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## HOUSE BILL NO. 269

Offered January 14, 2026

Prefiled January 9, 2026

*A BILL to amend and reenact §§ 15.2-1720, 46.2-100, 46.2-600, 46.2-613, 46.2-629, 46.2-662, 46.2-694, as it is currently effective and as it may become effective, 46.2-705, 46.2-711, 46.2-714, 46.2-715, 46.2-720, 46.2-721, 46.2-904.1, 46.2-906.1, and 46.2-914 of the Code of Virginia and to amend the Code of Virginia by adding in Chapter 10 of Title 46.2 an article numbered 24, consisting of sections numbered 46.2-1193 through 46.2-1198, relating to motorized mobility vehicles; civil penalties.*

## Patron—Reid

### Committee Referral Pending

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

1. That §§ 15.2-1720, 46.2-100, 46.2-600, 46.2-613, 46.2-629, 46.2-662, 46.2-694, as it is currently effective and as it may become effective, 46.2-705, 46.2-711, 46.2-714, 46.2-715, 46.2-720, 46.2-721, 46.2-904.1, 46.2-906.1, and 46.2-914 of the Code of Virginia are amended and reenacted and that the Code of Virginia is amended by adding in Chapter 10 of Title 46.2 an article numbered 24, consisting of sections numbered 46.2-1193 through 46.2-1198, as follows:

**§ 15.2-1720. Localities authorized to license certain bicycles, electric power-assisted bicycles, mopeds, and electric personal assistive mobility devices; disposition of unclaimed bicycles, electric power-assisted bicycles, mopeds, and electric personal assistive mobility devices.**

*A. As used in this section, the terms "bicycle," "Class B motorized mobility vehicle," "electric personal assistive mobility device," "electric power-assisted bicycle," and "moped" mean the same as those terms are defined in § 46.2-100.*

B. Any locality may, by ordinance, (i) provide for the public sale or donation to a charitable organization of any bicycle, electric personal assistive mobility device, electric power-assisted bicycle, or moped that has been in the possession of the police or sheriff's department, unclaimed, for more than thirty days; (ii) require every resident owner of a bicycle, electric power-assisted bicycle, electric personal assistive mobility device, or moped to obtain a license therefor and a license plate, tag, or adhesive license decal of such design and material as the ordinance may prescribe, to be substantially attached to the bicycle, electric personal assistive mobility device, electric power-assisted bicycle, or moped; (iii) (ii) prescribe the license fee, the license application forms and the license form; and (iv) (iii) prescribe penalties for operating a bicycle, electric personal assistive mobility device, electric power-assisted bicycle, or moped on public roads or streets within the locality without an attached license plate, tag, or adhesive decal. The ordinance shall require the license plates, tags, or adhesive decals to be provided by and at the cost of the locality. Any locality may provide that the license plates, tags, or adhesive decals shall be valid for the life of the bicycles, electric personal assistive mobility devices, electric power-assisted bicycles, and mopeds to which they are attached or for such other period as it may prescribe and may prescribe such fee therefor as it may deem reasonable. When any town license is required as provided for herein, the license shall be in lieu of any license required by any county ordinance. *Any ordinance adopted pursuant to this subsection shall ensure that the requirements for electric personal assistive mobility devices, electric power-assisted bicycles, or mopeds that are also Class B motorized mobility vehicles do not conflict with any requirements established or adopted for Class B motorized mobility vehicles pursuant to Title 46.2.*

C. Any bicycle, electric personal assistive mobility device, electric power-assisted bicycle, or moped found and delivered to the police or sheriff's department by a private person that thereafter remains unclaimed for ~~thirty~~ 30 days after the final date of publication as required herein may be given to the finder; however, the location and description of the bicycle, electric personal assistive mobility device, electric power-assisted bicycle, or moped shall be published at least once a week for two successive weeks in a newspaper of general circulation within the locality. In addition, if there is a license, tag, or adhesive license decal affixed to the bicycle, electric personal assistive mobility device, or electric power-assisted bicycle, or moped, the record owner shall be notified directly. *Any locality may, by ordinance, provide for the public sale or donation to a charitable organization of any bicycle, electric personal assistive mobility device, electric power-assisted bicycle, or moped that has been in the possession of the police or sheriff's department, unclaimed, for more than thirty days.*

## § 46.2-100. Definitions.

As used in this title, unless the context requires a different meaning:

"All-terrain vehicle" means a motor vehicle having three or more wheels that is powered by a motor and is manufactured for off-highway use. "All-terrain vehicle" does not include four-wheeled vehicles commonly

59 known as "go-carts" that have low centers of gravity and are typically used in racing on relatively level  
60 surfaces, nor does the term include any riding lawn mower. *For purposes of this title, an "all-terrain vehicle"*  
61 *shall be considered a motorcycle when operated on any highway unless such operation is authorized*  
62 *pursuant to this title.*

63 "Antique motor vehicle" means every motor vehicle, as defined in this section, which was actually  
64 manufactured or designated by the manufacturer as a model manufactured in a calendar year not less than 25  
65 years prior to January 1 of each calendar year and is owned solely as a collector's item.

66 "Antique trailer" means every trailer or semitrailer, as defined in this section, that was actually  
67 manufactured or designated by the manufacturer as a model manufactured in a calendar year not less than 25  
68 years prior to January 1 of each calendar year and is owned solely as a collector's item.

69 "Autocycle" means a three-wheeled motor vehicle that has a steering wheel and seating that does not  
70 require the operator to straddle or sit astride and is manufactured to comply with federal safety requirements  
71 for motorcycles. Except as otherwise provided, an autocycle shall not be deemed to be a motorcycle.

72 "Automobile transporter" means any tractor truck, lowboy, vehicle, or combination, including vehicles or  
73 combinations that transport motor vehicles on their power unit, designed and used exclusively for the  
74 transportation of motor vehicles or used to transport cargo or general freight on a backhaul pursuant to the  
75 provisions of 49 U.S.C. § 31111(a)(1).

76 "Bicycle" means a device propelled solely by human power, upon which a person may ride either on or  
77 astride a regular seat attached thereto, having two or more wheels in tandem, including children's bicycles,  
78 except a toy vehicle intended for use by young children. For purposes of Chapter 8 (§ 46.2-800 et seq.), a  
79 bicycle shall be a vehicle while operated on the highway.

80 "Bicycle lane" means that portion of a roadway designated by signs and/or pavement markings for the  
81 preferential use of bicycles, electric power-assisted bicycles, motorized skateboards or scooters, and mopeds.

82 "Business district" means the territory contiguous to a highway where 75 percent or more of the property  
83 contiguous to a highway, on either side of the highway, for a distance of 300 feet or more along the highway,  
84 is occupied by land and buildings actually in use for business purposes.

85 "Camping trailer" means every vehicle that has collapsible sides and contains sleeping quarters but may or  
86 may not contain bathing and cooking facilities and is designed to be drawn by a motor vehicle.

87 "Cancel" or "cancellation" means that the document or privilege cancelled has been annulled or  
88 terminated because of some error, defect, or ineligibility, but the cancellation is without prejudice and  
89 reapplication may be made at any time after cancellation.

90 "Chauffeur" means every person employed for the principal purpose of driving a motor vehicle and every  
91 person who drives a motor vehicle while in use as a public or common carrier of persons or property.

92 "Circular intersection" means an intersection that has an island, generally circular in design, located in the  
93 center of the intersection, where all vehicles pass to the right of the island. Circular intersections include  
94 roundabouts, rotaries, and traffic circles.

95 "Commission" means the State Corporation Commission.

96 "Commissioner" means the Commissioner of the Department of Motor Vehicles of the Commonwealth.

97 "Converted electric vehicle" means any motor vehicle, other than a motorcycle or autocycle, that has been  
98 modified subsequent to its manufacture to replace an internal combustion engine with an electric propulsion  
99 system. Such vehicles shall retain their original vehicle identification number, line-make, and model year. A  
100 converted electric vehicle shall not be deemed a "reconstructed vehicle" as defined in this section unless it  
101 has been materially altered from its original construction by the removal, addition, or substitution of new or  
102 used essential parts other than those required for the conversion to electric propulsion.

103 "Crosswalk" means that part of a roadway at an intersection included within the connections of the lateral  
104 lines of the sidewalks on opposite sides of the highway measured from the curbs or, in the absence of curbs,  
105 from the edges of the traversable roadway; or any portion of a roadway at an intersection or elsewhere  
106 distinctly indicated for pedestrian crossing by lines or other markings on the surface.

107 "Decal" means a device to be attached to a license plate that validates the license plate for a predetermined  
108 registration period.

109 "Department" means the Department of Motor Vehicles of the Commonwealth.

110 "Disabled parking license plate" means a license plate that displays the international symbol of access in  
111 the same size as the numbers and letters on the plate and in a color that contrasts with the background.

112 "Disabled veteran" means a veteran who (i) has either lost, or lost the use of, a leg, arm, or hand; (ii) is  
113 blind; or (iii) is permanently and totally disabled as certified by the U.S. Department of Veterans Affairs. A  
114 veteran shall be considered blind if he has a permanent impairment of both eyes to the following extent:  
115 central visual acuity of 20/200 or less in the better eye, with corrective lenses, or central visual acuity of more  
116 than 20/200, if there is a field defect in which the peripheral field has contracted to such an extent that the  
117 widest diameter of visual field subtends an angular distance no greater than 20 degrees in the better eye.

118 "Driver's license" means any license, including a commercial driver's license as defined in the Virginia  
119 Commercial Driver's License Act (§ 46.2-341.1 et seq.) and a driver privilege card issued pursuant to  
120 § 46.2-328.3, issued under the laws of the Commonwealth authorizing the operation of a motor vehicle.

121 "Electric personal assistive mobility device" means a self-balancing two-nontandem-wheeled device that  
 122 is designed to transport only one person and powered by an electric propulsion system that limits the device's  
 123 maximum speed to 15 miles per hour or less. For purposes of Chapter 8 (§ 46.2-800 et seq.), an electric  
 124 personal assistive mobility device shall be a vehicle when operated on a highway.

125 "Electric power-assisted bicycle" means a vehicle that travels on not more than three wheels in contact  
 126 with the ground and is equipped with (i) pedals that allow propulsion by human power, (ii) a seat for the use  
 127 of the rider, and (iii) an electric motor with an input of no more than 750 watts. Electric power-assisted  
 128 bicycles shall be classified as follows:

129 1. "Class one" means an electric power-assisted bicycle equipped with a motor that provides assistance  
 130 only when the rider is pedaling and that ceases to provide assistance when the bicycle reaches a speed of 20  
 131 miles per hour;

132 2. "Class two" means an electric power-assisted bicycle equipped with a motor that may be used  
 133 exclusively to propel the bicycle and that ceases to provide assistance when the bicycle reaches the speed of  
 134 20 miles per hour; and

135 3. "Class three" means an electric power-assisted bicycle equipped with a motor that provides assistance  
 136 only when the rider is pedaling and that ceases to provide assistance when the bicycle reaches the speed of 28  
 137 miles per hour.

138 For the purposes of Chapter 8 (§ 46.2-800 et seq.), an electric power-assisted bicycle shall be a vehicle  
 139 when operated on a highway.

140 "Essential parts" means all integral parts and body parts, the removal, alteration, or substitution of which  
 141 will tend to conceal the identity of a vehicle.

