

Department of Planning and Budget 2022 Fiscal Impact Statement

1. Bill Number: HB1122

House of Origin	<input type="checkbox"/> Introduced	<input checked="" type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input checked="" type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. Patron: Campbell, J.L.

3. Committee: General Laws and Technology

4. Title: Certain manufactured homes; recordation as real property; release of manufactured home records.

5. Summary: This bill requires the Commissioner of the Department of Motor Vehicles to furnish vehicle information for a manufactured home to a prospective purchaser, a real estate agent, title insurer, settlement agent, attorney, manufactured home dealer, manufactured home broker, or a loan officer upon such individuals meeting certain requirements and (ii) prohibits the Department from disposing of any vehicle information for any manufactured home.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Preliminary. See Item #8.

8. Fiscal Implications: This bill authorizes the Department of Motor Vehicles (DMV) to provide vehicle information regarding a manufactured home to a prospective purchaser, a real estate agent, title insurer, settlement agent, attorney, manufactured home dealer, manufactured home broker, or to a loan officer. The bill amends the law to require DMV to retain vehicle information for a manufactured home permanently. No fiscal impact is anticipated from implementing this bill.

9. Specific Agency or Political Subdivisions Affected: Department of Motor Vehicles, Library of Virginia.

10. Technical Amendment Necessary: No.

11. Other Comments: The bill mandates that the vehicle information record for a manufactured home be preserved as a permanent record. In Virginia, most retention periods are not set by Code, they are set by the Library of Virginia pursuant to the Public Records Act. This amendment could create an issue if the Library of Virginia ever changes the DMV retention schedule for manufactured homes. If that were to happen, DMV would be in the position of being out of compliance with either the amended § 46.2-216 or the Public Records Act. Va. Code § 42.1-79 states, "Whenever legislation affecting public records management and preservation is under consideration, The Library of Virginia shall review the proposal and advise the General Assembly on the effects of its proposed implementation."