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HOUSE BILL NO. 1699

Offered January 10, 2007

Prefiled December 15, 2006

A BILL to amend and reenact §§ 46.2-100, 46.2-102, and 58.1-3995 of the Code of Virginia and to repeal §§ 46.2-752 through 46.2-756 of the Code of Virginia, relating to imposition and collection of certain local taxes and license fees.

Patron—Lingamfelter

Referred to Committee on Transportation

Be it enacted by the General Assembly of Virginia:

1. That §§ 46.2-100, 46.2-102, and 58.1-3995 of the Code of Virginia are amended and reenacted as follows:

§ 46.2-100. Definitions.

The following words and phrases when used in this title shall, for the purpose of this title, have the meanings respectively ascribed to them in this section except in those instances where the context clearly indicates a different meaning:

"All-terrain vehicle" means a three-wheeled or four-wheeled motor vehicle powered by a gasoline or diesel engine and generally characterized by large, low-pressure tires, a seat designed to be straddled by the operator, and handlebars for steering that is intended for off-road use by an individual rider on various types of unpaved terrain. The term does not include four-wheeled vehicles, commonly known as "go-carts," that have low centers of gravity and are typically used in racing on relatively level surfaces, nor does the term include any "utility vehicle" as defined in this section or any "farm utility vehicle" as defined in this section.

"Antique motor vehicle" means every motor vehicle, as defined in this section, which was actually manufactured or designated by the manufacturer as a model manufactured in a calendar year not less than 25 years prior to January 1 of each calendar year and is owned solely as a collector's item.

"Antique trailer" means every trailer or semitrailer, as defined in this section, that was actually manufactured or designated by the manufacturer as a model manufactured in a calendar year not less than 25 years prior to January 1 of each calendar year and is owned solely as a collector's item.

"Automobile or watercraft transporters" means any tractor truck, lowboy, vehicle, or combination, including vehicles or combinations that transport motor vehicles or watercraft on their power unit, designed and used exclusively for the transportation of motor vehicles or watercraft.

"Bicycle" means a device propelled solely by human power, upon which a person may ride either on or astride a regular seat attached thereto, having two or more wheels in tandem, including children's bicycles, except a toy vehicle intended for use by young children. For purposes of Chapter 8 (§ 46.2-800 et seq.) of this title, a bicycle shall be a vehicle while operated on the highway.

"Bicycle lane" means that portion of a roadway designated by signs and/or pavement markings for the preferential use of bicycles, electric power-assisted bicycles, and mopeds.

"Business district" means the territory contiguous to a highway where 75 percent or more of the property contiguous to a highway, on either side of the highway, for a distance of 300 feet or more along the highway, is occupied by land and buildings actually in use for business purposes.

"Camping trailer" means every vehicle that has collapsible sides and contains sleeping quarters but may or may not contain bathing and cooking facilities and is designed to be drawn by a motor vehicle.

"Cancel" or "cancellation" means that the document or privilege cancelled has been annulled or terminated because of some error, defect, or ineligibility, but the cancellation is without prejudice and reapplication may be made at any time after cancellation.

"Chauffeur" means every person employed for the principal purpose of driving a motor vehicle and every person who drives a motor vehicle while in use as a public or common carrier of persons or property.

"Commission" means the State Corporation Commission.

"Commissioner" means the Commissioner of the Department of Motor Vehicles of the Commonwealth.

"Crosswalk" means that part of a roadway at an intersection included within the connections of the lateral lines of the sidewalks on opposite sides of the highway measured from the curbs or, in the absence of curbs, from the edges of the traversable roadway; or any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by lines or other markings on the surface.

INTRODUCED

HB1699

59 "Decal" means a device to be attached to a license plate that validates the license plate for a
60 predetermined registration period.

61 "Department" means the Department of Motor Vehicles of the Commonwealth.

62 "Disabled parking license plate" means a license plate that displays the international symbol of access
63 in the same size as the numbers and letters on the plate and in a color that contrasts with the
64 background.

65 "Disabled veteran" means a veteran who (i) has either lost, or lost the use of, a leg, arm, or hand;
66 (ii) is blind; or (iii) is permanently and totally disabled as certified by the U.S. Veterans Administration.
67 A veteran shall be considered blind if he has a permanent impairment of both eyes to the following
68 extent: (i) central visual acuity of 20/200 or less in the better eye, with corrective lenses, or central
69 visual acuity of more than 20/200, if there is a field defect in which the peripheral field has contracted
70 to such an extent that the widest diameter of visual field subtends an angular distance no greater than 20
71 degrees in the better eye.