142 "Farm tractor" means every motor vehicle designed and used as a farm, agricultural, or horticultural  
 143 implement for drawing plows, mowing machines, and other farm, agricultural, or horticultural machinery and  
 144 implements, including self-propelled mowers designed and used for mowing lawns.

145 "Farm utility vehicle" means a vehicle that is powered by a motor and is designed for off-road use and is  
 146 used as a farm, agricultural, or horticultural service vehicle, generally having four or more wheels, bench  
 147 seating for the operator and a passenger, a steering wheel for control, and a cargo bed. "Farm utility vehicle"  
 148 does not include pickup or panel trucks, golf carts, low-speed vehicles, or riding lawn mowers.

149 "Federal safety requirements" means applicable provisions of 49 U.S.C. § 30101 et seq. and all  
 150 administrative regulations and policies adopted pursuant thereto.

151 "Financial responsibility" means the ability to respond in damages for liability thereafter incurred arising  
 152 out of the ownership, maintenance, use, or operation of a motor vehicle, in the amounts provided for in  
 153 § 46.2-472.

154 "Financial responsibility in the future" means the future ability to respond to damages for liability  
 155 incurred arising out of the ownership, maintenance, use, or operation of a motor vehicle in the amounts  
 156 provided for in §§ 46.2-316 and 46.2-472.

157 "Foreign market vehicle" means any motor vehicle originally manufactured outside the United States,  
 158 which was not manufactured in accordance with 49 U.S.C. § 30101 et seq. and the policies and regulations  
 159 adopted pursuant to that Act, and for which a Virginia title or registration is sought.

160 "Foreign vehicle" means every motor vehicle, trailer, or semitrailer that is brought into the  
 161 Commonwealth otherwise than in the ordinary course of business by or through a manufacturer or dealer and  
 162 that has not been registered in the Commonwealth.

163 "Golf cart" means a self-propelled vehicle that is designed to transport persons playing golf and their  
 164 equipment on a golf course.

165 "Governing body" means the board of supervisors of a county, council of a city, or council of a town, as  
 166 context may require.

167 "Gross weight" means the aggregate weight of a vehicle or combination of vehicles and the load thereon.

168 "Highway" means the entire width between the boundary lines of every way or place open to the use of  
 169 the public for purposes of vehicular travel in the Commonwealth, including the streets and alleys, and, for  
 170 law-enforcement purposes, (i) the entire width between the boundary lines of all private roads or private  
 171 streets that have been specifically designated "highways" by an ordinance adopted by the governing body of  
 172 the county, city, or town in which such private roads or streets are located and (ii) the entire width between  
 173 the boundary lines of every way or place used for purposes of vehicular travel on any property owned, leased,  
 174 or controlled by the United States government and located in the Commonwealth.

175 "Intersection" means (i) the area embraced within the prolongation or connection of the lateral curblines  
 176 or, if none, then the lateral boundary lines of the roadways of two highways that join one another at, or  
 177 approximately at, right angles, or the area within which vehicles traveling on different highways joining at  
 178 any other angle may come in conflict; (ii) where a highway includes two roadways 30 feet or more apart, then  
 179 every crossing of each roadway of such divided highway by an intersecting highway shall be regarded as a  
 180 separate intersection, in the event such intersecting highway also includes two roadways 30 feet or more  
 181 apart, then every crossing of two roadways of such highways shall be regarded as a separate intersection; or  
 182 (iii) for purposes only of authorizing installation of traffic-control devices, every crossing of a highway or

183 street at grade by a pedestrian crosswalk.

184 "Lane-use control signal" means a signal face displaying indications to permit or prohibit the use of  
185 specific lanes of a roadway or to indicate the impending prohibition of such use.

186 "Law-enforcement officer" means any officer authorized to direct or regulate traffic or to make arrests for  
187 violations of this title or local ordinances authorized by law. For the purposes of access to law-enforcement  
188 databases regarding motor vehicle registration and ownership only, "law-enforcement officer" also includes  
189 city and county commissioners of the revenue and treasurers, together with their duly designated deputies and  
190 employees, when such officials are actually engaged in the enforcement of §§ 46.2-752, 46.2-753, and  
191 46.2-754 and local ordinances enacted thereunder.

192 "License plate" means a device containing letters, numerals, or a combination of both, attached to a ~~motor~~  
193 vehicle *required to be registered pursuant to this title*, trailer, or semitrailer to indicate that the vehicle,  
194 *trailer, or semitrailer* is properly registered with the Department.

195 "Light" means a device for producing illumination or the illumination produced by the device.

196 "Low-speed vehicle" means any four-wheeled electrically powered or gas-powered vehicle, except a  
197 motor vehicle or low-speed vehicle that is used exclusively for agricultural or horticultural purposes or a golf  
198 cart, whose maximum speed is greater than 20 miles per hour but not greater than 25 miles per hour and is  
199 manufactured to comply with safety standards contained in Title 49 of the Code of Federal Regulations, §  
200 571.500.

201 "Manufactured home" means a structure subject to federal regulation, transportable in one or more  
202 sections, which in the traveling mode is eight body feet or more in width or 40 body feet or more in length,  
203 or, when erected on site, is 320 or more square feet, and which is built on a permanent chassis and designed  
204 to be used as a dwelling with or without a permanent foundation when connected to the required utilities, and  
205 includes the plumbing, heating, air conditioning, and electrical systems contained therein. "Manufactured  
206 home" does not include a park model recreational vehicle, which is a vehicle that is (i) designed and marketed  
207 as temporary living quarters for recreational, camping, travel, or seasonal use; (ii) not permanently affixed to  
208 real property for use as a permanent dwelling; (iii) built on a single chassis mounted on wheels; and (iv)  
209 certified by the manufacturer as complying with the American National Standards Institute (ANSI) A119.5  
210 Park Model Recreational Vehicle Standard.

211 "Military surplus motor vehicle" means a multipurpose or tactical vehicle that was manufactured by or  
212 under the direction of the United States Armed Forces for off-road use and subsequently authorized for sale  
213 to civilians. "Military surplus motor vehicle" does not include specialized mobile equipment as defined in  
214 § 46.2-700, trailers, or semitrailers.

215 "Moped" means every vehicle that travels on not more than three wheels in contact with the ground that  
216 (i) has a seat that is no less than 24 inches in height, measured from the middle of the seat perpendicular to  
217 the ground; (ii) has a gasoline, electric, or hybrid motor that (a) displaces 50 cubic centimeters or less or (b)  
218 has an input of 1500 watts or less; (iii) is power-driven, with or without pedals that allow propulsion by  
219 human power; and (iv) is not operated at speeds in excess of 35 miles per hour. "Moped" does not include an  
220 electric power-assisted bicycle or a motorized skateboard or scooter. For purposes of this title, a moped shall  
221 be a motorcycle when operated at speeds in excess of 35 miles per hour. For purposes of Chapter 8  
222 (§ 46.2-800 et seq.), a moped shall be a vehicle while operated on a highway.

223 "Motor-driven cycle" means every motorcycle that has a gasoline engine that (i) displaces less than 150  
224 cubic centimeters; (ii) has a seat less than 24 inches in height, measured from the middle of the seat  
225 perpendicular to the ground; and (iii) has no manufacturer-issued vehicle identification number.

226 "Motor home" means every private motor vehicle with a normal seating capacity of not more than 10  
227 persons, including the driver, designed primarily for use as living quarters for human beings.

228 "Motor vehicle" means every vehicle as defined in this section that is self-propelled or designed for  
229 self-propulsion except as otherwise provided in this title. Any structure designed, used, or maintained  
230 primarily to be loaded on or affixed to a motor vehicle to provide a mobile dwelling, sleeping place, office, or  
231 commercial space shall be considered a part of a motor vehicle. Except as otherwise provided, for the  
232 purposes of this title, any device herein defined as a bicycle, electric personal assistive mobility device,  
233 electric power-assisted bicycle, motorized skateboard or scooter, moped, or personal delivery device shall be  
234 deemed not to be a motor vehicle, *unless such device is a Class B motorized mobility vehicle, as defined in*  
235 *this section.*

236 "Motorcycle" means every motor vehicle designed to travel on not more than three wheels in contact with  
237 the ground and is capable of traveling at speeds in excess of 35 miles per hour. "Motorcycle" does not include  
238 any "autocycle," "electric personal assistive mobility device," "electric power-assisted bicycle," "farm  
239 tractor," "golf cart," "moped," "motorized skateboard or scooter," "utility vehicle," or "wheelchair or  
240 wheelchair conveyance" as defined in this section.

241 "Motorized mobility vehicle" means any vehicle with not more than three wheels in contact with the  
242 ground that is powered in whole or in part by an electric motor or internal combustion device and is  
243 designed to transport one or more persons. "Motorized mobility vehicles" shall be classified as follows:

244 1. "Class A" means any motorized mobility vehicle capable of traveling at speeds of no more than 25

245 *miles per hour.*

246 2. "Class B" means any motorized mobility vehicle capable of traveling at speeds in excess of 25 miles per  
247 hour and no more than 35 miles per hour.

248 For purposes of this title, a motorized mobility vehicle shall be a motorcycle when operated at speeds in  
249 excess of 35 miles per hour. For purposes of Chapter 8 (§ 46.2-800 et seq.), a motorized mobility vehicle  
250 shall be a vehicle while operated on a highway.

251 "Motorized skateboard or scooter" means every vehicle, regardless of the number of its wheels in contact  
252 with the ground, that (i) is designed to allow an operator to sit or stand, (ii) has no manufacturer-issued  
253 vehicle identification number, (iii) is powered in whole or in part by an electric motor, (iv) weighs less than  
254 100 pounds, and (v) has a speed of no more than 20 miles per hour on a paved level surface when powered  
255 solely by the electric motor. "Motorized skateboard or scooter" includes vehicles with or without handlebars  
256 but does not include electric personal assistive mobility devices or electric power-assisted bicycles.

257 "Nonresident" means every person who is not domiciled in the Commonwealth, except: (i) any foreign  
258 corporation that is authorized to do business in the Commonwealth by the State Corporation Commission  
259 shall be a resident of the Commonwealth for the purpose of this title; in the case of corporations incorporated  
260 in the Commonwealth but doing business outside the Commonwealth, only such principal place of business  
261 or branches located within the Commonwealth shall be dealt with as residents of the Commonwealth; (ii) a  
262 person who becomes engaged in a gainful occupation in the Commonwealth for a period exceeding 60 days  
263 shall be a resident for the purposes of this title except for the purposes of Chapter 3 (§ 46.2-300 et seq.); (iii)  
264 a person, other than (a) a nonresident student as defined in this section or (b) a person who is serving a  
265 full-time church service or proselytizing mission of not more than 36 months and who is not gainfully  
266 employed, who has actually resided in the Commonwealth for a period of six months, whether employed or  
267 not, or who has registered a motor vehicle, listing an address in the Commonwealth in the application for  
268 registration, shall be deemed a resident for the purposes of this title, except for the purposes of the Virginia  
269 Commercial Driver's License Act (§ 46.2-341.1 et seq.).

270 "Nonresident student" means every nonresident person who is enrolled as a full-time student in an  
271 accredited institution of learning in the Commonwealth and who is not gainfully employed.

