

24101780D

1 SENATE BILL NO. 198

2 Offered January 10, 2024

3 Prefiled January 8, 2024

4 A BILL to amend and reenact § 46.2-100 of the Code of Virginia and to amend the Code of Virginia
5 by adding a section numbered 46.2-730.2, relating to license plates; collector motor vehicles;
6 penalty.

7 Patron—Diggs

8 Referred to Committee on Transportation

9 Be it enacted by the General Assembly of Virginia:

10 1. That § 46.2-100 of the Code of Virginia is amended and reenacted and that the Code of Virginia
11 is amended by adding a section numbered 46.2-730.2 as follows:

12 § 46.2-100. Definitions.

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

14 "All-terrain vehicle" means a motor vehicle having three or more wheels that is powered by a motor
15 and is manufactured for off-highway use. "All-terrain vehicle" does not include four-wheeled vehicles
16 commonly known as "go-carts" that have low centers of gravity and are typically used in racing on
17 relatively level surfaces, nor does the term include any riding lawn mower.18 "Antique motor vehicle" means every motor vehicle, as defined in this section, which was actually
19 manufactured or designated by the manufacturer as a model manufactured in a calendar year not less
20 than 25 years prior to January 1 of each calendar year and is owned solely as a collector's item.21 "Antique trailer" means every trailer or semitrailer, as defined in this section, that was actually
22 manufactured or designated by the manufacturer as a model manufactured in a calendar year not less
23 than 25 years prior to January 1 of each calendar year and is owned solely as a collector's item.24 "Autocycle" means a three-wheeled motor vehicle that has a steering wheel and seating that does not
25 require the operator to straddle or sit astride and is manufactured to comply with federal safety
26 requirements for motorcycles. Except as otherwise provided, an autocycle shall not be deemed to be a
27 motorcycle.28 "Automobile transporter" means any tractor truck, lowboy, vehicle, or combination, including
29 vehicles or combinations that transport motor vehicles on their power unit, designed and used
30 exclusively for the transportation of motor vehicles or used to transport cargo or general freight on a
31 backhaul pursuant to the provisions of 49 U.S.C. § 31111(a)(1).32 "Bicycle" means a device propelled solely by human power, upon which a person may ride either on
33 or astride a regular seat attached thereto, having two or more wheels in tandem, including children's
34 bicycles, except a toy vehicle intended for use by young children. For purposes of Chapter 8 (§ 46.2-800
35 et seq.), a bicycle shall be a vehicle while operated on the highway.36 "Bicycle lane" means that portion of a roadway designated by signs and/or pavement markings for
37 the preferential use of bicycles, electric power-assisted bicycles, motorized skateboards or scooters, and
38 mopeds.39 "Business district" means the territory contiguous to a highway where 75 percent or more of the
40 property contiguous to a highway, on either side of the highway, for a distance of 300 feet or more
41 along the highway, is occupied by land and buildings actually in use for business purposes.42 "Camping trailer" means every vehicle that has collapsible sides and contains sleeping quarters but
43 may or may not contain bathing and cooking facilities and is designed to be drawn by a motor vehicle.44 "Cancel" or "cancellation" means that the document or privilege cancelled has been annulled or
45 terminated because of some error, defect, or ineligibility, but the cancellation is without prejudice and
46 reapplication may be made at any time after cancellation.47 "Chauffeur" means every person employed for the principal purpose of driving a motor vehicle and
48 every person who drives a motor vehicle while in use as a public or common carrier of persons or
49 property.50 "Circular intersection" means an intersection that has an island, generally circular in design, located
51 in the center of the intersection, where all vehicles pass to the right of the island. Circular intersections
52 include roundabouts, rotaries, and traffic circles.53 "Collector" means a person who owns three or more vehicles and who collects, purchases, acquires,
54 trades, or disposes of such vehicles, or parts thereof, for his own use in order to preserve, restore, and
55 maintain such vehicles for hobby or historical purposes.

56 "Collector motor vehicle" means a motor vehicle owned by a collector that is used primarily in

INTRODUCED

SB198

59 shows, parades, charitable functions, and historical exhibitions for display, maintenance, and
60 preservation and is not used primarily for transportation.

61 "Commission" means the State Corporation Commission.

62 "Commissioner" means the Commissioner of the Department of Motor Vehicles of the
63 Commonwealth.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

117 "Farm utility vehicle" means a vehicle that is powered by a motor and is designed for off-road use
118 and is used as a farm, agricultural, or horticultural service vehicle, generally having four or more
119 wheels, bench seating for the operator and a passenger, a steering wheel for control, and a cargo bed.

120 "Farm utility vehicle" does not include pickup or panel trucks, golf carts, low-speed vehicles, or riding

121 lawn mowers.

