



59 storage of the vehicle;

60 17. Violate, or assist, induce, or cooperate with others to violate, any provision of law related to the

61 offering or delivery of towing and recovery services;

62 18. Fail to provide the owner of a stolen vehicle written notice of his right under law to be reimbursed for

63 towing and storage of his vehicle out of the state treasury from the appropriation for criminal charges as

64 required in § 46.2-1209;

65 19. Refuse to allow, consistent with the protections detailed in the provisions of subsection E of

66 § 46.2-644.01, the owner of the vehicle towed, upon proof of ownership of the vehicle, to access and recover

67 any personal items without retrieving the vehicle and without paying any fee; or

68 20. Require an individual who appears to retrieve a vehicle towed to provide to the towing and recovery

69 operator, in addition to payment of fees, any document not otherwise required by law before releasing the

70 vehicle to the individual.

71 21. *Employ a tow truck driver who is not registered with the Department of Criminal Justice Services as*

72 *required in § 46.2-116.*

73 C. No tow truck driver as defined in § 46.2-116 or towing and recovery operator as defined in § 46.2-100

74 shall knowingly permit another person to occupy a motor vehicle as defined in § 46.2-100 while such motor

75 vehicle is being towed.

76 D. No tow truck driver or towing and recovery operator as defined in § 46.2-116 shall cause any other

77 person to solicit or offer towing services in any manner, directly or indirectly, at the scene of any wrecked or

78 disabled motor vehicle upon a highway, as defined in § 46.2-100, when such wrecked or disabled motor

79 vehicle reasonably necessitates removal by a tow truck. In addition to any penalty authorized pursuant to this

80 title, any tow truck driver or towing and recovery operator violating the provisions of this subsection shall be

81 guilty of a Class 3 misdemeanor for the first offense and of a Class 2 misdemeanor for any subsequent

82 offense.