72 "Driver's license" means any license, including a commercial driver's license as defined in the
73 Virginia Commercial Driver's License Act (§ 46.2-341.1 et seq.), issued under the laws of the
74 Commonwealth authorizing the operation of a motor vehicle.

75 "Electric personal assistive mobility device" means a self-balancing two-nontandem-wheeled device
76 that is designed to transport only one person and powered by an electric propulsion system that limits
77 the device's maximum speed to 15 miles per hour or less. For purposes of Chapter 8 of this title, an
78 electric personal assistive mobility device shall be a vehicle when operated on a highway.

79 "Electric power-assisted bicycle" means a vehicle that travels on not more than three wheels in
80 contact with the ground and is equipped with (i) pedals that allow propulsion by human power and (ii)
81 an electric motor with an input of no more than 1,000 watts that reduces the pedal effort required of the
82 rider. For the purposes of Chapter 8 of this title, an electric power-assisted bicycle shall be a vehicle
83 when operated on a highway.

84 "Essential parts" means all integral parts and body parts, the removal, alteration, or substitution of
85 which will tend to conceal the identity of a vehicle.

86 "Farm tractor" means every motor vehicle designed and used as a farm, agricultural, or horticultural
87 implement for drawing plows, mowing machines, and other farm, agricultural, or horticultural machinery
88 and implements including self-propelled mowers designed and used for mowing lawns.

89 "Farm utility vehicle" means a vehicle that is designed for off-road use and is used as a farm,
90 agricultural, or horticultural service vehicle, generally having a gasoline or diesel engine, four or more
91 wheels, bench seating for the operator and a passenger, a steering wheel for control, and a cargo bed.
92 "Farm utility vehicle" does not include pickup or panel trucks, golf carts, low-speed vehicles, riding
93 lawn mowers, or all-terrain vehicles.

94 "Federal safety requirements" means applicable provisions of 49 U.S.C. § 30101 et seq. and all
95 administrative regulations and policies adopted pursuant thereto.

96 "Financial responsibility" means the ability to respond in damages for liability thereafter incurred
97 arising out of the ownership, maintenance, use, or operation of a motor vehicle, in the amounts provided
98 for in § 46.2-472.

99 "Foreign market vehicle" means any motor vehicle originally manufactured outside the United States,
100 which was not manufactured in accordance with 49 U.S.C. § 30101 et seq. and the policies and
101 regulations adopted pursuant to that Act, and for which a Virginia title or registration is sought.

102 "Foreign vehicle" means every motor vehicle, trailer, or semitrailer that is brought into the
103 Commonwealth otherwise than in the ordinary course of business by or through a manufacturer or dealer
104 and that has not been registered in the Commonwealth.

105 "Golf cart" means a self-propelled vehicle that is designed to transport persons playing golf and their
106 equipment on a golf course.

107 "Governing body" means the board of supervisors of a county, council of a city, or council of a
108 town, as context may require.

109 "Gross weight" means the aggregate weight of a vehicle or combination of vehicles and the load
110 thereon.

111 "Highway" means the entire width between the boundary lines of every way or place open to the use
112 of the public for purposes of vehicular travel in the Commonwealth, including the streets and alleys,
113 and, for law-enforcement purposes, (i) the entire width between the boundary lines of all private roads
114 or private streets that have been specifically designated "highways" by an ordinance adopted by the
115 governing body of the county, city, or town in which such private roads or streets are located and (ii)
116 the entire width between the boundary lines of every way or place used for purposes of vehicular travel
117 on any property owned, leased, or controlled by the United States government and located in the
118 Commonwealth.

119 "Intersection" means (i) the area embraced within the prolongation or connection of the lateral
120 curblines or, if none, then the lateral boundary lines of the roadways of two highways that join one

another at, or approximately at, right angles, or the area within which vehicles traveling on different highways joining at any other angle may come in conflict; (ii) where a highway includes two roadways 30 feet or more apart, then every crossing of each roadway of such divided highway by an intersecting highway shall be regarded as a separate intersection, in the event such intersecting highway also includes two roadways 30 feet or more apart, then every crossing of two roadways of such highways shall be regarded as a separate intersection; or (iii) for purposes only of authorizing installation of traffic-control devices, every crossing of a highway or street at grade by a pedestrian crosswalk.