272 "Off-road motorcycle" means every motorcycle designed exclusively for off-road use by an individual  
273 rider with not more than two wheels in contact with the ground. Except as otherwise provided in this chapter,  
274 for the purposes of this chapter off-road motorcycles shall be deemed to be "motorcycles."

275 "Operation or use for rent or for hire, for the transportation of passengers, or as a property carrier for  
276 compensation," and "business of transporting persons or property" mean any owner or operator of any motor  
277 vehicle, trailer, or semitrailer operating over the highways in the Commonwealth who accepts or receives  
278 compensation for the service, directly or indirectly; but these terms do not mean a "truck lessor" as defined in  
279 this section and do not include persons or businesses that receive compensation for delivering a product that  
280 they themselves sell or produce, where a separate charge is made for delivery of the product or the cost of  
281 delivery is included in the sale price of the product, but where the person or business does not derive all or a  
282 substantial portion of its income from the transportation of persons or property except as part of a sales  
283 transaction.

284 "Operator" or "driver" means every person who either (i) drives or is in actual physical control of a motor  
285 vehicle on a highway or (ii) is exercising control over or steering a vehicle being towed by a motor vehicle.

286 "Owner," for the purposes of vehicles required to be titled pursuant to this title, means a person who holds  
287 the legal title to a vehicle; however, if a vehicle is the subject of an agreement for its conditional sale or lease  
288 with the right of purchase on performance of the conditions stated in the agreement and with an immediate  
289 right of possession vested in the conditional vendee or lessee or if a mortgagor of a vehicle is entitled to  
290 possession, then the conditional vendee or lessee or mortgagor shall be the owner for the purpose of this title.  
291 In all such instances when the rent paid by the lessee includes charges for services of any nature or when the  
292 lease does not provide that title shall pass to the lessee on payment of the rent stipulated, the lessor shall be  
293 regarded as the owner of the vehicle, and the vehicle shall be subject to such requirements of this title as are  
294 applicable to vehicles operated for compensation. A "truck lessor" as defined in this section shall be regarded  
295 as the owner, and his vehicles shall be subject to such requirements of this title as are applicable to vehicles  
296 of private carriers.

297 "Passenger car" means every motor vehicle other than a motorcycle or autocycle designed and used  
298 primarily for the transportation of no more than 10 persons, including the driver.

299 "Payment device" means any credit card as defined in 15 U.S.C. § 1602 (k) or any "accepted card or other  
300 means of access" set forth in 15 U.S.C. § 1693a (1). For the purposes of this title, this definition shall also  
301 include a card that enables a person to pay for transactions through the use of value stored on the card itself.

302 "Personal delivery device" means a powered device operated primarily on sidewalks and crosswalks and  
303 intended primarily for the transport of property on public rights-of-way that does not exceed 500 pounds,  
304 excluding cargo, and is capable of navigating with or without the active control or monitoring of a natural  
305 person. Notwithstanding any other provision of law, a personal delivery device shall not be considered a  
306 motor vehicle or a vehicle.

307        "Personal delivery device operator" means an entity or its agent that exercises direct physical control or  
308 monitoring over the navigation system and operation of a personal delivery device. For the purposes of this  
309 definition, "agent" means a person not less than 16 years of age charged by an entity with the responsibility of  
310 navigating and operating a personal delivery device. "Personal delivery device operator" does not include (i)  
311 an entity or person who requests the services of a personal delivery device to transport property or (ii) an  
312 entity or person who only arranges for and dispatches the requested services of a personal delivery device.

313        "Pickup or panel truck" means (i) every motor vehicle designed for the transportation of property and  
314 having a registered gross weight of 7,500 pounds or less or (ii) every motor vehicle registered for personal  
315 use, designed to transport property on its own structure independent of any other vehicle, and having a  
316 registered gross weight in excess of 7,500 pounds but not in excess of 10,000 pounds.

317        "Private road or driveway" means every way in private ownership and used for vehicular travel by the  
318 owner and those having express or implied permission from the owner, but not by other persons.

319        "Reconstructed vehicle" means every vehicle of a type required to be registered under this title materially  
320 altered from its original construction by the removal, addition, or substitution of new or used essential parts.  
321 Such vehicles, at the discretion of the Department, shall retain their original vehicle identification number,  
322 line-make, and model year. Except as otherwise provided in this title, this definition shall not include a  
323 "converted electric vehicle" as defined in this section.

324        "Replica vehicle" means every vehicle of a type required to be registered under this title not fully  
325 constructed by a licensed manufacturer but either constructed or assembled from components. Such  
326 components may be from a single vehicle, multiple vehicles, a kit, parts, or fabricated components. The kit  
327 may be made up of "major components" as defined in § 46.2-1600, a full body, or a full chassis, or a  
328 combination of these parts. The vehicle shall resemble a vehicle of distinctive name, line-make, model, or  
329 type as produced by a licensed manufacturer or manufacturer no longer in business and is not a reconstructed  
330 or specially constructed vehicle as herein defined.

331        "Residence district" means the territory contiguous to a highway, not comprising a business district, where  
332 75 percent or more of the property abutting such highway, on either side of the highway, for a distance of 300  
333 feet or more along the highway consists of land improved for dwelling purposes, or is occupied by dwellings,  
334 or consists of land or buildings in use for business purposes, or consists of territory zoned residential or  
335 territory in residential subdivisions created under Chapter 22 (§ 15.2-2200 et seq.) of Title 15.2.

336        "Revoke" or "revocation" means that the document or privilege revoked is not subject to renewal or  
337 restoration except through reapplication after the expiration of the period of revocation.

338        "Roadway" means that portion of a highway improved, designed, or ordinarily used for vehicular travel,  
339 exclusive of the shoulder. A highway may include two or more roadways if divided by a physical barrier or  
340 barriers or an unpaved area.

341        "Safety zone" means the area officially set apart within a roadway for the exclusive use of pedestrians and  
342 that is protected or is so marked or indicated by plainly visible signs.

343        "School bus" means any motor vehicle, other than a station wagon, automobile, truck, or commercial bus,  
344 which is: (i) designed and used primarily for the transportation of pupils to and from public, private or  
345 religious schools, or used for the transportation of individuals with mental or physical disabilities to and from  
346 a sheltered workshop; (ii) painted yellow and bears the words "School Bus" in black letters of a specified size  
347 on front and rear; and (iii) is equipped with warning devices prescribed in § 46.2-1090. A yellow school bus  
348 may have a white roof provided such vehicle is painted in accordance with regulations promulgated by the  
349 Department of Education.

350        "Semitrailer" means every vehicle of the trailer type so designed and used in conjunction with a motor  
351 vehicle that some part of its own weight and that of its own load rests on or is carried by another vehicle.

352        "Shared-use path" means a bikeway that is physically separated from motorized vehicular traffic by an  
353 open space or barrier and is located either within the highway right-of-way or within a separate right-of-way.  
354 Shared-use paths may also be used by pedestrians, skaters, users of wheel chairs or wheel chair conveyances,  
355 joggers, and other nonmotorized users and personal delivery devices.

356        "Shoulder" means that part of a highway between the portion regularly traveled by vehicular traffic and  
357 the lateral curbline or ditch.

358        "Sidewalk" means the portion of a street between the curb lines, or the lateral lines of a roadway, and the  
359 adjacent property lines, intended for use by pedestrians.

360        "Snowmobile" means a self-propelled vehicle designed to travel on snow or ice, steered by skis or  
361 runners, and supported in whole or in part by one or more skis, belts, or cleats.

362        "Special construction and forestry equipment" means any vehicle which is designed primarily for highway  
363 construction, highway maintenance, earth moving, timber harvesting or other construction or forestry work  
364 and which is not designed for the transportation of persons or property on a public highway.

365        "Specially constructed vehicle" means any vehicle that was not originally constructed under a distinctive  
366 name, make, model, or type by a generally recognized manufacturer of vehicles and not a reconstructed  
367 vehicle as herein defined.

368        "Stinger-steered automobile or watercraft transporter" means an automobile or watercraft transporter

369 configured as a semitrailer combination wherein the fifth wheel is located on a drop frame behind and below  
 370 the rearmost axle of the power unit.

371 "Superintendent" means the Superintendent of the Department of State Police of the Commonwealth.

372 "Suspend" or "suspension" means that the document or privilege suspended has been temporarily  
 373 withdrawn, but may be reinstated following the period of suspension unless it has expired prior to the end of  
 374 the period of suspension.

375 "Tow truck" means a motor vehicle for hire (i) designed to lift, pull, or carry another vehicle by means of  
 376 a hoist or other mechanical apparatus and (ii) having a manufacturer's gross vehicle weight rating of at least  
 377 10,000 pounds. "Tow truck" also includes vehicles designed with a ramp on wheels and a hydraulic lift with a  
 378 capacity to haul or tow another vehicle, commonly referred to as "rollbacks." "Tow truck" does not include  
 379 any "automobile or watercraft transporter," "stinger-steered automobile or watercraft transporter," or "tractor  
 380 truck" as those terms are defined in this section.

381 "Towing and recovery operator" means a person engaged in the business of (i) removing disabled  
 382 vehicles, parts of vehicles, their cargoes, and other objects to facilities for repair or safekeeping and (ii)  
 383 restoring to the highway or other location where they either can be operated or removed to other locations for  
 384 repair or safekeeping vehicles that have come to rest in places where they cannot be operated.

385 "Toy vehicle" means any motorized or propellant-driven device (i) *with a maximum speed of no more*  
 386 *than five miles per hour*, (ii) that has no manufacturer-issued vehicle identification number, *and* (iii) that is  
 387 designed or used to carry any person or persons, on any number of wheels, bearings, glides, blades, runners,  
 388 or a cushion of air. "Toy vehicle" does not include electric personal assistive mobility devices, electric  
 389 power-assisted bicycles, mopeds, motorized skateboards or scooters, or motorcycles, nor does it include any  
 390 nonmotorized or nonpropellant-driven devices such as bicycles, roller skates, or skateboards.

391 "Tractor truck" means every motor vehicle designed and used primarily for drawing other vehicles and  
 392 not so constructed as to carry a load other than a part of the load and weight of the vehicle attached thereto.

393 "Traffic control device" means a sign, signal, marking, or other device used to regulate, warn, or guide  
 394 traffic placed on, over, or adjacent to a street, highway, private road open to public travel, pedestrian facility,  
 395 or shared-use path by authority of a public agency or official having jurisdiction, or in the case of a private  
 396 road open to public travel, by authority of the private owner or private official having jurisdiction.

397 "Traffic infraction" means a violation of law punishable as provided in § 46.2-113, which is neither a  
 398 felony nor a misdemeanor.

399 "Traffic lane" or "lane" means that portion of a roadway designed or designated to accommodate the  
 400 forward movement of a single line of vehicles.

401 "Trailer" means every vehicle without motive power designed for carrying property or passengers wholly  
 402 on its own structure and for being drawn by a motor vehicle, including manufactured homes.

403 "Truck" means every motor vehicle designed to transport property on its own structure independent of any  
 404 other vehicle and having a registered gross weight in excess of 7,500 pounds. "Truck" does not include any  
 405 pickup or panel truck.