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

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

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

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

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

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

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

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

147 "Intersection" means (i) the area embraced within the prolongation or connection of the lateral
148 curblines or, if none, then the lateral boundary lines of the roadways of two highways that join one
149 another at, or approximately at, right angles, or the area within which vehicles traveling on different
150 highways joining at any other angle may come in conflict; (ii) where a highway includes two roadways
151 30 feet or more apart, then every crossing of each roadway of such divided highway by an intersecting
152 highway shall be regarded as a separate intersection, in the event such intersecting highway also
153 includes two roadways 30 feet or more apart, then every crossing of two roadways of such highways
154 shall be regarded as a separate intersection; or (iii) for purposes only of authorizing installation of
155 traffic-control devices, every crossing of a highway or street at grade by a pedestrian crosswalk.

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

158 "Law-enforcement officer" means any officer authorized to direct or regulate traffic or to make
159 arrests for violations of this title or local ordinances authorized by law. For the purposes of access to
160 law-enforcement databases regarding motor vehicle registration and ownership only, "law-enforcement
161 officer" also includes city and county commissioners of the revenue and treasurers, together with their
162 duly designated deputies and employees, when such officials are actually engaged in the enforcement of
163 §§ 46.2-752, 46.2-753, and 46.2-754 and local ordinances enacted thereunder.

164 "License plate" means a device containing letters, numerals, or a combination of both, attached to a
165 motor vehicle, trailer, or semitrailer to indicate that the vehicle is properly registered with the
166 Department.

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

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

173 "Manufactured home" means a structure subject to federal regulation, transportable in one or more
174 sections, which in the traveling mode is eight body feet or more in width or 40 body feet or more in
175 length, or, when erected on site, is 320 or more square feet, and which is built on a permanent chassis
176 and designed to be used as a dwelling with or without a permanent foundation when connected to the
177 required utilities, and includes the plumbing, heating, air conditioning, and electrical systems contained
178 therein. "Manufactured home" does not include a park model recreational vehicle, which is a vehicle that
179 is (i) designed and marketed as temporary living quarters for recreational, camping, travel, or seasonal
180 use; (ii) not permanently affixed to real property for use as a permanent dwelling; (iii) built on a single
181 chassis mounted on wheels; and (iv) certified by the manufacturer as complying with the American

182 National Standards Institute (ANSI) A119.5 Park Model Recreational Vehicle Standard.

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

187 "Moped" means every vehicle that travels on not more than three wheels in contact with the ground
188 that (i) has a seat that is no less than 24 inches in height, measured from the middle of the seat
189 perpendicular to the ground; (ii) has a gasoline, electric, or hybrid motor that (a) displaces 50 cubic
190 centimeters or less or (b) has an input of 1500 watts or less; (iii) is power-driven, with or without
191 pedals that allow propulsion by human power; and (iv) is not operated at speeds in excess of 35 miles
192 per hour. "Moped" does not include an electric power-assisted bicycle or a motorized skateboard or
193 scooter. For purposes of this title, a moped shall be a motorcycle when operated at speeds in excess of
194 35 miles per hour. For purposes of Chapter 8 (§ 46.2-800 et seq.), a moped shall be a vehicle while
195 operated on a highway.

196 "Motor-driven cycle" means every motorcycle that has a gasoline engine that (i) displaces less than
197 150 cubic centimeters; (ii) has a seat less than 24 inches in height, measured from the middle of the seat
198 perpendicular to the ground; and (iii) has no manufacturer-issued vehicle identification number.

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

201 "Motor vehicle" means every vehicle as defined in this section that is self-propelled or designed for
202 self-propulsion except as otherwise provided in this title. Any structure designed, used, or maintained
203 primarily to be loaded on or affixed to a motor vehicle to provide a mobile dwelling, sleeping place,
204 office, or commercial space shall be considered a part of a motor vehicle. Except as otherwise provided,
205 for the purposes of this title, any device herein defined as a bicycle, electric personal assistive mobility
206 device, electric power-assisted bicycle, motorized skateboard or scooter, moped, or personal delivery
207 device shall be deemed not to be a motor vehicle.

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

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

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

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

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

239 "Operation or use for rent or for hire, for the transportation of passengers, or as a property carrier for
240 compensation," and "business of transporting persons or property" mean any owner or operator of any
241 motor vehicle, trailer, or semitrailer operating over the highways in the Commonwealth who accepts or
242 receives compensation for the service, directly or indirectly; but these terms do not mean a "truck
243 lessor" as defined in this section and do not include persons or businesses that receive compensation for

244 delivering a product that they themselves sell or produce, where a separate charge is made for delivery
245 of the product or the cost of delivery is included in the sale price of the product, but where the person
246 or business does not derive all or a substantial portion of its income from the transportation of persons
247 or property except as part of a sales transaction.