"Law-enforcement officer" means any officer authorized to direct or regulate traffic or to make arrests for violations of this title or local ordinances authorized by law. ~~For the purposes of access to law-enforcement databases regarding motor vehicle registration and ownership only, this term shall also include city and county commissioners of the revenue and treasurers, together with their duly designated deputies and employees, when such officials are actually engaged in the enforcement of §§ 46.2-752, 46.2-753 and 46.2-754 and local ordinances enacted thereunder.~~

"License plate" means a device containing letters, numerals, or a combination of both, attached to a motor vehicle, trailer, or semitrailer to indicate that the vehicle is properly registered with the Department.

"Light" means a device for producing illumination or the illumination produced by the device.

"Low-speed vehicle" means any four-wheeled electrically-powered vehicle, except a motor vehicle or low-speed vehicle that is used exclusively for agricultural or horticultural purposes or a golf cart, whose maximum speed is greater than 20 miles per hour but not greater than 25 miles per hour and is manufactured to comply with safety standards contained in Title 49 of the Code of Federal Regulations, § 571.500.

"Manufactured home" means a structure subject to federal regulation, transportable in one or more sections, which in the traveling mode is eight body feet or more in width or 40 body feet or more in length, or, when erected on site, is 320 or more square feet, and which is built on a permanent chassis and designed to be used as a dwelling with or without a permanent foundation when connected to the required utilities, and includes the plumbing, heating, air conditioning, and electrical systems contained therein.

"Moped" means every vehicle that travels on not more than three wheels in contact with the ground that has (i) a seat that is no less than 24 inches in height, measured from the middle of the seat perpendicular to the ground and (ii) a gasoline, electric, or hybrid motor that displaces less than 50 cubic centimeters. For purposes of Chapter 8 (§ 46.2-800 et seq.) of this title, a moped shall be a vehicle while operated on a highway.

"Motor-driven cycle" means every motorcycle that has a gasoline engine that (i) displaces less than 150 cubic centimeters; (ii) has a seat less than 24 inches in height, measured from the middle of the seat perpendicular to the ground; and (iii) has no manufacturer-issued vehicle identification number.

"Motor home" means every private motor vehicle with a normal seating capacity of not more than 10 persons, including the driver, designed primarily for use as living quarters for human beings.

"Motor vehicle" means every vehicle as defined in this section that is self-propelled or designed for self-propulsion except as otherwise provided in this title. Any structure designed, used, or maintained primarily to be loaded on or affixed to a motor vehicle to provide a mobile dwelling, sleeping place, office, or commercial space shall be considered a part of a motor vehicle. For the purposes of this title, any device herein defined as a bicycle, electric personal assistive mobility device, electric power-assisted bicycle, or moped shall be deemed not to be a motor vehicle.

"Motorcycle" means every motor vehicle designed to travel on not more than three wheels in contact with the ground and is capable of traveling at speeds in excess of 35 miles per hour. The term "motorcycle" does not include any "electric personal assistive mobility device," "electric power-assisted bicycle," "farm tractor," "golf cart," "moped," "motorized skateboard or scooter," "utility vehicle" or "wheelchair or wheelchair conveyance" as defined in this section.

"Motorized skateboard or scooter" means every vehicle, regardless of the number of its wheels in contact with the ground, that (i) has no seat, but is designed to be stood upon by the operator, (ii) has no manufacturer-issued vehicle identification number, and (iii) is powered by an electric motor having an input of no more than 1,000 watts or a gasoline engine that displaces less than 36 cubic centimeters. The term "motorized skateboard or scooter" includes vehicles with or without handlebars, but does not include "electric personal assistive mobility devices."

"Nonresident" means every person who is not domiciled in the Commonwealth, except: (i) any foreign corporation that is authorized to do business in the Commonwealth by the State Corporation Commission shall be a resident of the Commonwealth for the purpose of this title; in the case of corporations incorporated in the Commonwealth but doing business outside the Commonwealth, only such principal place of business or branches located within the Commonwealth shall be dealt with as residents of the Commonwealth; (ii) a person who becomes engaged in a gainful occupation in the

Commonwealth for a period exceeding 60 days shall be a resident for the purposes of this title except for the purposes of Chapter 3 (§ 46.2-300 et seq.) of this title; (iii) a person, other than a nonresident student as defined in this section, who has actually resided in the Commonwealth for a period of six months, whether employed or not, or who has registered a motor vehicle, listing an address in the Commonwealth in the application for registration shall be deemed a resident for the purposes of this title, except for the purposes of the Virginia Commercial Driver's License Act (§ 46.2-341.1 et seq.).