406 "Truck lessor" means a person who holds the legal title to any motor vehicle, trailer, or semitrailer that is  
 407 the subject of a bona fide written lease for a term of one year or more to another person, provided that: (i)  
 408 neither the lessor nor the lessee is a common carrier by motor vehicle or restricted common carrier by motor  
 409 vehicle or contract carrier by motor vehicle as defined in § 46.2-2000; (ii) the leased motor vehicle, trailer, or  
 410 semitrailer is used exclusively for the transportation of property of the lessee; (iii) the lessor is not employed  
 411 in any capacity by the lessee; (iv) the operator of the leased motor vehicle is a bona fide employee of the  
 412 lessee and is not employed in any capacity by the lessor; and (v) a true copy of the lease, verified by affidavit  
 413 of the lessor, is filed with the Commissioner.

414 "Utility vehicle" means a motor vehicle that is (i) designed for off-road use, (ii) powered by a motor, and  
 415 (iii) used for general maintenance, security, agricultural, or horticultural purposes. "Utility vehicle" does not  
 416 include riding lawn mowers.

417 "Vehicle" means every device in, on or by which any person or property is or may be transported or  
 418 drawn on a highway, except personal delivery devices and devices moved by human power or used  
 419 exclusively on stationary rails or tracks. For the purposes of Chapter 8 (§ 46.2-800 et seq.), bicycles, electric  
 420 personal assistive mobility devices, electric power-assisted bicycles, motorized skateboards or scooters, and  
 421 mopeds shall be vehicles while operated on a highway.

422 "Watercraft transporter" means any tractor truck, lowboy, vehicle, or combination, including vehicles or  
 423 combinations that transport watercraft on their power unit, designed and used exclusively for the  
 424 transportation of watercraft.

425 "Wheel chair or wheel chair conveyance" means a chair or seat equipped with wheels, typically used to  
 426 provide mobility for persons who, by reason of physical disability, are otherwise unable to move about as  
 427 pedestrians. "Wheel chair or wheel chair conveyance" includes both three-wheeled and four-wheeled devices.  
 428 So long as it is operated only as provided in § 46.2-677, a self-propelled wheel chair or self-propelled wheel  
 429 chair conveyance shall not be considered a motor vehicle.

430 **§ 46.2-600. Owner to secure registration and certificate of title or certificate of ownership.**

431     Except as otherwise provided, for the purposes of this chapter, a moped *and a Class B motorized mobility*  
432 *vehicle* shall be deemed a motor vehicle.

433     Except as otherwise provided in this chapter every person who owns a motor vehicle, trailer or semitrailer,  
434 or his authorized attorney-in-fact, shall, before it is operated on any highway in the Commonwealth, register  
435 with the Department and obtain from the Department the registration card and certificate of title for the  
436 vehicle. Individuals applying for registration shall provide the Department with the residence address of the  
437 owner of the vehicle being registered. A business applying for registration shall provide the Department with  
438 the street address of the owner or lessee of the vehicle being registered.

439     At the option of the applicant for registration, the address shown on the title and registration card may be  
440 either a post office box or the business or residence address of the applicant.

441     Unless he has previously applied for registration and a certificate of title or he is exempted under  
442 §§ 46.2-619, 46.2-626.1, 46.2-631, and 46.2-1206, every person residing in the Commonwealth who owns a  
443 motor vehicle, trailer, or semitrailer, or his duly authorized attorney-in-fact, shall, within 30 days of the  
444 purchase or transfer, apply to the Department for a certificate of ownership.

445     Nothing in this chapter shall be construed to require titling or registration in the Commonwealth of any  
446 farm tractor or special construction and forestry equipment, as defined in § 46.2-100.

447     Notwithstanding the foregoing provisions of this section, provided such vehicle is registered and titled  
448 elsewhere in the United States, nothing in this chapter shall be construed to require titling or registration in  
449 the Commonwealth of any vehicle located in the Commonwealth if that vehicle is registered to a non-  
450 Virginia resident active duty military service member, activated reserve or national guard member, mobilized  
451 reserve or national guard member living in the Commonwealth, or person who is serving a full-time church  
452 service or proselytizing mission of not more than 36 months and who is not gainfully employed.

453     **§ 46.2-613. Infractions relating to registration, licensing, and certificates of title; penalties.**

454     A. No person shall:

455       1. Operate, park, or permit the operation or parking of a motor vehicle, trailer, or semitrailer owned,  
456 leased, or otherwise controlled by him on a highway unless (i) it is registered, (ii) a certificate of title therefor  
457 has been issued, and (iii) it has displayed on it the license plate or plates and decal or decals, if any, assigned  
458 to it by the Department for the current registration period, subject to the exemptions mentioned in Article 5  
459 (§ 46.2-655 et seq.) and Article 6 (§ 46.2-662 et seq.). The provisions of this subdivision shall apply to the  
460 registration, licensing, and titling of (i) mopeds on or after July 1, 2014, *and (ii) Class B motorized mobility*  
461 *vehicles on or after July 1, 2026.*

462       2. Possess or use any registration card, license plate, or decal to which he is not entitled or knowingly  
463 permit the use of any registration card, license plate, or decal by anyone not entitled to it.

464       3. Willfully and intentionally violate the limitations imposed under §§ 46.2-665, 46.2-666, and 46.2-670  
465 while operating an unregistered vehicle pursuant to the agricultural and horticultural exemptions allowed  
466 under those sections. A first violation of this subdivision shall constitute a traffic infraction punishable by a  
467 fine of not more than \$250, and a second or subsequent violation of this subdivision shall constitute a traffic  
468 infraction punishable by a fine of \$250.

469     B. For any summons issued for a violation of this section, the court may, in its discretion, dismiss the  
470 summons, where proof of compliance with this section is provided to the court on or before the court date.

471     **§ 46.2-629. Odometer reading to be reported on certificate of title, application, or power of attorney.**

472     A. Every owner or transferor of any motor vehicle, including a dealer, shall, at the time of transfer of  
473 ownership of any motor vehicle by him, record on the certificate of title, if one is currently issued on the  
474 vehicle in the Commonwealth, and on any application for certificate of title the reading on the odometer or  
475 similar device plus any known additional distance traveled not shown by the odometer or similar device of  
476 the motor vehicle at the time of transfer. If, however, a transferor gives his power of attorney to a dealer or  
477 other person for the purpose of assigning the transferor's interest in a motor vehicle, the transferor shall  
478 conspicuously record on the power of attorney the reading on the odometer or similar device at the time of  
479 the assignment. The owner or transferor of a motor vehicle may electronically provide, in a form and format  
480 prescribed by the Commissioner, the reading on the odometer or similar device at the time of transfer if a  
481 paper certificate of title was not issued by the Department in accordance with § 46.2-603.1 and electronic  
482 provision of odometer readings is permitted under the Federal Odometer Act (49 U.S.C. § 32701 et seq.) or  
483 any federal regulations promulgated thereunder.

484     B. The Department shall not issue to any transferee any new certificate of title to a motor vehicle unless  
485 subsection A has been complied with.

486     C. It shall be unlawful for any person knowingly to record an incorrect odometer or similar device reading  
487 plus any known additional distance not shown by the odometer or similar device on any certificate of title or  
488 application for a title, or on any power of attorney as described in subsection A.

489     D. Notwithstanding other provisions of this section, an owner or transferor, including a dealer, of any of  
490 the following types of motor vehicles need not disclose the vehicle's odometer reading:

491       1. Vehicles having gross vehicle weight ratings of more than 16,000 pounds;  
492       2. Vehicles manufactured in or before the 2010 model year that are transferred at least 10 years after

493 January 1 of the calendar year corresponding to its designated model year and were previously exempt from  
 494 recording an odometer reading on the certificate of title in another state, provided that the Department shall  
 495 brand the titles of all such vehicles to indicate this exemption; and

496 3. Vehicles manufactured in or after the 2011 model year that are transferred at least 20 years after  
 497 January 1 of the calendar year corresponding to its designated model year and were previously exempt from  
 498 recording an odometer reading on the certificate of title in another state, provided that the Department shall  
 499 brand the titles of all such vehicles to indicate this exemption.

500 E. Violation of this section shall constitute a Class 1 misdemeanor.

501 F. The provisions of subsections A and B shall not apply to transfers under § 46.2-633.

502 G. This section shall not apply to transfers or application for certificates of title of all-terrain vehicles,  
 503 *Class B motorized mobility vehicles*, mopeds, or off-road motorcycles as defined in § 46.2-100.

504 **§ 46.2-662. Temporary exemption for new resident operating vehicle registered in another state or  
 505 country.**

506 A. A resident owner of any passenger car, pickup or panel truck, *Class B motorized mobility vehicle*,  
 507 moped, autocycle, or motorcycle, other than those provided for in § 46.2-652, that has been duly registered  
 508 for the current calendar year in another state or country and that at all times when operated in the  
 509 Commonwealth displays the license plate or plates issued for the vehicle in the other state or country, may  
 510 operate or permit the operation of the passenger car, pickup or panel truck, *Class B motorized mobility  
 511 vehicle*, moped, autocycle, or motorcycle within or partly within the Commonwealth for the first 30 days of  
 512 his residency in the Commonwealth without registering the passenger car, pickup or panel truck, *Class B  
 513 motorized mobility vehicle*, moped, autocycle, or motorcycle or paying any fees to the Commonwealth.

514 B. In addition to any penalty authorized under this title, any locality may adopt an ordinance imposing a  
 515 penalty of up to \$250 upon the resident owner of any motor vehicle that, following the end of the 30-day  
 516 period provided in subsection A, is required to be registered in Virginia but has not been so registered. The  
 517 locality may impose the penalty upon the resident owner annually for as long as the motor vehicle remains  
 518 unregistered in Virginia. The ordinance shall set forth a reasonable method for assessing and collecting the  
 519 penalty, whether by civil, criminal, or administrative process, and shall identify the employees or agents of  
 520 the locality who are to execute such assessment and collection.

521 **§ 46.2-694. (Contingent expiration date) Fees for vehicles designed and used for transportation of  
 522 passengers; weights used for computing fees; burden of proof.**

523 A. The annual registration fees for motor vehicles, trailers, and semitrailers designed and used for the  
 524 transportation of passengers on the highways in the Commonwealth are:

525 1. a. Twenty-three dollars for each private passenger car if the passenger car weighs 4,000 pounds or less,  
 526 provided that it is not used for the transportation of passengers for compensation and is not kept or used for  
 527 rent or for hire, or is not operated under a lease without a chauffeur; however, the fee provided under this  
 528 subdivision shall apply to a private passenger car that weighs 4,000 pounds or less and is used as a TNC  
 529 partner vehicle as defined in § 46.2-2000.

530 b. Thirty-three dollars for each motor home if the motor home weighs 4,000 pounds or less, provided that  
 531 it is not used for the transportation of passengers for compensation and is not kept or used for rent or for hire,  
 532 or is not operated under a lease without a chauffeur.

533 2. a. Twenty-eight dollars for each private passenger car that weighs more than 4,000 pounds, provided  
 534 that it is not used for the transportation of passengers for compensation and is not kept or used for rent or for  
 535 hire, or is not operated under a lease without a chauffeur; however, the fee provided under this subdivision  
 536 shall apply to a private passenger car that weighs more than 4,000 pounds and is used as a TNC partner  
 537 vehicle as defined in § 46.2-2000.

