

SB 12

FILED

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WEST VIRGINIA LEGISLATURE WEST VIRGINIA
SECRETARY OF STATE

SEVENTY-NINTH LEGISLATURE

REGULAR SESSION, 2009



ENROLLED

Senate Bill No. 12

(BY SENATORS JENKINS, WILLIAMS, BARNES,
D. FACEMIRE, WELLS, CHAFIN AND WHITE)

[Passed April 9, 2009; in effect ninety days from passage.]

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AN ACT to amend and reenact §17A-3-16 of the Code of West Virginia, 1931, as amended; and to amend and reenact §17A-10-3 of said code, all relating to registration fees for vehicles; allowing a registrant to register a Class G vehicle for a two-year period; requiring all registrations for at least one full year; and facilitating expiration date changes.

Be it enacted by the Legislature of West Virginia:

That §17A-3-16 of the Code of West Virginia, 1931, as amended, be amended and reenacted; and that §17A-10-3 of said code be amended and reenacted, all to read as follows:

**ARTICLE 3. ORIGINAL AND RENEWAL OF REGISTRATION; ISSUANCE
OF CERTIFICATES OF TITLE.**

§17A-3-16. Expiration of registration and certificates of title.

1 (a) Every vehicle registration under this chapter and
2 every registration card and registration plate issued under
3 this chapter expires at midnight on the last day of the
4 month designated by the commissioner: *Provided*, That
5 the commissioner may extend the period during which the
6 registration plates may be used.

7 Certificates of title need not be renewed annually but
8 remain valid until canceled by the division for cause or
9 upon a transfer of any interest shown in the vehicle.

10 (b) Notwithstanding the provisions of this section or of
11 any provision of this chapter, the commissioner shall
12 adopt a staggered registration system whereby the regis-
13 tration of Class A motor vehicles is for a period of twelve
14 consecutive calendar months, the expiration dates of the
15 registrations to be staggered throughout the year: *Pro-*
16 *vided*, That on or after July 1, 1997, the commissioner shall
17 also offer an optional two-year registration system
18 whereby the registration of all vehicles shall be for a
19 period of twenty-four consecutive calendar months, the
20 expiration dates of the registrations to be staggered
21 throughout the year. Under this option, all annual fees
22 due at the time of registration shall be multiplied by two.

23 (1) On or after July 1, 1997, all Class A motor vehicles as
24 defined in section one, article ten of this chapter shall be
25 registered for a period of twelve or twenty-four consecu-
26 tive calendar months. There hereby are established twelve
27 registration periods, each of which shall start on day one
28 of each calendar month of the year and shall end on the
29 last day of month twelve from date of beginning. The
30 period ending on January 31 is designated the first period;
31 that ending on February 28 or 29 is designated the second;
32 that ending on March 31 is designated the third; that
33 ending on April 30 is designated the fourth; that ending on
34 May 31 is designated the fifth; that ending on June 30 is
35 designated the sixth; that ending on July 31 is designated

36 the seventh; that ending on August 31 is designated the
37 eighth; that ending on September 30 is designated the
38 ninth; that ending on October 31 is designated the tenth;
39 that ending on November 30 is designated the eleventh;
40 and that ending on December 31 is designated the twelfth.

41 (2) All Class A motor vehicles which are operated for the
42 first time upon the public highways of this state to and
43 including day fifteen of any given month are subject to
44 registration and payment of the fee for the twelve- or 24-
45 month period commencing day one of the month of
46 operation. All Class A motor vehicles operated for the
47 first time upon the public highways of this state on and
48 after day sixteen of any given month are subject to
49 registration and payment of fee for the twelve or 24-month
50 period commencing day one of the month of the next
51 following calendar month.

52 (c) On or before July 1, 1996, all Class T and Class R
53 vehicles shall be registered for a maximum period of three
54 years or portion thereof based on the number of years
55 remaining in the three year period designated by the
56 commissioner.

57 (d) On or before July 1, 2000, all Class C trailers shall be
58 registered for the duration of the owner's interest in the
59 trailer and shall not expire until either sold or otherwise
60 permanently removed from the service of the owner.

61 (e) Notwithstanding the provisions of this section or of
62 any other provision of this chapter to the contrary, the
63 commissioner shall on or before July 1, 2010, offer an
64 optional two-year registration for Class G vehicles. The
65 commissioner may offer extended prorated registration
66 renewal cycles to accommodate changes in designated
67 expiration dates.

