

VIRGINIA ACTS OF ASSEMBLY -- 2004 SESSION

CHAPTER 692

An Act to amend and reenact §§ 46.2-604 and 46.2-731 of the Code of Virginia, relating to content of vehicle registration cards; issuance of disabled parking license plates.

[S 362]

Approved April 12, 2004

Be it enacted by the General Assembly of Virginia:

1. That §§ 46.2-604 and 46.2-731 of the Code of Virginia are amended and reenacted as follows:

§ 46.2-604. Contents of registration card and certificate; vehicle color data; notation of certain disabled owners.

The registration card and the certificate of title shall each contain the date issued, the registration number assigned to the motor vehicle, trailer, or semitrailer, the name and address of the owner, a description of the registered motor vehicle, trailer, or semitrailer, and other statement of facts as may be determined by the Department. Every applicant for registration or renewal of registration shall indicate on his application the color that best describes the predominant color of the vehicle. In so doing, the applicant shall select a color from a list of standard, primary colors, developed by the Commissioner. Such color information shall be maintained in the Department's records and made available to law-enforcement agencies for their official use and may, in the discretion of the Commissioner, be indicated on the registration card and the certificate of title.

Whenever disabled parking license plates are issued under § 46.2-731 to the parent or legal guardian of a person with a disability that limits or impairs his ability to walk or that creates a concern for his safety while walking, the registration card for such vehicle shall so note.

Whenever (i) disabled parking license plates are issued under § 46.2-731 or DV disabled parking license plates are issued under subsection B of § 46.2-739 and (ii) the vehicle for which such license plates are issued is registered in the name of more than one owner, the registration card for such vehicle shall include a notation indicating which owner or owners of the vehicle is a "person with a disability that limits or impairs his ability to walk" as defined in § 46.2-1240. However, no vehicle owned and used by an organization for the transportation of disabled persons shall be subject to the notation requirement imposed by this paragraph.

The registration card shall contain forms for providing notice to the Department of a transfer of the ownership of the motor vehicle, trailer, or semitrailer. Whenever a Virginia-registered motor vehicle is sold or its ownership otherwise transferred, the seller or transferor shall notify the Department of the sale or transfer by completing the appropriate portion of the registration card. Section 46.2-113 shall not apply to failures to provide such notification.

The certificate of title shall contain a statement of the owner's title and of all liens or encumbrances on the motor vehicle, trailer, or semitrailer described in the certificate and whether possession is held by the owner under a lease, contract, or conditional sale or other like agreement. The certificate of title shall also contain forms of assignment of title or interest and warranty of title with space for notation of liens and encumbrances on the motor vehicle, trailer, or semitrailer at the time of a transfer.

§ 46.2-731. Disabled parking license plates; owners of vehicles specially equipped and used to transport persons with disabilities; fees.

On receipt of an application, the Commissioner shall issue appropriately designed disabled parking license plates to persons with physical disabilities that limit or impair their ability to walk *or that create a concern for his safety while walking or to the parents or legal guardians of such persons*. The Commissioner shall request that the application be accompanied by a certification of a licensed physician that the applicant meets the definition of "person with a disability that limits or impairs his ability to walk" contained in § 46.2-1240. The issuance of a disabled parking license plate shall not preclude the issuance of a permanent removable windshield placard.

On application of an organization, the Commissioner shall issue disabled parking license plates for vehicles registered in the applicant's name if the vehicles are primarily used to transport persons with disabilities. The application shall include a certification by the applicant, under criteria determined by the Commissioner, that the vehicle is primarily used to transport persons with disabilities that limit or impair their ability to walk, as defined in § 46.2-1240.

The fee for the issuance of a disabled parking license plate under this section may not exceed the fee charged for a similar license plate for the same class vehicle.