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**HOUSE BILL NO. 376**

Offered January 11, 2012

Prefiled January 10, 2012

*A BILL to amend and reenact § 46.2-346 of the Code of Virginia, relating to driver's licenses; unlawful acts; retention of driver's license information.*

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Patron—Pogge

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Referred to Committee on Transportation

**Be it enacted by the General Assembly of Virginia:****1. That § 46.2-346 of the Code of Virginia is amended and reenacted as follows:**

§ 46.2-346. Unlawful acts enumerated.

A. No person shall:

1. Display, cause or permit to be displayed, or have in his possession any driver's license which he knows to be fictitious or to have been ~~cancelled~~*canceled*, revoked, suspended, or altered, or photographed for the purpose of evading the intent of this chapter;

2. Lend to, or knowingly permit the use of by one not entitled thereto, any driver's license issued to the person so lending or permitting the use thereof;

3. Display or represent as his own any driver's license not issued to him;

4. Reproduce by photograph or otherwise, any driver's license, temporary driver's permit, learner's permit, or special identification card issued by the Department with the intent to commit an illegal act;

5. Fail or refuse to surrender to the Department, on demand, any driver's license issued in the Commonwealth or any other state when the license has been suspended, ~~cancelled~~*canceled*, or revoked by proper authority in the Commonwealth, or any other state as provided by law, or to fail or refuse to surrender the suspended, ~~cancelled~~*canceled*, or revoked license to any court in which a driver has been tried and convicted for the violation of any law or ordinance of the Commonwealth or any county, city, or town thereof, regulating or affecting the operation of a motor vehicle.

6. *Retain for any purpose, unless otherwise required by law, any information contained on a driver's license, temporary driver's permit, learner's permit, or special identification card issued by the Department.*

B. Any law-enforcement officer empowered to enforce the provisions of this title may retain any driver's license held in violation of this section and shall submit the license to the appropriate court for evidentiary purposes.

INTRODUCED

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