538 b. Thirty-eight dollars for each motor home if the motor home weighs more than 4,000 pounds, provided  
 539 that it is not used for the transportation of passengers for compensation and is not kept or used for rent or for  
 540 hire, or is not operated under a lease without a chauffeur.

541 3. Thirty cents per 100 pounds or major fraction thereof for a private motor vehicle other than a  
 542 motorcycle with a normal seating capacity of more than 10 adults, including the driver, if the private motor  
 543 vehicle is not used for the transportation of passengers for compensation and is not kept or used for rent or for  
 544 hire or is not operated under a lease without a chauffeur. In no case shall the fee be less than \$23 if the  
 545 vehicle weighs 4,000 pounds or less or \$28 if the vehicle weighs more than 4,000 pounds.

546 4. Thirty cents per 100 pounds or major fraction thereof for a school bus. In no case shall the fee be less  
 547 than \$23 if the vehicle weighs 4,000 pounds or less or \$28 if the vehicle weighs more than 4,000 pounds.

548 5. Twenty-three dollars for each trailer or semitrailer designed for use as living quarters for human beings.

549 6. Thirteen dollars plus \$0.30 per 100 pounds or major fraction thereof for each motor vehicle, trailer, or  
 550 semitrailer used as a common carrier of passengers, operating either intrastate or interstate. Interstate  
 551 common carriers of interstate passengers may elect to be licensed and pay the fees prescribed in subdivision 7  
 552 on submission to the Commissioner of a declaration of operations and equipment as he may prescribe. An  
 553 additional \$5 shall be charged if the motor vehicle weighs more than 4,000 pounds.

554 7. Thirteen dollars plus \$0.70 per 100 pounds or major fraction thereof for each motor vehicle, trailer, or

555 semitrailer used as a common carrier of interstate passengers if election is made to be licensed under this  
556 subsection. An additional \$5 shall be charged if the motor vehicle weighs more than 4,000 pounds. In lieu of  
557 the foregoing fee of \$0.70 per 100 pounds, a motor carrier of passengers, operating two or more vehicles both  
558 within and outside the Commonwealth and registered for insurance purposes with the Surface Transportation  
559 Board of the U.S. Department of Transportation, Federal Highway Administration, may apply to the  
560 Commissioner for prorated registration. Upon the filing of such application, in such form as the  
561 Commissioner may prescribe, the Commissioner shall apportion the registration fees provided in this  
562 subsection so that the total registration fees to be paid for such vehicles of such carrier shall be that  
563 proportion of the total fees, if there were no apportionment, that the total number of miles traveled by such  
564 vehicles of such carrier within the Commonwealth bears to the total number of miles traveled by such  
565 vehicles within and outside the Commonwealth. Such total mileage in each instance is the estimated total  
566 mileage to be traveled by such vehicles during the license year for which such fees are paid, subject to the  
567 adjustment in accordance with an audit to be made by representatives of the Commissioner at the end of such  
568 license year, the expense of such audit to be borne by the carrier being audited. Each vehicle passing into or  
569 through Virginia shall be registered and licensed in Virginia and the annual registration fee to be paid for  
570 each such vehicle shall not be less than \$33. For the purpose of determining such apportioned registration  
571 fees, only those motor vehicles, trailers, or semitrailers operated both within and outside the Commonwealth  
572 shall be subject to inclusion in determining the apportionment provided for herein.

573 8. Thirteen dollars plus \$0.80 per 100 pounds or major fraction thereof for each motor vehicle, trailer or  
574 semitrailer kept or used for rent or for hire or operated under a lease without a chauffeur for the transportation  
575 of passengers. An additional fee of \$5 shall be charged if the vehicle weighs more than 4,000 pounds. This  
576 subdivision does not apply to vehicles used as common carriers or as TNC partner vehicles as defined in  
577 § 46.2-2000.

578 9. Twenty-three dollars for a taxicab or other vehicle which is kept for rent or hire operated with a  
579 chauffeur for the transportation of passengers, and which operates or should operate under permits issued by  
580 the Department as required by law. An additional fee of \$5 shall be charged if the vehicle weighs more than  
581 4,000 pounds. This subdivision does not apply to vehicles used as common carriers or as TNC partner  
582 vehicles as defined in § 46.2-2000.

583 10. Fourteen dollars for a motorcycle, with or without a sidecar. To this fee shall be added a surcharge of  
584 \$3 which shall be distributed as provided in § 46.2-1191.

585 10a. Twelve dollars for a moped, to be paid into the state treasury and set aside as a special fund to be  
586 used to meet the expenses of the Department.

587 10b. Fourteen dollars for an autocycle.

588 10c. *Not to exceed \$14 for a Class B motorized mobility vehicle, in an amount set by the Department  
589 based on the vehicle's relative road impact, to be paid into the state treasury and set aside as a special fund  
590 to be used to meet the expenses of the Department.*

591 11. Twenty-three dollars for a bus used exclusively for transportation to and from church school, for the  
592 purpose of religious instruction, or church, for the purpose of divine worship. If the empty weight of the  
593 vehicle exceeds 4,000 pounds, the fee shall be \$28.

594 12. Thirteen dollars plus \$0.70 per 100 pounds or major fraction thereof for other passenger-carrying  
595 vehicles.

596 13. An additional fee of \$4.25 per year shall be charged and collected at the time of registration of each  
597 pickup or panel truck and each motor vehicle under subdivisions 1 through 12. All funds collected from \$4 of  
598 the \$4.25 fee shall be paid into the state treasury and shall be set aside as a special fund to be used only for  
599 emergency medical services purposes. The moneys in the special emergency medical services fund shall be  
600 distributed as follows:

601 a. Two percent shall be distributed to the State Department of Health to provide funding to the Virginia  
602 Association of Volunteer Rescue Squads to be used solely for the purpose of conducting volunteer  
603 recruitment, retention, and training activities;

604 b. Thirty percent shall be distributed to the State Department of Health to support (i) emergency medical  
605 services training programs (excluding advanced life support classes); (ii) advanced life support training; (iii)  
606 recruitment and retention programs (all funds for such support shall be used to recruit and retain volunteer  
607 emergency medical services personnel only, including public awareness campaigns, technical assistance  
608 programs, and similar activities); (iv) emergency medical services system development, initiatives, and  
609 priorities based on needs identified by the State Emergency Medical Services Advisory Board; (v) local,  
610 regional, and statewide performance contracts for emergency medical services to meet the objectives  
611 stipulated in § 32.1-111.3; (vi) technology and radio communication enhancements; and (vii) improved  
612 emergency preparedness and response. Any funds set aside for distribution under this provision and  
613 remaining undistributed at the end of any fiscal year shall revert to the Rescue Squad Assistance Fund;

614 c. Thirty-two percent shall be distributed to the Rescue Squad Assistance Fund;

615 d. Ten percent shall be available to the State Department of Health's Office of Emergency Medical  
616 Services for use in emergency medical services; and

617 e. Twenty-six percent shall be returned by the Comptroller to the locality wherein such vehicle is  
 618 registered, to provide funding for training of volunteer or salaried emergency medical services personnel of  
 619 nonprofit emergency medical services agencies that hold a valid license issued by the Commissioner of  
 620 Health and for the purchase of necessary equipment and supplies for use in such locality for emergency  
 621 medical services provided by nonprofit emergency medical services agencies that hold a valid license issued  
 622 by the Commissioner of Health.

623 All revenues generated by the remaining \$0.25 of the \$4.25 fee approved by the 2008 Session of the  
 624 General Assembly shall be deposited into the Rescue Squad Assistance Fund and used only to pay for the  
 625 costs associated with the certification and recertification training of emergency medical services personnel.

626 The Comptroller shall clearly designate on the warrant, check, or other means of transmitting these funds  
 627 that such moneys are only to be used for purposes set forth in this subdivision. Such funds shall be in addition  
 628 to any local appropriations and local governing bodies shall not use these funds to supplant local funds. Each  
 629 local governing body shall report annually to the Board of Health on the use of the funds returned to it  
 630 pursuant to this section. In any case in which the local governing body grants the funds to a regional  
 631 emergency medical services council to be distributed to the nonprofit emergency medical services agency  
 632 that holds a valid license issued by the Commissioner of Health, the local governing body shall remain  
 633 responsible for the proper use of the funds. If, at the end of any fiscal year, a report on the use of the funds  
 634 returned to the locality pursuant to this section for that year has not been received from a local governing  
 635 body, any funds due to that local governing body for the next fiscal year shall be retained until such time as  
 636 the report has been submitted to the Board.

637 B. All motor vehicles, trailers, and semitrailers registered as provided in subsection B of § 46.2-646 shall  
 638 pay a registration fee equal to one-twelfth of all fees required by subsection A of this section or § 46.2-697  
 639 for such motor vehicle, trailer, or semitrailer, computed to the nearest cent, multiplied by the number of  
 640 months in the registration period for such motor vehicles, trailers, and semitrailers.

641 C. The manufacturer's shipping weight or scale weight shall be used for computing all fees required by  
 642 this section to be based upon the weight of the vehicle.

643 D. The applicant for registration bears the burden of proof that the vehicle for which registration is sought  
 644 is entitled by weight, design, and use to be registered at the fee tendered by the applicant to the Commissioner  
 645 or to his authorized agent.

646 **§ 46.2-694. (Contingent effective date) Fees for vehicles designed and used for transportation of  
 647 passengers; weights used for computing fees; burden of proof.**

648 A. The annual registration fees for motor vehicles, trailers, and semitrailers designed and used for the  
 649 transportation of passengers on the highways in the Commonwealth are:

650 1. Twenty-three dollars for each private passenger car or motor home if the passenger car or motor home  
 651 weighs 4,000 pounds or less, provided that it is not used for the transportation of passengers for compensation  
 652 and is not kept or used for rent or for hire, or is not operated under a lease without a chauffeur; however, the  
 653 fee provided under this subdivision shall apply to a private passenger car or motor home that weighs 4,000  
 654 pounds or less and is used as a TNC partner vehicle as defined in § 46.2-2000.

655 2. Twenty-eight dollars for each private passenger car or motor home that weighs more than 4,000  
 656 pounds, provided that it is not used for the transportation of passengers for compensation and is not kept or  
 657 used for rent or for hire, or is not operated under a lease without a chauffeur; however, the fee provided under  
 658 this subdivision shall apply to a private passenger car or motor home that weighs more than 4,000 pounds and  
 659 is used as a TNC partner vehicle as defined in § 46.2-2000.

660 3. Thirty cents per 100 pounds or major fraction thereof for a private motor vehicle other than a  
 661 motorcycle with a normal seating capacity of more than 10 adults, including the driver, if the private motor  
 662 vehicle is not used for the transportation of passengers for compensation and is not kept or used for rent or for  
 663 hire or is not operated under a lease without a chauffeur. In no case shall the fee be less than \$23 if the  
 664 vehicle weighs 4,000 pounds or less or \$28 if the vehicle weighs more than 4,000 pounds.

665 4. Thirty cents per 100 pounds or major fraction thereof for a school bus. In no case shall the fee be less  
 666 than \$23 if the vehicle weighs 4,000 pounds or less or \$28 if the vehicle weighs more than 4,000 pounds.

667 5. Twenty-three dollars for each trailer or semitrailer designed for use as living quarters for human beings.

