

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 46.2-1208 of the Code of Virginia, relating to certain vehicles*
 3 *abandoned on private property; notice to owners and persons having security interests.*

4 [H 346]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. That § 46.2-1208 of the Code of Virginia is amended and reenacted as follows:**

8 § 46.2-1208. Vehicles abandoned on private property other than garages.

9 Notwithstanding any other provisions of this article, if an abandoned motor vehicle is left on private
 10 property, other than an establishment covered by the provisions of § 46.2-1204, regardless of whether
 11 the vehicle had been brought to that location with the consent of the owner or person in control of the
 12 private property, the owner or person in control of the private property may send a notice, by registered
 13 or certified mail, return receipt requested, to the owner of record of the motor vehicle and all persons
 14 having security interests in the vehicle of record in the office of the Department, describing the motor
 15 vehicle by year, make, model, and serial number, and advising that unless the vehicle is reclaimed and
 16 removed within ~~thirty~~ 30 days or, if the vehicle is a manufactured home or a mobile home, 120 days,
 17 from the date of the notice, its owner and all persons having security interests in the vehicle shall have
 18 waived all right, title, and interest in the vehicle. *The owner of record of the manufactured home or*
 19 *mobile home and all persons having a security interest therein shall be jointly and severally liable for*
 20 *payment of unpaid actual rent to the owner or person in control of the private property for no more*
 21 *than 90 days following the end of the 30-day notification period.* If the motor vehicle is not reclaimed
 22 by its owner or a person having a security interest in the vehicle of record within ~~thirty~~ the required
 23 number of days from the date of the notice, the owner or person in control of the private property on
 24 which the motor vehicle was abandoned may apply to the Department for a title to such vehicle. On
 25 verification that the notice provisions of this section have been complied with and payment of the
 26 certificate of title fee prescribed by § 46.2-627, the Department shall issue a certificate of title to the
 27 vehicle in the name of the person submitting the application. The Commissioner shall issue appropriate
 28 forms and promulgate appropriate regulations governing applications for title to abandoned motor
 29 vehicles pursuant to this section.

30 The provisions of this section shall be applicable in the case of any motor vehicle, trailer, semitrailer,
 31 or part of a motor vehicle, trailer, or semitrailer abandoned on private property, whether or not the
 32 locality in which the private property is located has provided by ordinance for the removal and
 33 disposition of abandoned vehicles in accordance with this article.

34 The provisions of this section shall apply only to motor vehicles registered in Virginia. In cases of
 35 motor vehicles registered in other states, the Commissioner shall issue certificates of title to their owners
 36 on proof satisfactory to the Commissioner that the persons required to be notified by registered or
 37 certified mail have received actual notice fully containing the information required by this section.

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