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

251 "Owner" means a person who holds the legal title to a vehicle; however, if a vehicle is the subject of
252 an agreement for its conditional sale or lease with the right of purchase on performance of the
253 conditions stated in the agreement and with an immediate right of possession vested in the conditional
254 vendee or lessee or if a mortgagor of a vehicle is entitled to possession, then the conditional vendee or
255 lessee or mortgagor shall be the owner for the purpose of this title. In all such instances when the rent
256 paid by the lessee includes charges for services of any nature or when the lease does not provide that
257 title shall pass to the lessee on payment of the rent stipulated, the lessor shall be regarded as the owner
258 of the vehicle, and the vehicle shall be subject to such requirements of this title as are applicable to
259 vehicles operated for compensation. A "truck lessor" as defined in this section shall be regarded as the
260 owner, and his vehicles shall be subject to such requirements of this title as are applicable to vehicles of
261 private carriers.

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

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

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

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

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

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

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

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

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

304 "Revoke" or "revocation" means that the document or privilege revoked is not subject to renewal or

305 restoration except through reapplication after the expiration of the period of revocation.

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

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

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

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

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

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

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

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

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

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

338 "Stinger-steered automobile or watercraft transporter" means an automobile or watercraft transporter
339 configured as a semitrailer combination wherein the fifth wheel is located on a drop frame behind and
340 below the rearmost axle of the power unit.

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

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

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

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

356 "Toy vehicle" means any motorized or propellant-driven device that has no manufacturer-issued
357 vehicle identification number that is designed or used to carry any person or persons, on any number of
358 wheels, bearings, glides, blades, runners, or a cushion of air. "Toy vehicle" does not include electric
359 personal assistive mobility devices, electric power-assisted bicycles, mopeds, motorized skateboards or
360 scooters, or motorcycles, nor does it include any nonmotorized or nonpropellant-driven devices such as
361 bicycles, roller skates, or skateboards.

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

365 "Traffic control device" means a sign, signal, marking, or other device used to regulate, warn, or
366 guide traffic placed on, over, or adjacent to a street, highway, private road open to public travel,

367 pedestrian facility, or shared-use path by authority of a public agency or official having jurisdiction, or
368 in the case of a private road open to public travel, by authority of the private owner or private official
369 having jurisdiction.

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

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

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

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

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

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

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

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

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

403 **§ 46.2-730.2. License plates for collector motor vehicles; fee.**

404 *A. On receipt of an application and evidence that the applicant owns or has regular use of another
405 passenger car, autocycle, or motorcycle, and owns at least a total of three collector motor vehicles, the
406 Commissioner shall issue appropriately designed license plates to owners of collector motor vehicles.
407 These license plates shall be valid so long as title to the vehicle is vested in the applicant. The fee for
408 the registration card and license plates of any of these vehicles shall be a one-time fee of \$50.*

409 *B. Notwithstanding the provisions of §§ 46.2-711 and 46.2-715, collector motor vehicles may display
410 single license plates.*

411 *C. Collector motor vehicles registered with license plates issued or authorized for use under this
412 section shall not be used for general transportation purposes, including daily travel to and from the
413 owner's place of employment, but shall only be used:*

414 *1. For participation in shows, parades, charitable functions, and historical exhibitions for display,
415 maintenance, and preservation;*

416 *2. On the highways of the Commonwealth for the purpose of testing their operation or selling the
417 vehicle, obtaining repairs or maintenance, transportation to and from events as described in subdivision
418 1, and for occasional pleasure driving not exceeding 250 miles from the residence of the owner; and*

419 *3. To carry or transport passengers and personal effects.*

420 *The registration card issued to a collector motor vehicle registered pursuant to subsections A and B
421 shall indicate such vehicle is for limited use.*

422 *D. Owners of collector motor vehicles applying for registration pursuant to this section shall submit
423 to the Department, in the manner prescribed by the Department, certifications that such vehicles are
424 capable of being safely operated on the highways of the Commonwealth.*

425 *Pursuant to § 46.2-1000, the Department shall suspend the registration of any vehicle registered
426 with license plates issued under this section that the Department or the Department of State Police
427 determines is not properly equipped or otherwise unsafe to operate. Any law-enforcement officer shall*

428 *take possession of the license plates, registration card, and decals, if any, of any vehicle or trailer*
429 *registered with license plates issued under this section when he observes any defect in such vehicle as*
430 *set forth in § 46.2-1000.*

431 *E. Any owner of a collector motor vehicle registered with license plates pursuant to this section who*
432 *is convicted of a violation of this section is guilty of a Class 4 misdemeanor. Upon receiving a record*
433 *of conviction of a violation of this section, the Department shall revoke and not reinstate the owner's*
434 *privilege to register the vehicle operated in violation of this section with license plates issued or*
435 *authorized for use pursuant to this section for a period of five years from the date of conviction.*

436 *F. No collector motor vehicle shall be registered as an antique vehicle pursuant to § 46.2-730 or as*
437 *a military surplus motor vehicle pursuant to § 46.2-730.1.*