

HOUSE BILL NO. 1419

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on Transportation

on February 6, 2024)

(Patron Prior to Substitute--Delegate Kilgore)

A BILL to amend the Code of Virginia by adding a section numbered 46.2-631.1, relating to electronic sales by dealers; titling.

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 46.2-631.1 as follows:

§ 46.2-631.1. Electronic sales by dealers; titling.

A licensed motor vehicle dealer that participates in an online program as set forth in subsection C of § 46.2-216.1 may choose to sell a motor vehicle electronically by obtaining a title in the dealer's name for resale. The dealer shall disclose the odometer reading to the purchaser using a secure power of attorney prescribed by 49 C.F.R. Part 580 and in a form approved by the Department. The dealer shall provide all documentation or information required by the Department to process the dealer's application for a title in the dealer's name for resale, including a manufacturer's certificate of origin or certificate of ownership and any information required by the Department in accordance with § 46.2-623. The dealer shall submit such documentation or information in a form prescribed by the Department within 30 days of the dealer's application for the title in the dealer's name for resale. Failure to timely submit such documentation or information may result in the dealer's suspension from the online program set forth in subsection C of § 46.2-216.1.

2. That the provisions of this act shall become effective on the earlier of (i) July 1, 2025, or (ii) the first day of the first month following notification of the Chair of the Virginia Code Commission by the Commissioner of the Department of Motor Vehicles that a secure power of attorney prescribed by 49 C.F.R. Part 580 and in a form approved by the Department of Motor Vehicles is available to motor vehicle dealers to be electronically signed by a purchaser.

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