668 6. Thirteen dollars plus \$0.30 per 100 pounds or major fraction thereof for each motor vehicle, trailer, or  
 669 semitrailer used as a common carrier of passengers, operating either intrastate or interstate. Interstate  
 670 common carriers of interstate passengers may elect to be licensed and pay the fees prescribed in subdivision 7  
 671 on submission to the Commissioner of a declaration of operations and equipment as he may prescribe. An  
 672 additional \$5 shall be charged if the motor vehicle weighs more than 4,000 pounds.

673 7. Thirteen dollars plus \$0.70 per 100 pounds or major fraction thereof for each motor vehicle, trailer, or  
 674 semitrailer used as a common carrier of interstate passengers if election is made to be licensed under this  
 675 subsection. An additional \$5 shall be charged if the motor vehicle weighs more than 4,000 pounds. In lieu of  
 676 the foregoing fee of \$0.70 per 100 pounds, a motor carrier of passengers, operating two or more vehicles both  
 677 within and outside the Commonwealth and registered for insurance purposes with the Surface Transportation  
 678 Board of the U.S. Department of Transportation, Federal Highway Administration, may apply to the

679 Commissioner for prorated registration. Upon the filing of such application, in such form as the  
680 Commissioner may prescribe, the Commissioner shall apportion the registration fees provided in this  
681 subsection so that the total registration fees to be paid for such vehicles of such carrier shall be that  
682 proportion of the total fees, if there were no apportionment, that the total number of miles traveled by such  
683 vehicles of such carrier within the Commonwealth bears to the total number of miles traveled by such  
684 vehicles within and outside the Commonwealth. Such total mileage in each instance is the estimated total  
685 mileage to be traveled by such vehicles during the license year for which such fees are paid, subject to the  
686 adjustment in accordance with an audit to be made by representatives of the Commissioner at the end of such  
687 license year, the expense of such audit to be borne by the carrier being audited. Each vehicle passing into or  
688 through Virginia shall be registered and licensed in Virginia and the annual registration fee to be paid for  
689 each such vehicle shall not be less than \$33. For the purpose of determining such apportioned registration  
690 fees, only those motor vehicles, trailers, or semitrailers operated both within and outside the Commonwealth  
691 shall be subject to inclusion in determining the apportionment provided for herein.

692 8. Thirteen dollars plus \$0.80 per 100 pounds or major fraction thereof for each motor vehicle, trailer or  
693 semitrailer kept or used for rent or for hire or operated under a lease without a chauffeur for the transportation  
694 of passengers. An additional fee of \$5 shall be charged if the vehicle weighs more than 4,000 pounds. This  
695 subdivision does not apply to vehicles used as common carriers or as TNC partner vehicles as defined in  
696 § 46.2-2000.

697 9. Twenty-three dollars for a taxicab or other vehicle which is kept for rent or hire operated with a  
698 chauffeur for the transportation of passengers, and which operates or should operate under permits issued by  
699 the Department as required by law. An additional fee of \$5 shall be charged if the vehicle weighs more than  
700 4,000 pounds. This subdivision does not apply to vehicles used as common carriers or as TNC partner  
701 vehicles as defined in § 46.2-2000.

702 10. Eighteen dollars for a motorcycle, with or without a sidecar. To this fee shall be added a surcharge of  
703 \$3, which shall be distributed as provided in § 46.2-1191.

704 10a. Fourteen dollars for a moped, to be paid into the state treasury and set aside as a special fund to be  
705 used to meet the expenses of the Department.

706 10b. Eighteen dollars for an autocycle.

707 10c. *Not to exceed \$14 for a Class B motorized mobility vehicle, in an amount set by the Department  
708 based on the vehicle's relative road impact, to be paid into the state treasury and set aside as a special fund  
709 to be used to meet the expenses of the Department.*

710 11. Twenty-three dollars for a bus used exclusively for transportation to and from church school, for the  
711 purpose of religious instruction, or church, for the purpose of divine worship. If the empty weight of the  
712 vehicle exceeds 4,000 pounds, the fee shall be \$28.

713 12. Thirteen dollars plus \$0.70 per 100 pounds or major fraction thereof for other passenger-carrying  
714 vehicles.

715 13. An additional fee of \$4.25 per year shall be charged and collected at the time of registration of each  
716 pickup or panel truck and each motor vehicle under subdivisions 1 through 12. All funds collected from \$4 of  
717 the \$4.25 fee shall be paid into the state treasury and shall be set aside as a special fund to be used only for  
718 emergency medical services purposes. The moneys in the special emergency medical services fund shall be  
719 distributed as follows:

720 a. Two percent shall be distributed to the State Department of Health to provide funding to the Virginia  
721 Association of Volunteer Rescue Squads to be used solely for the purpose of conducting volunteer  
722 recruitment, retention and training activities;

723 b. Thirty percent shall be distributed to the State Department of Health to support (i) emergency medical  
724 services training programs (excluding advanced life support classes); (ii) advanced life support training; (iii)  
725 recruitment and retention programs (all funds for such support shall be used to recruit and retain volunteer  
726 emergency medical services personnel only, including public awareness campaigns, technical assistance  
727 programs, and similar activities); (iv) emergency medical services system development, initiatives, and  
728 priorities based on needs identified by the State Emergency Medical Services Advisory Board; (v) local,  
729 regional, and statewide performance contracts for emergency medical services to meet the objectives  
730 stipulated in § 32.1-111.3; (vi) technology and radio communication enhancements; and (vii) improved  
731 emergency preparedness and response. Any funds set aside for distribution under this provision and  
732 remaining undistributed at the end of any fiscal year shall revert to the Rescue Squad Assistance Fund;

733 c. Thirty-two percent shall be distributed to the Rescue Squad Assistance Fund;

734 d. Ten percent shall be available to the State Department of Health's Office of Emergency Medical  
735 Services for use in emergency medical services; and

736 e. Twenty-six percent shall be returned by the Comptroller to the locality wherein such vehicle is  
737 registered, to provide funding for training of volunteer or salaried emergency medical services personnel of  
738 nonprofit emergency medical services agencies that hold a valid license issued by the Commissioner of  
739 Health and for the purchase of necessary equipment and supplies for use in such locality for emergency  
740 medical services provided by nonprofit or volunteer emergency medical services agencies that hold a valid

741 license issued by the Commissioner of Health.

742 All revenues generated by the remaining \$0.25 of the \$4.25 fee approved by the 2008 Session of the  
743 General Assembly shall be deposited into the Rescue Squad Assistance Fund and used only to pay for the  
744 costs associated with the certification and recertification training of emergency medical services personnel.

745 The Comptroller shall clearly designate on the warrant, check, or other means of transmitting these funds  
746 that such moneys are only to be used for purposes set forth in this subdivision. Such funds shall be in addition  
747 to any local appropriations and local governing bodies shall not use these funds to supplant local funds. Each  
748 local governing body shall report annually to the Board of Health on the use of the funds returned to it  
749 pursuant to this section. In any case in which the local governing body grants the funds to a regional  
750 emergency medical services council to be distributed to the emergency medical services agency that holds a  
751 valid license issued by the Commissioner of Health, the local governing body shall remain responsible for the  
752 proper use of the funds. If, at the end of any fiscal year, a report on the use of the funds returned to the  
753 locality pursuant to this section for that year has not been received from a local governing body, any funds  
754 due to that local governing body for the next fiscal year shall be retained until such time as the report has  
755 been submitted to the Board.

756 B. All motor vehicles, trailers, and semitrailers registered as provided in subsection B of § 46.2-646 shall  
757 pay a registration fee equal to one-twelfth of all fees required by subsection A of this section or § 46.2-697  
758 for such motor vehicle, trailer, or semitrailer, computed to the nearest cent, multiplied by the number of  
759 months in the registration period for such motor vehicles, trailers, and semitrailers.

760 C. The manufacturer's shipping weight or scale weight shall be used for computing all fees required by  
761 this section to be based upon the weight of the vehicle.

762 D. The applicant for registration bears the burden of proof that the vehicle for which registration is sought  
763 is entitled by weight, design, and use to be registered at the fee tendered by the applicant to the Commissioner  
764 or to his authorized agent.

765 **§ 46.2-705. Definitions.**

766 For the purposes of this article, the following terms shall have the meanings respectively ascribed to them  
767 in this section:

768 "Motor vehicle" means a vehicle capable of self-propulsion ~~which~~ that is either (i) required to be titled  
769 and licensed and for which a license fee is required to be paid by its owner; or (ii) owned by or assigned to a  
770 motor vehicle manufacturer, distributor, or dealer licensed in the Commonwealth. For the purposes of this  
771 article, "motor vehicle" does not include "*a Class A motorized mobility vehicle or moped*" as defined in  
772 § 46.2-100, unless such moped is a Class B motorized mobility vehicle.

773 "Insured motor vehicle" means a motor vehicle as to which there is bodily injury liability insurance and  
774 property damage liability insurance, both in the amounts specified in § 46.2-472, issued by an insurance  
775 carrier authorized to do business in the Commonwealth, or as to which a bond has been given or cash or  
776 securities delivered in lieu of the insurance; or as to which the owner has qualified as a self-insurer in  
777 accordance with the provisions of § 46.2-368.

778 "Uninsured motor vehicle" means a motor vehicle as to which there is no such bodily injury liability  
779 insurance and property damage liability insurance, or no such bond has been given or cash or securities  
780 delivered in lieu thereof, or the owner of which has not so qualified as a self-insurer.

781 **§ 46.2-711. Furnishing number and design of plates; displaying on vehicles required.**

782 A. The Department shall furnish one license plate for every registered moped, motorcycle, autocycle,  
783 *Class B motorized mobility vehicle*, tractor truck, semitrailer, or trailer, and two license plates for every other  
784 registered motor vehicle, except to licensed motor vehicle dealers and persons delivering unladen vehicles  
785 who shall be furnished one license plate. The license plates for trailers, semitrailers, commercial vehicles, and  
786 trucks, other than license plates for dealers, may be of such design as to prevent removal without mutilating  
787 some part of the indicia forming a part of the license plate, when secured to the bracket.

788 B. The Department shall issue appropriately designated license plates for:

789 1. Passenger-carrying vehicles for rent or hire for the transportation of passengers for private trips, other  
790 than TNC partner vehicles as defined in § 46.2-2000 and emergency medical services vehicles pursuant to  
791 clause (iii) of § 46.2-649.1:1;

792 2. Taxicabs;

793 3. Passenger-carrying vehicles operated by common carriers or restricted common carriers;

794 4. Property-carrying motor vehicles registered pursuant to § 46.2-697 except pickup or panel trucks as  
795 defined in § 46.2-100;

796 5. Applicants, other than TNC partners as defined in § 46.2-2000 and emergency medical services  
797 vehicles pursuant to clause (iii) of § 46.2-649.1:1, who operate motor vehicles as passenger carriers for rent  
798 or hire;

799 6. Vehicles operated by nonemergency medical transportation carriers as defined in § 46.2-2000; and

800 7. Trailers and semitrailers.

801 C. The Department shall issue appropriately designated license plates for motor vehicles held for rental as  
802 defined in § 58.1-1735.

803       D. The Department shall issue appropriately designated license plates for low-speed vehicles.

804       E. The Department shall issue appropriately designated license plates for military surplus motor vehicles  
805 registered pursuant to § 46.2-730.1.

