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SENATE BILL NO. 911

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee on Transportation
on January 30, 2020)(Patron Prior to Substitute—Senator Hashmi)
Senate Amendments in [] - February 6, 2020

A BILL to amend the Code of Virginia by adding a section numbered 46.2-1219.3, relating to parking of vehicles; electric vehicle charging spots; civil penalties.

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 46.2-1219.3 as follows:

§ 46.2-1219.3. *Parking of vehicles in parking spaces reserved for charging electric vehicles; civil penalties.*

A. It shall constitute a traffic infraction for any person to park [a vehicle that is not] a plug-in electric motor vehicle, as defined in § 56-1, in a parking space clearly marked as reserved for charging plug-in electric motor vehicles. A violation of this subsection is subject to a civil penalty of not less than \$100 nor more than \$250.

B. Any vehicle that is not a plug-in electric motor vehicle and is parked in such a spot shall also be subject to towing and impoundment as a trespassing vehicle pursuant to this article or any local ordinance adopted pursuant to the same, provided that the general parking area contains necessary signage to authorize towing.

C. The governing body of any county, city, or town may adopt an ordinance not inconsistent with the provisions of this section. The civil penalty for violating any such ordinance shall not exceed the civil penalties provided in subsection A.

D. In the prosecution of an offense established under this section, prima facie evidence that the vehicle described in the summons issued pursuant to this section was parked in violation of this section, together with proof that the defendant was at the time of such violation the owner, lessee, or renter of the vehicle, shall constitute in evidence a rebuttable presumption that such owner, lessee, or renter of the vehicle was the person who committed the violation. A violation of this section may be charged on the uniform traffic summons form.

ENGROSSED

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