

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 46.2-1233.1 of the Code of Virginia, relating to towing trespassing*
3 *vehicles; limitations on fees.*

4 [H 1649]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 46.2-1233.1 of the Code of Virginia is amended and reenacted as follows:**8 **§ 46.2-1233.1. Limitation on charges for towing and storage of certain vehicles.**

9 A. Unless different limits are established by ordinance of the local governing body pursuant to
10 § 46.2-1233, as to vehicles towed or removed from private property, no charges imposed for the towing,
11 storage, and safekeeping of any passenger car removed, towed, or stored without the consent of its
12 owner shall be in excess of the maximum charges provided for in this section. No hookup and initial
13 towing fee of any passenger car shall exceed \$150. For towing a vehicle between 7:00 p.m. and 8:00
14 a.m. or on any Saturday, Sunday, or holiday, an additional fee of no more than \$30 per instance may be
15 charged; however, in no event shall more than two such fees be charged for towing any such vehicle.
16 No charge shall be made for storage and safekeeping for a period of 24 hours or less. Except for fees or
17 charges imposed by this section or a local ordinance adopted pursuant to § 46.2-1233, no other fees or
18 charges shall be imposed during the first 24-hour period.

19 B. The governing body of any county, city, or town may by ordinance, with the advice of an
20 advisory board established pursuant to § 46.2-1233.2, (i) provide that no towing and recovery business
21 having custody of a vehicle towed without the consent of its owner impose storage charges for that
22 vehicle for any period during which the owner of the vehicle was prevented from recovering the vehicle
23 because the towing and recovery business was closed and (ii) place limits on the amount of fees charged
24 by towing and recovery operators. Any such ordinance limiting fees shall also provide for periodic
25 review of and timely adjustment of such limitations.

26 C. *In addition to the fees authorized pursuant to this section, towing and recovery operators are*
27 *authorized to charge a fuel surcharge fee of no more than \$20 for each vehicle towed or removed from*
28 *private property without the consent of its owner. Notwithstanding any other provision of this chapter,*
29 *no local governing body shall limit or prohibit the fee authorized pursuant to this subsection.*

30 **2. That the provisions of this act shall expire on July 1, 2024.**

ENROLLED

HB1649ER