

VIRGINIA ACTS OF ASSEMBLY -- 1998 SESSION

CHAPTER 418

An Act to amend and reenact § 46.2-1510 of the Code of Virginia, relating to motor vehicle dealers.

[H 604]

Approved April 12, 1998

Be it enacted by the General Assembly of Virginia:

1. That § 46.2-1510 of the Code of Virginia is amended and reenacted as follows:

§ 46.2-1510. Dealers required to have established place of business.

No license shall be issued to any motor vehicle dealer unless he has an established place of business, owned or leased by him, where a substantial portion of the sales activity of the business is routinely conducted and which:

1. Satisfies all local zoning regulations;
2. Has sales, service, and office space devoted exclusively to the dealership of at least 250 square feet in a permanent, enclosed building not used as a residence;
3. Houses all records the dealer is required to maintain by § 46.2-1529;
4. Is equipped with a desk, chairs, filing space, a working telephone listed in the name of the dealership, and working utilities including electricity and provisions for space heating;
5. Displays a sign and business hours as required by this chapter; and
6. Has contiguous space designated for the exclusive use of the dealer adequate to permit the display of at least ten vehicles.

Any dealer licensed on or before July 1, 1995, shall be considered in compliance with subdivisions 2 and 6 of this section for that licensee.

Upon application to and approval by the Board, any dealer who (i) has been granted tax exempt status under § 501 (c) (3) of the Internal Revenue Code and (ii) is either (a) a charitable organization or a civic organization, as those terms are defined in § 57-48, or (b) a church or convention or association of churches primarily operated for nonsecular purposes and no net income of the dealer inures to the direct benefit of an individual, shall, upon demonstration of the dealer's compliance with Chapter 5 (§ 57-48 et seq.) of Title 57, be deemed to be in compliance with subdivisions 2 and 6 of this section when selling vehicles donated to the nonprofit organization, provided such organization sells no more than fifty such vehicles in any twelve-month period.

2. That the provisions of this act shall expire on July 1, 1999.