806       F. No vehicles shall be operated on the highways in the Commonwealth without displaying the license  
807 plates required by this chapter. The provisions of this subsection shall not apply to vehicles used to collect  
808 and deliver the United States mail to the extent that their rear license plates may be covered by the  
809 "CAUTION, FREQUENT STOPS, U.S. MAIL" sign when the vehicle is engaged in the collection and  
810 delivery of the United States mail.

811       G. For any summons issued for a violation of this section, the court may, in its discretion, dismiss the  
812 summons, where proof of compliance with this section is provided to the court on or before the court date.

813       **§ 46.2-714. Permanent license plates.**

814       Notwithstanding the provisions of §§ 46.2-711 and 46.2-712 the Department may, in its discretion, issue a  
815 type of license plate suitable for permanent use on motor vehicles, trailers, semitrailers, and motorcycles,  
816 together with decals, unless decals are not required under § 46.2-712, to be attached to the license plates to  
817 indicate the registration period for which such vehicles have been properly licensed. The design of the license  
818 plates and decals, when required, shall be determined by the Commissioner.

819       Every permanent license plate and decal, when required, shall be returned to the Department whenever the  
820 owner of a vehicle disposes of it by sale or otherwise and when not actually in use on a motor vehicle, except  
821 dealer's plates temporarily not in use. The person in whose name the license plate is registered may apply,  
822 during the registration period for which it is issued, for the return thereof if the license plate is intended to be  
823 used on a subsequently acquired motor vehicle.

824       Every permanent license plate and decal, when issued, shall be returned to the Department whenever the  
825 owner of a vehicle elects to garage the vehicle and discontinue the use of it on the highway. The person in  
826 whose name the license plate is registered may apply, during the registration period for which it is issued, for the  
827 return thereof if the vehicle is to be returned to use on the highway.

828       For the purposes of this section, the term "motor vehicle" does not include a "*Class A motorized mobility*  
829 *vehicle or moped*" as defined in § 46.2-100, unless such moped is a *Class B motorized mobility vehicle*.

830       **§ 46.2-715. Display of license plates.**

831       License plates assigned to a motor vehicle, other than a moped, motorcycle, autocycle, *Class B motorized*  
832 *mobility vehicle*, tractor truck, trailer, or semitrailer, or to persons licensed as motor vehicle dealers or  
833 transporters of unladen vehicles, shall be attached to the front and the rear of the vehicle. The license plate  
834 assigned to a moped, motorcycle, autocycle, *Class B motorized mobility vehicle*, trailer, or semitrailer shall be  
835 attached to the rear of the vehicle. The license plate assigned to a tractor truck shall be attached to the front of  
836 the vehicle. The license plates issued to licensed motor vehicle dealers and to persons licensed as transporters  
837 of unladen vehicles shall consist of one plate for each set issued and shall be attached to the rear of the  
838 vehicle to which it is assigned.

839       For any summons issued for a violation of this section, the court may, in its discretion, dismiss the  
840 summons, where proof of compliance with this section is provided to the court on or before the court date.

841       **§ 46.2-720. Use of license plates from another vehicle in certain circumstances.**

842       The owner of a motor vehicle to which license plates have been assigned by the Department may remove  
843 the license plates from the motor vehicle and use them on another motor vehicle owned by a person operating  
844 a garage or owned by a motor vehicle dealer provided such use does not extend for more than five days and  
845 provided the use is limited to the time during which the first motor vehicle is being repaired or while the  
846 second motor vehicle is loaned to him for demonstration, as provided by § 46.2-719.

847       For the purposes of this section, the term "motor vehicle" does not include a "*Class A motorized mobility*  
848 *vehicle or moped*" as defined in § 46.2-100, unless such moped is a *Class B motorized mobility vehicle*.

849       **§ 46.2-721. Application of liability insurance policy to vehicle carrying plates from insured vehicle.**

850       The policy of liability insurance issued to the owner of a motor vehicle and covering the operation thereof  
851 shall extend to and be the primary insurance applicable to his operation of a motor vehicle on which he has  
852 placed license tags from another motor vehicle as provided in § 46.2-720.

853       For the purposes of this section, the term "motor vehicle" does not include a "*Class A motorized mobility*  
854 *vehicle or moped*" as defined in § 46.2-100, unless such moped is a *Class B motorized mobility vehicle*.

855       **§ 46.2-904.1. Electric power-assisted bicycles.**

856       A. Except as otherwise provided in this section, an electric power-assisted bicycle or an operator of an  
857 electric power-assisted bicycle shall be afforded all the rights and privileges, and be subject to all of the  
858 duties, of a bicycle or the operator of a bicycle. An electric power-assisted bicycle is a vehicle to the same  
859 extent as is a bicycle.

860       B. An electric power-assisted bicycle or person operating an electric power-assisted bicycle is not subject  
861 to the provisions of this Code relating to requirements for driver's licenses, registration, certificates of title,  
862 financial responsibility, off-highway motorcycles, and license plates, unless such electric power-assisted  
863 bicycle is a *Class B motorized mobility vehicle*.

864       C. 1. On and after January 1, 2021, manufacturers and distributors of electric power-assisted bicycles shall

865 permanently affix a label, in a prominent location, to each electric power-assisted bicycle that they  
 866 manufacture or distribute. The label shall contain the classification number, top assisted speed, and motor  
 867 wattage of the electric power-assisted bicycle and shall be printed in Arial font in at least nine-point type.  
 868 *Such label may be in addition to or in combination with the label required pursuant to § 46.2-1195.*

869 2. An electric power-assisted bicycle shall comply with equipment and manufacturing requirements for  
 870 bicycles adopted by the U.S. Consumer Product Safety Commission, 16 C.F.R. Part 1512.

871 3. All class three electric power-assisted bicycles shall be equipped with a speedometer that displays the  
 872 speed the bicycle is traveling in miles per hour.

873 D. No person shall tamper with or modify an electric power-assisted bicycle so as to change the motor-  
 874 powered speed capability or engagement of an electric power-assisted bicycle, unless the label required by  
 875 subdivision C 1 is replaced after modification.

876 E. An electric power-assisted bicycle shall operate in a manner such that the electric motor is disengaged  
 877 or ceases to function when the rider stops pedaling or when the brakes are applied.

878 F. Except as set forth in this subsection, an electric power-assisted bicycle may be ridden in places where  
 879 bicycles are allowed, including streets, highways, roads, shoulders, bicycle lanes, and bicycle or shared-use  
 880 paths.

881 1. Following notice and a public hearing, a locality or state agency having jurisdiction over a bicycle or  
 882 shared-use path may prohibit the operation of class one or class two electric power-assisted bicycles on such  
 883 path, if it finds that such a restriction is necessary for public safety or compliance with other laws.

884 2. A locality or state agency having jurisdiction over a bicycle or shared-use path may prohibit the  
 885 operation of class three electric power-assisted bicycles on such path.

886 3. A locality or state agency having jurisdiction over a trail may regulate the use of electric power-assisted  
 887 bicycles on such trail. For purposes of this subdivision, "trail" means a trail that is specifically designated as  
 888 nonmotorized and that has a natural surface tread that is made by clearing and grading the native soil with no  
 889 added surfacing materials.

890 G. Each (i) operator and passenger of a class three electric power-assisted bicycle and (ii) minor operator  
 891 or passenger on a class one or two electric power-assisted bicycle shall wear a properly fitted and fastened  
 892 bicycle helmet that meets the current standards provided by either the U.S. Consumer Product Safety  
 893 Commission or the American Society for Testing and Materials International. Failure to wear a helmet shall  
 894 not constitute negligence, be considered in mitigation of damages of whatever nature, be admissible in  
 895 evidence, or be the subject of comment by counsel in any action for the recovery of damages arising out of  
 896 the operation, ownership, or maintenance of a class three electric power-assisted bicycle, nor shall anything  
 897 in this section change any existing law, rule, or procedure pertaining to any civil action, nor shall this section  
 898 bar any claim that otherwise exists.

899 **§ 46.2-906.1. Helmets required for riders of Class A motorized mobility vehicles; local ordinances  
 900 may require riders of bicycles, electric personal assistive mobility devices, and electric power-assisted  
 901 bicycles to wear helmets.**

902 A. Every minor shall wear a protective helmet that at least meets the Consumer Product Safety  
 903 Commission standard whenever riding or being carried on a Class A motorized mobility vehicle on any  
 904 highway, sidewalk, or public bicycle path. Operators and riders of Class B motorized mobility vehicles shall  
 905 be subject to the requirements of § 46.2-1198. Nothing in this subsection shall be construed to authorize a  
 906 Class A motorized mobility vehicle to operate on a sidewalk or public bicycle path if such operation is  
 907 prohibited by other law.

908 B. The governing body of any county, city or town may, by ordinance, provide that every person 14 years  
 909 of age or younger shall wear a protective helmet that at least meets the Consumer Product Safety Commission  
 910 standard whenever riding or being carried on a bicycle, an electric personal assistive mobility device, a toy  
 911 vehicle, or an electric power-assisted bicycle on any highway as defined in § 46.2-100, sidewalk, or public  
 912 bicycle path.

913 C. Violation of any such ordinance adopted pursuant to subsection B shall be punishable by a fine of \$25.  
 914 However, such fine shall be suspended (i) for first-time violators and (ii) for violators who, subsequent to the  
 915 violation but prior to imposition of the fine, purchase helmets of the type required by the ordinance.

916 D. Violation of this section or any such ordinance adopted pursuant to this section shall not constitute  
 917 negligence, or assumption of risk, be considered in mitigation of damages of whatever nature, be admissible  
 918 in evidence, or be the subject of comment by counsel in any action for the recovery of damages arising out of  
 919 the operation of any bicycle, electric personal assistive mobility device, toy vehicle, or electric power-assisted  
 920 bicycle, nor shall anything in this section change any existing law, rule, or procedure pertaining to any civil  
 921 action.

922 **§ 46.2-914. Limitations on operation of mopeds.**

923 A. No moped shall be driven on any highway or public vehicular area faster than 35 miles per hour. Any  
 924 person who operates a moped faster than 35 miles per hour shall be deemed, for all the purposes of this title,  
 925 to be operating a motorcycle.

926 B. No moped shall be driven on any highway by any person under the age of 16, and every person driving

927 a moped shall carry with him a government-issued form of photo identification that includes his name,  
928 address, and date of birth. *However, the operation of any moped that is also a Class B motorized mobility*  
929 *vehicle shall be subject to the provisions of Article 24 (§ 46.2-1193 et seq.) of Chapter 10.*

930 C. Operation of mopeds is prohibited on any Interstate Highway System component.

931 Violation of any provision of this section shall constitute a traffic infraction punishable by a fine of no  
932 more than \$50.

#### 933 Article 24.

##### 934 Motorized Mobility Vehicles.

###### 935 § 46.2-1193. Authority of the Department of Motor Vehicles and the Commissioner.

936 A. The Department shall control, supervise, and regulate the sale and licensure of Class B motorized  
937 mobility vehicles. The Department may require any person engaged in the business of selling Class B  
938 motorized mobility vehicles to register with the Department.

939 B. Enforcement of statutes and Department regulations shall be not only by the Department but also by  
940 any other law-enforcement officer.

