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## HOUSE BILL NO. 493

House Amendments in [ ] — February 16, 1998

A *BILL to amend and reenact §§ 46.2-613 and 46.2-618 of the Code of Virginia, relating to registration, licensing, and certificate of title offenses; penalty.*

Patrons—Weatherholtz, Drake, Harris, Landes, Purkey, Sherwood and Tata

Referred to Committee on Transportation

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

**1. That §§ 46.2-613 and 46.2-618 of the Code of Virginia are amended and reenacted as follows:**

§ 46.2-613. Offenses relating to registration, licensing, and certificates of title.

No person shall:

1. Operate or permit the operation of a motor vehicle, trailer, or semitrailer owned, leased, or otherwise controlled by him to be operated on a highway unless (i) it is registered, (ii) a certificate of title therefor has been issued, and (iii) it has displayed on it the license plate or plates and decal or decals, if any, assigned to it by the Department *or another state* for the current registration period, subject to the exemptions mentioned in § 46.2-626, Article 5 (§ 46.2-655 et seq.), and Article 6 (§ 46.2-662 et seq.) of this chapter.

2. Display, cause or permit to be displayed, or have in possession any registration card, certificate of title, or license plate or decal which he knows is fictitious or which he knows has been ~~canceled~~ *canceled*, revoked, suspended, ~~or~~ altered, *or issued to another [ ; or has expired ]* .

3. Lend or knowingly permit the use of any registration card, license plate, or decal by anyone not entitled to it.

4. Fail or refuse to surrender to the Department or the Department of State Police, on demand, any certificate of title, registration card, or license plate or decal which has been suspended, ~~canceled~~ *canceled*, ~~or~~ revoked, *altered, or issued to another [ ; or has expired ]* .

5. Use a false name or address in any application for the registration of any motor vehicle, trailer, or semitrailer or for a certificate of title or for any renewal or duplicate certificate, or knowingly to make a false statement of a material fact or to conceal a material fact or otherwise commit a fraud in any registration *or certificate of title* application.

6. *Fail or refuse to surrender to the Department for inspection, on demand, any certificate of title [ or other proof of ownership or a consignment agreement as provided for in § 46.2-1531 ] on any vehicle which is offered for sale.*

7. *A violation of [ subdivision 1 of this section shall constitute a traffic infraction; violation of any other provision of ] this section shall constitute a Class 1 misdemeanor.*

§ 46.2-618. When unlawful to have in possession certificate of title issued to another.

It shall constitute a Class 1 misdemeanor for any person in the Commonwealth to possess a certificate of title issued by the Commissioner *or by another state* to a person other than the holder thereof, unless the certificate of title has been assigned to the holder as provided in this title. This section, however, shall apply neither to secured parties who legally hold certificates of title as provided in this title nor to the spouse [ *or agent* ] of the person to whom the certificate of title was issued.

ENGROSSED

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