

2023 SESSION

INTRODUCED

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HOUSE BILL NO. 2392

Offered January 17, 2023

A *BILL to amend the Code of Virginia by adding a section numbered 46.2-1231.2, relating to towing and recovery operators; attorney fees and costs.*

Patron—Austin

Referred to Committee on Transportation

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 46.2-1231.2 as follows:

§ 46.2-1231.2. Attorney fees and costs; towing and recovery operators.

In any civil action brought by a towing and recovery operator to recover allowable costs pursuant to § 46.2-1212.1 or 46.2-1217 or to enforce a lien pursuant to § 46.2-644.03 related to towing and recovery services rendered as a result of a request made by any local or state law-enforcement officer or other government official acting in his official capacity, the towing and recovery operator may include reasonable attorney fees and costs for pursuing such civil action as a part of the damages. Such reasonable attorney fees and costs shall be awarded if the court finds that the towing and recovery operator is entitled to any monetary award for the underlying claim.

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HB2392