"Nonresident student" means every nonresident person who is enrolled as a full-time student in an accredited institution of learning in the Commonwealth and who is not gainfully employed.

"Off-road motorcycle" means every motorcycle designed exclusively for off-road use by an individual rider with not more than two wheels in contact with the ground. Except as otherwise provided in this chapter, for the purposes of this chapter off-road motorcycles shall be deemed to be "motorcycles."

"Operation or use for rent or for hire, for the transportation of passengers, or as a property carrier for compensation," and "business of transporting persons or property" mean any owner or operator of any motor vehicle, trailer, or semitrailer operating over the highways in the Commonwealth who accepts or receives compensation for the service, directly or indirectly; but these terms do not mean a "truck lessor" as defined in this section and do not include persons or businesses that receive compensation for delivering a product that they themselves sell or produce, where a separate charge is made for delivery of the product or the cost of delivery is included in the sale price of the product, but where the person or business does not derive all or a substantial portion of its income from the transportation of persons or property except as part of a sales transaction.

"Operator" or "driver" means every person who either (i) drives or is in actual physical control of a motor vehicle on a highway or (ii) is exercising control over or steering a vehicle being towed by a motor vehicle.

"Owner" means a person who holds the legal title to a vehicle; however, if a vehicle is the subject of an agreement for its conditional sale or lease with the right of purchase on performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee or if a mortgagor of a vehicle is entitled to possession, then the conditional vendee or lessee or mortgagor shall be the owner for the purpose of this title. In all such instances when the rent paid by the lessee includes charges for services of any nature or when the lease does not provide that title shall pass to the lessee on payment of the rent stipulated, the lessor shall be regarded as the owner of the vehicle, and the vehicle shall be subject to such requirements of this title as are applicable to vehicles operated for compensation. A "truck lessor" as defined in this section shall be regarded as the owner, and his vehicles shall be subject to such requirements of this title as are applicable to vehicles of private carriers.

"Passenger car" means every motor vehicle other than a motorcycle designed and used primarily for the transportation of no more than 10 persons including the driver.

"Payment device" means any credit card as defined in 15 U.S.C. § 1602(k) or any "accepted card or other means of access" set forth in 15 U.S.C. § 1693a(1). For the purposes of this title, this definition shall also include a card that enables a person to pay for transactions through the use of value stored on the card itself.

"Pickup or panel truck" means every motor vehicle designed for the transportation of property and having a registered gross weight of 7,500 pounds or less.

"Private road or driveway" means every way in private ownership and used for vehicular travel by the owner and those having express or implied permission from the owner, but not by other persons.

"Reconstructed vehicle" means every vehicle of a type required to be registered under this title materially altered from its original construction by the removal, addition, or substitution of new or used essential parts.

"Residence district" means the territory contiguous to a highway, not comprising a business district, where 75 percent or more of the property abutting such highway, on either side of the highway, for a distance of 300 feet or more along the highway consists of land improved for dwelling purposes, or is occupied by dwellings, or consists of land or buildings in use for business purposes, or consists of territory zoned residential or territory in residential subdivisions created under Chapter 22 (§ 15.2-2200 et seq.) of Title 15.2.

"Revoke" or "revocation" means that the document or privilege revoked is not subject to renewal or restoration except through reapplication after the expiration of the period of revocation.

"Roadway" means that portion of a highway improved, designed, or ordinarily used for vehicular travel, exclusive of the shoulder. A highway may include two or more roadways if divided by a physical barrier or barriers or an unpaved area.

"Safety zone" means the area officially set apart within a roadway for the exclusive use of pedestrians and that is protected or is so marked or indicated by plainly visible signs.

"School bus" means any motor vehicle, other than a station wagon, automobile, truck, or commercial bus, which is: (i) designed and used primarily for the transportation of pupils to and from public, private

or religious schools, or used for the transportation of the mentally or physically handicapped to and from a sheltered workshop; (ii) painted yellow and bears the words "School Bus" in black letters of a specified size on front and rear; and (iii) is equipped with warning devices prescribed in § 46.2-1090. A yellow school bus may have a white roof provided such vehicle is painted in accordance with regulations promulgated by the Department of Education.

