

## **NOTICE TO CUSTOMERS: January 2024 Change in Illinois Vehicle Rental Law**

### **Notice Regarding your Liability for Damage or Loss or Theft of a Rental Vehicle as of January 1, 2024:**

Beginning on January 1, 2024, under Section 6-305.2 of the Illinois Vehicle Code, a customer's responsibility for damage to, loss of, or theft of a rental vehicle includes:

- Physical and mechanical damage to the rental vehicle;
- Loss of Use
- A reasonable administrative fee
- Towing, storage, and impound charges and other reasonable incidental and consequential damages; and
- All costs associated with our enforcement of this Agreement or collection of Charges, including attorneys' fees, collection fees, and costs whether or not litigation is commenced.
- Loss due to theft
  - If the rental vehicle MSRP is \$50,000 or less: up to a maximum of \$5,000, unless you fail to exercise ordinary care while in possession of the rental vehicle or commit, or aide in, the theft of the rental vehicle. In that case, you will be liable up to the rental vehicle's fair market value. Beginning June 1, 2024, the maximum amount recoverable for loss due to theft will increase by \$500 on June 1<sup>st</sup> of each year.
  - If the rental vehicle MSRP is over \$50,000: up to a maximum of \$53,000 until September 30, 2024, unless you fail to exercise ordinary care while in possession of the rental vehicle or commit, or aide in, the theft of the rental vehicle. In that case, you will be liable up to the Vehicle's fair market value. Beginning on October 1, 2024, the maximum amount recoverable for loss due to theft will increase by \$1,000 on October 1<sup>st</sup> of each year.

Before January 1, 2024, a customer's responsibility for damage to, loss of, or theft of a rental vehicle was subject to the following limits:

- Physical and mechanical damage to the rental vehicle was limited to the actual or reasonable estimated retail value or actual cost of repair, or the fair market value of the Vehicle, whichever was less;
- If the rental vehicle MSRP was \$50,000 or less, the customer's responsibility for loss or damage due to causes other than theft could not exceed \$21,000 (the maximum amount being increased by \$500 on June 1<sup>st</sup> of each year), and the customer's responsibility for loss due to theft of the Vehicle could not exceed \$2,000, unless the customer failed to exercise ordinary care while in possession of the Vehicle or committed, or aided in, the theft of the Vehicle. In that case, the customer was liable up to the rental vehicle's fair market value.
- If the rental vehicle's MSRP was over \$50,000, the customer's responsibility for loss or theft or damage to the rental vehicle would not exceed \$53,000 (with the maximum amount being increased by \$1,000 on October 1<sup>st</sup> of each year).