941 C. The Department may do all things necessary to carry out the purposes of this article, including  
942 entering into contracts for administrative and other operational support for motorized mobility vehicle safety  
943 training centers, as defined in § 46.2-1197.

944 D. Any civil penalty collected by the Department under the provisions of this article, other than  
945 § 46.2-1198, shall be paid into the state treasury and set aside as a special fund to meet the expenses of the  
946 Department in exercising the responsibilities of this article.

###### 947 § 46.2-1194. Emissions and safety standards.

948 A. The Superintendent of State Police shall prescribe, by regulation, equipment standards for Class B  
949 motorized mobility vehicles. Such standards shall include (i) functional breaks on front and rear wheels, (ii)  
950 lights on the front and rear of the vehicle, (iii) reflectors, (iv) audible signaling devices, (v) manufacturer-  
951 rated tire load capacity, and (vi) compliance with any applicable federal motor vehicle safety standards.

952 B. Any motorized mobility vehicle sold in the Commonwealth shall comply with all state and federal safety  
953 and emissions standards. Any person offering such vehicles for sale shall certify compliance with such  
954 standards upon the sale of any such vehicle, as required pursuant to § 46.2-1195.

###### 955 § 46.2-1195. Classification and labeling of motorized mobility vehicles; civil penalty.

956 A. The manufacturer or distributor of any motorized mobility vehicle shall permanently affix a water  
957 resistant label on every motorized mobility vehicle sold in the Commonwealth. Such label shall (i) be  
958 attached to the side of the motorized mobility vehicle that faces the operator and shall be clearly visible to the  
959 operator and (ii) identify the motorized mobility vehicle's class, maximum speed in miles per hour, and  
960 weight in pounds.

961 B. Any Class B motorized mobility vehicle sold in the Commonwealth shall have a manufacturer-issued  
962 vehicle identification number visible on such vehicle or permanently affixed to such vehicle.

963 C. No manufacturer or distributor shall sell, offer for sale, or advertise a vehicle capable of speeds  
964 exceeding 35 miles per hour as a motorized mobility vehicle. The Commissioner may order any manufacturer  
965 or distributor in violation of this subsection to cease the sale of any misclassified vehicles and issue a  
966 corrective notice to all affected purchasers identifying the proper classification and applicable legal  
967 requirements for operation.

968 D. Any person in violation of this section is subject to a civil penalty of \$2,500 per violation, enforceable  
969 by the Commissioner. A second or subsequent violation of subsection C within any 12-month period is subject  
970 to a civil penalty of up to \$5,000 per violation, enforceable by the Commissioner. The Commissioner may  
971 also prohibit, temporarily or permanently, any person who has committed a second or subsequent violation  
972 of subsection C within a 12-month period from selling Class B motorized mobility vehicles.

###### 973 § 46.2-1196. Manufacturers and retailer responsibilities.

974 A. No person shall sell a Class B motorized mobility vehicle to a minor. The seller of a motorized mobility  
975 vehicle shall, prior to completing any sale of a class B motorized mobility vehicle to a consumer:

976 1. Obtain the signature of the purchaser on the point-of-sale acknowledgement form developed by the  
977 Department pursuant to this article;

978 2. Clearly identify on such acknowledgement form the vehicle's classification as a Class B motorized  
979 mobility vehicle, the legal responsibilities associated with such classification, and the penalties for misuse or  
980 misrepresentation of such vehicle; and

981 3. Verify and record the motorized mobility vehicle safety training course completion number issued  
982 pursuant to § 46.2-1197 of (i) the purchaser or (ii) if the purchaser is the parent or legal guardian of the  
983 intended operator, the intended operator.

984 B. The seller of a motorized mobility vehicle shall transmit to the Department, in a manner established by  
985 the Department that shall include an electronic option, the (i) completed point-of-sale acknowledgement  
986 form; (ii) motorized mobility vehicle safety training course completion number recorded pursuant to  
987 subdivision A 3, (iii) digital signature of the purchaser, and (iv) certification of compliance with vehicle  
988 safety and emissions standards for such vehicle completed pursuant to § 46.2-1194.

989       C. The seller of a motorized mobility vehicle shall retain copies of all acknowledgements completed  
 990 pursuant to subsection A for a period of at least three years. The seller shall make such records available for  
 991 inspection upon request by the Department.

992       D. Any person in violation of this section is subject to a civil penalty of up to \$2,500 per violation,  
 993 enforceable by the Commissioner. A second or subsequent violation within any 12-month period is subject to  
 994 a civil penalty of up to \$5,000 per violation, enforceable by the Commissioner. The Commissioner may also  
 995 prohibit, temporarily or permanently, any person who has committed a second or subsequent violation of this  
 996 section within a 12-month period from selling Class B motorized mobility vehicles.

997       **§ 46.2-1197. Motorized mobility vehicle rider safety training courses.**

998       A. As used in this article, "motorized mobility vehicle safety training course" or "course" means a course  
 999 of instruction approved by the Department in the operation of Class B motorized mobility vehicles, including  
 1000 instruction in the safe on-road operation of Class B motorized mobility vehicles, the rules of the road, and the  
 1001 laws of the Commonwealth relating to motor vehicles. Such courses shall meet the requirements of this  
 1002 article and be approved by the Department.

1003       B. The Department shall promulgate regulations governing the establishment and operation of motorized  
 1004 mobility vehicle safety training courses. Such regulations shall include provisions for compliance, statewide  
 1005 availability of such courses, the issuance of certificates to document successful course completion, duplicate  
 1006 certificates, recordkeeping, requirements for course providers, instructor certification, student name and  
 1007 address changes, course and exam criteria, and the establishment of fees, not to exceed the cost of giving  
 1008 such instruction for each person participating in and receiving the instruction.

1009       C. The Department shall, by July 1, 2027, establish and thereafter shall maintain a database listing every  
 1010 person who, at any time prior to or following that date, has completed and passed a course pursuant to this  
 1011 section. The database shall list each person's full name and date of birth and the date on which he passed the  
 1012 course, and it shall allow any person who completes and passes the course on or after July 1, 2028, to add  
 1013 his own information. The Department shall make the database available to law-enforcement officers and, to  
 1014 the extent possible or appropriate, shall maintain the confidentiality of information in the database.

1015       D. The Department may authorize public secondary schools, community colleges, driver training schools  
 1016 licensed pursuant to Chapter 17 (§ 46.2-1700 et seq.), or local law-enforcement agencies to administer  
 1017 approved courses and, upon satisfactory completion, issue certificates of completion. Any person who  
 1018 successfully completes a motorized mobility vehicle safety training course shall be issued a certificate of  
 1019 completion that contains a unique completion number.

1020       **§ 46.2-1198. Restrictions on operation; penalty.**

1021       A. It is lawful for a person to operate a Class B motorized mobility vehicle on the highways of the  
 1022 Commonwealth only if:

1023       1. He is at least 16 years old and has completed a motorized mobility vehicle safety training course,  
 1024 except any person 14 or 15 years old shall be allowed to operate a Class B motorized mobility vehicle on the  
 1025 highways of the Commonwealth if he has (i) completed a motorized mobility vehicle safety training course  
 1026 and (ii) obtained written consent from a parent or legal guardian and carries such written consent on his  
 1027 person at all times during such operation. However, any person who is at least 19 years old and the owner of  
 1028 the Class B motorized mobility vehicle may operate such vehicle for a period not to exceed six months after  
 1029 the later of the purchase or registration of such motorized mobility vehicle without having completed a  
 1030 course. After such six-month period such person is subject to the requirement to complete a motorized  
 1031 mobility vehicle safety training course to operate such Class B motorized mobility vehicle;

1032       2. He carries the certificate of completion issued pursuant to § 46.2-1197 on his person at all times during  
 1033 such operation and presents such certificate upon demand of any law-enforcement officer, if he is required to  
 1034 have completed such course pursuant to subdivision 1;

1035       3. Such operation is covered by a standard provisions automobile liability policy in a form approved by  
 1036 the Commission and issued by an insurance carrier authorized to do business in the Commonwealth that  
 1037 meets the minimum limits established pursuant to § 46.2-472 and carries proof of the issuance of such policy  
 1038 on his person at all times during such operation and presents such certificate upon demand of any law-  
 1039 enforcement officer;

1040       4. He wears a protective helmet that meets or exceeds the standards and specifications of the Snell  
 1041 Memorial Foundation, the American National Standards Institute, Inc., or the U.S. Department of  
 1042 Transportation;

1043       5. Such motorized mobility vehicle is not carrying a number of passengers in excess of the number for  
 1044 which such motorized mobility vehicle was designed by the manufacturer; and

1045       6. Such operation is not on any Interstate Highway System component, unless such operation is  
 1046 authorized by the Commonwealth Transportation Board and is limited to bicycle or pedestrian facilities that  
 1047 are barrier separated from the roadway and automobile traffic and such component meets all applicable  
 1048 safety requirements established by federal and state law.

1049       B. It is unlawful for any minor to operate a motorized mobility vehicle on the highways of the  
 1050 Commonwealth between sunset and sunrise.

1051     *C. The provisions of this section requiring the completion and carrying of a motorized mobility vehicle*  
1052     *safety training course shall not apply to any person licensed with a motorcycle endorsement pursuant to*  
1053     *§ 46.2-324.*

1054     *D. A violation of this section is punishable by a civil penalty of (i) \$250 for a first violation, (ii) \$500 for a*  
1055     *second violation; and (iii) \$1,000 for each third or subsequent violation to be paid into the state treasury and*  
1056     *credited to the Literary Fund. A violation of this section may be charged on the uniform traffic summons*  
1057     *form.*

1058     *E. For any summons issued for a violation of this section, the court may, in its discretion, dismiss the*  
1059     *summons or reduce the penalty provided for in subsection D, where proof of compliance with this section is*  
1060     *provided to the court on or before the court date.*

1061     *F. Violation of any provision of this section shall not constitute negligence, or assumption of risk, be*  
1062     *considered in mitigation of damages of whatever nature, be admissible in evidence, or be the subject of*  
1063     *comment by counsel in any action for the recovery of damages arising out of the operation of any motorized*  
1064     *mobility vehicle, nor shall anything in this section change any existing law, rule, or procedure pertaining to*  
1065     *any civil action.*

1066     **2. That the provisions of the first enactment of this act shall become effective on July 1, 2027.**

1067     **3. That the Department of Motor Vehicles shall create and implement an educational outreach**  
1068     **program for (i) manufacturers, distributors, and sellers of motorized mobility vehicles, as defined in**  
1069     **§ 46.2-100 of the Code of Virginia, as amended by this act, and (ii) community groups related to**  
1070     **promoting cycling and motor sports, to inform the public about the requirements of this act.**

1071     **4. That the provisions of this act may result in a net increase in periods of imprisonment or**  
1072     **commitment. Pursuant to § 30-19.1:4 of the Code of Virginia, the estimated amount of the necessary**  
1073     **appropriation cannot be determined for periods of imprisonment in state adult correctional facilities;**  
1074     **therefore, Chapter 725 of the Acts of Assembly of 2025 requires the Virginia Criminal Sentencing**  
1075     **Commission to assign a minimum fiscal impact of \$50,000. Pursuant to § 30-19.1:4 of the Code of**  
1076     **Virginia, the estimated amount of the necessary appropriation is \$0 for periods of commitment to the**  
1077     **custody of the Department of Juvenile Justice.**