"Semitrailer" means every vehicle of the trailer type so designed and used in conjunction with a motor vehicle that some part of its own weight and that of its own load rests on or is carried by another vehicle.

"Shared-use path" means a bikeway that is physically separated from motorized vehicular traffic by an open space or barrier and is located either within the highway right-of-way or within a separate right-of-way. Shared-use paths may also be used by pedestrians, skaters, users of wheel chairs or wheel chair conveyances, joggers, and other nonmotorized users.

"Shoulder" means that part of a highway between the portion regularly traveled by vehicular traffic and the lateral curbline or ditch.

"Sidewalk" means the portion of a street between the curb lines, or the lateral lines of a roadway, and the adjacent property lines, intended for use by pedestrians.

"Snowmobile" means a self-propelled vehicle designed to travel on snow or ice, steered by skis or runners, and supported in whole or in part by one or more skis, belts, or cleats.

"Specially constructed vehicle" means any vehicle that was not originally constructed under a distinctive name, make, model, or type by a generally recognized manufacturer of vehicles and not a reconstructed vehicle as herein defined.

"Stinger-steered automobile or watercraft transporter" means an automobile or watercraft transporter configured as a semitrailer combination wherein the fifth wheel is located on a drop frame behind and below the rearmost axle of the power unit.

"Superintendent" means the Superintendent of the Department of State Police of the Commonwealth.

"Suspend" or "suspension" means that the document or privilege suspended has been temporarily withdrawn, but may be reinstated following the period of suspension unless it has expired prior to the end of the period of suspension.

"Tow truck" means a motor vehicle for hire (i) designed to lift, pull, or carry another vehicle by means of a hoist or other mechanical apparatus and (ii) having a manufacturer's gross vehicle weight rating of at least 10,000 pounds. "Tow truck" also includes vehicles designed with a ramp on wheels and a hydraulic lift with a capacity to haul or tow another vehicle, commonly referred to as "rollbacks." "Tow truck" does not include any "automobile or watercraft transporter," "stinger-steered automobile or watercraft transporter," or "tractor truck" as those terms are defined in this section.

"Towing and recovery operator" means a person engaged in the business of (i) removing disabled vehicles, parts of vehicles, their cargoes, and other objects to facilities for repair or safekeeping and (ii) restoring to the highway or other location where they either can be operated or removed to other locations for repair or safekeeping vehicles that have come to rest in places where they cannot be operated.

"Tractor truck" means every motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the load and weight of the vehicle attached thereto.

"Traffic infraction" means a violation of law punishable as provided in § 46.2-113, which is neither a felony nor a misdemeanor.

"Traffic lane" or "lane" means that portion of a roadway designed or designated to accommodate the forward movement of a single line of vehicles.

"Trailer" means every vehicle without motive power designed for carrying property or passengers wholly on its own structure and for being drawn by a motor vehicle, including manufactured homes.

"Truck" means every motor vehicle designed to transport property on its own structure independent of any other vehicle and having a registered gross weight in excess of 7,500 pounds.

"Truck lessor" means a person who holds the legal title to any motor vehicle, trailer, or semitrailer that is the subject of a bona fide written lease for a term of one year or more to another person, provided that: (i) neither the lessor nor the lessee is a common carrier by motor vehicle or restricted common carrier by motor vehicle or contract carrier by motor vehicle as defined in § 46.2-2000; (ii) the leased motor vehicle, trailer, or semitrailer is used exclusively for the transportation of property of the lessee; (iii) the lessor is not employed in any capacity by the lessee; (iv) the operator of the leased motor vehicle is a bona fide employee of the lessee and is not employed in any capacity by the lessor; and (v) a true copy of the lease, verified by affidavit of the lessor, is filed with the Commissioner.

"Utility vehicle" means a motor vehicle that is (i) designed for off-road use, (ii) powered by an engine of no more than 25 horsepower, and (iii) used for general maintenance, security, agricultural, or horticultural purposes. "Utility vehicle" does not include all-terrain vehicles as defined in this section,

305 riding lawn mowers, or any other vehicle whose definition is included in this section.

306 "Vehicle" means every device in, on or by which any person or property is or may be transported or
307 drawn on a highway, except devices moved by human power or used exclusively on stationary rails or
308 tracks. For the purposes of Chapter 8 (§ 46.2-800 et seq.) of this title, bicycles, electric personal
309 assistive mobility devices, electric power-assisted bicycles, and mopeds shall be vehicles while operated
310 on a highway.

