~~or~~

1-46 (3) the rental company entered into the rental
1-47 transaction based on fraudulent information supplied by the renter;
1-48 or

1-49 (4) the vehicle is stolen and the renter fails to:

1-50 (A) return the vehicle's ignition key to the
1-51 rental company;

1-52 (B) file a report with law enforcement not later
1-53 than 24 hours after the renter discovers the theft; and

1-54 (C) cooperate with the rental company and any law
1-55 enforcement agency or other authority investigating the stolen
1-56 vehicle in all matters relating to the investigation of the stolen
1-57 vehicle.

1-58 SECTION 2. The change in law made by this Act applies only
1-59 to an agreement entered into on or after the effective date of this
1-60 Act. An agreement entered into before the effective date of this

2-1 Act is governed by the law in effect on the date the agreement was
2-2 entered into, and the former law is continued in effect for that
2-3 purpose.

2-4 SECTION 3. This Act takes effect September 1, 2025.

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