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1 **HOUSE BILL NO. 1671**

2 Offered January 13, 2025

3 Prefiled January 3, 2025

4 *A BILL to amend and reenact § 55.1-2245 of the Code of Virginia, relating to Virginia Real Estate*  
5 *Time-Share Act; recordkeeping by resellers.*

6 Patron—Wright

7 Referred to Committee on General Laws

8 **Be it enacted by the General Assembly of Virginia:**9 **1. That § 55.1-2245 of the Code of Virginia is amended and reenacted as follows:**10 **§ 55.1-2245. Recordkeeping by resellers.**11 A. If contact information has been obtained by a reseller from any source, including a lead dealer, the  
12 reseller and lead dealer shall maintain the following records for a period of five years from the last date of  
13 contact between the reseller and the owner:14 1. The name; home address; work address, if different; telephone number; *and* email address; *if any;* *and a*  
15 ~~copy of a current government-issued photographic identification (e.g., driver's license, passport, or military~~  
16 ~~identification card)~~ of the lead dealer who provided the contact information;17 2. The date, time, and place of the transaction at which the contact information was obtained, along with  
18 the amount of consideration paid and a signed receipt from the lead dealer or copy of a canceled check; and

19 3. A copy of the contact information obtained in the exact form and media in which received.

20 B. A reseller shall maintain records for at least five years after each transaction involving resale service  
21 including resale transfer agreements and resale purchase agreements.22 C. In any civil or criminal action based on a violation of this section, there shall be a presumption that  
23 contact information was wrongfully obtained if a reseller or lead dealer fails to produce the records required  
24 by this section.25 D. Any person who establishes that a reseller or lead dealer wrongfully obtained or wrongfully used  
26 contact information with respect to time-share owners or members of an exchange program shall, in addition  
27 to any other remedies that may be available in law or equity, be entitled to recover from such reseller or lead  
28 dealer an amount equal to \$1,000 for each time-share owner or member about whom contact information was  
29 wrongfully obtained or used. The prevailing person in any such action shall also be entitled to recover  
30 reasonable attorney fees and costs.

INTRODUCED

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