311 "Wheel chair or wheel chair conveyance" means a chair or seat equipped with wheels, typically used
312 to provide mobility for persons who, by reason of physical disability, are otherwise unable to move
313 about as pedestrians. The term includes both three-wheeled and four-wheeled devices. So long as it is
314 operated only as provided in § 46.2-677, a self-propelled wheel chair or self-propelled wheel chair
315 conveyance shall not be considered a motor vehicle.

316 § 46.2-102. Enforcement by law-enforcement officers; officers to be uniformed; officers to be paid
317 fixed salaries.

318 State police officers and law-enforcement officers of every county, city, town, or other political
319 subdivision of the Commonwealth shall enforce the provisions of this title punishable as felonies,
320 misdemeanors, or traffic infractions. Additionally, notwithstanding § 52-22, state police officers may
321 enforce local ordinances, adopted under subsection G of § 46.2-752, requiring the obtaining and
322 displaying of local motor vehicle licenses. Fifty percent of the revenue collected from such enforcement
323 shall be remitted by the locality to the Department of State Police and disposed of by the Department to
324 cover its costs of operation. Every law-enforcement officer shall be uniformed at the time of the
325 enforcement or shall display his badge or other sign of authority. All officers making arrests incident to
326 the enforcement of this title shall be paid fixed salaries for their services and shall have no interest in,
327 nor be permitted by law to accept the benefit of, any fine or fee resulting from the arrest or conviction
328 of an offender against any provision of this title.

329 With the consent of the landowner, any such officer or other uniformed employee of the local
330 law-enforcement agency may patrol the landowner's property to enforce state, county, city, or town
331 motor vehicle registration and licensing requirements.

332 Any law-enforcement officer may patrol the streets and roads within subdivisions of real property or
333 within land submitted to a horizontal property regime pursuant to Chapter 4.1 (§ 55-79.1 et seq.) or 4.2
334 (§ 55-79.39 et seq.) of Title 55, which streets and roads are maintained by the owners of the lots or
335 parcels of land within the subdivision or the owners of condominium units within any horizontal
336 property regime or any association of owners, on the request or with the consent of the owners or
337 association of owners, to enforce the provisions of this title punishable as felonies, misdemeanors, or
338 traffic infractions.

339 § 58.1-3995. Effect of application for correction of assessment or appeal upon applications for local
340 permits and licenses.

341 A. Except as otherwise provided in subsection B, no county, city or town shall deny to any person a
342 permit or license to which such person otherwise is entitled solely on the grounds that such person has
343 failed to pay taxes, penalties and interest due such locality, as applicable, when and to the extent that
344 such taxes, penalties and interest are the subject of a pending, bona fide: (i) application for correction of
345 an assessment of taxes pursuant to § 58.1-3980; (ii) appeal of a local license tax pursuant to
346 § 58.1-3703.1; (iii) appeal by a political subdivision pursuant to § 58.1-3982 of a correction of
347 assessment of local taxes; (iv) appeal of a local tax or local business tax pursuant to § 58.1-3983.1; (v)
348 an application pursuant to § 58.1-3984 for correction of a local tax or local business tax as those terms
349 are defined in § 58.1-3983.1; or (vi) an application for correction or equalization of an assessment with
350 respect to real property pursuant to § 58.1-3350.

351 B. Nothing in this section shall be construed to require: (i) the issuance by a county, city or town of
352 a local vehicle license that has been withheld pursuant to the provisions of § 46.2-752 or any subsection
353 thereof; or (ii) the issuance by the Commissioner of Motor Vehicles of a vehicle registration or renewal
354 of registration with respect to a vehicle as to which registration has been withheld pursuant to the
355 provisions of subsection J of § 46.2-752.

356 C. Nothing in this section shall be construed to limit the ability of a locality to exercise powers
357 granted under general law, including without limitation §§ 15.2-2286 and 58.1-3700, to deny a license or
358 permit to a taxpayer who is delinquent in the payment of taxes, penalties, or interest and who does not
359 have presently pending a bona fide application or appeal enumerated in subsection A with respect to
360 such taxes, penalties, or interest.

361 2. That §§ 46.2-752 through 46.2-756 of the Code of Virginia are repealed.