ARTICLE 10. FEES FOR REGISTRATION, LICENSING, ETC.

§17A-10-3. Registration fees for vehicles equipped with pneumatic tires.

1 The following registration fees for the classes indicated
2 shall be paid to the division for the registration of vehicles
3 subject to registration under this chapter when equipped
4 with pneumatic tires:

5 (a) Registration fees for the following classes shall be
6 paid to the division annually:

7 (1) *Class A.* – The registration fee for all motor vehicles
8 of this class is \$28.50: *Provided*, That the registration fees
9 and any other fees required by this chapter for Class A
10 vehicles under the optional biennial staggered registration
11 system shall be multiplied by two and paid biennially to
12 the division.

13 No license fee may be charged for vehicles owned by
14 churches, or by trustees for churches, which are regularly
15 used for transporting parishioners to and from church
16 services. Notwithstanding the exemption, the certificate
17 of registration and license plates shall be obtained the
18 same as other cards and plates under this article.

19 (2) *Class B.* – The registration fee for all motor vehicles
20 of this class is as follows:

21 (A) For declared gross weights of eight thousand one
22 pounds to sixteen thousand pounds – \$28 plus \$5 for each
23 one thousand pounds or fraction of one thousand pounds
24 that the gross weight of the vehicle or combination of
25 vehicles exceeds eight thousand pounds.

26 (B) For declared gross weights greater than sixteen
27 thousand pounds, but less than fifty-five thousand pounds
28 – \$78.50 plus \$10 for each one thousand or fraction of one

29 thousand pounds that the gross weight of the vehicle or
30 combination of vehicles exceeds sixteen thousand pounds.

31 (C) For declared gross weights of fifty-five thousand
32 pounds or more – \$737.50 plus \$15.75 for each one thou-
33 sand pounds or fraction of one thousand pounds that the
34 gross weight of the vehicle or combination of vehicles
35 exceeds fifty-five thousand pounds.

36 (3) *Class G.* – The registration fee for each motorcycle or
37 parking enforcement vehicle is \$8: *Provided*, That the
38 registration fee and any other fees required by this chapter
39 for Class G vehicles shall be for at least one year and
40 under an optional biennial registration system the annual
41 fee shall be multiplied by two and paid biennially to the
42 division.

43 (4) *Class H.* – The registration fee for all vehicles for this
44 class operating entirely within the state is \$5; and for
45 vehicles engaged in interstate transportation of persons,
46 the registration fee is the amount of the fees provided by
47 this section for Class B, reduced by the amount that the
48 mileage of the vehicles operated in states other than West
49 Virginia bears to the total mileage operated by the vehicles
50 in all states under a formula to be established by the
51 Division of Motor Vehicles.

52 (5) *Class J.* – The registration fee for all motor vehicles
53 of this class is \$85. Ambulances and hearses used exclu-
54 sively as ambulances and hearses are exempt from the
55 special fees set forth in this section.

56 (6) *Class M.* – The registration fee for all vehicles of this
57 class is \$17.50.

58 (7) *Class farm truck.* – The registration fee for all motor
59 vehicles of this class is as follows:

60 (A) For farm trucks of declared gross weights of eight
61 thousand one pounds to sixteen thousand pounds – \$30.

62 (B) For farm trucks of declared gross weights of sixteen
63 thousand one pounds to twenty-two thousand pounds –
64 \$60.

65 (C) For farm trucks of declared gross weights of twenty-
66 two thousand one pounds to twenty-eight thousand
67 pounds – \$90.

68 (D) For farm trucks of declared gross weights of twenty-
69 eight thousand one pounds to thirty-four thousand pounds
70 – \$115.

71 (E) For farm trucks of declared gross weights of thirty-
72 four thousand one pounds to forty-four thousand pounds
73 – \$160.

74 (F) For farm trucks of declared gross weights of forty-
75 four thousand one pounds to fifty-four thousand pounds
76 – \$205.

77 (G) For farm trucks of declared gross weights of fifty-
78 four thousand one pounds to eighty thousand pounds –
79 \$250: *Provided*, That the provisions of subsection (a),
80 section eight, article one, chapter seventeen-e of this code
81 do not apply if the vehicle exceeds sixty-four thousand
82 pounds and is a truck tractor or road tractor.

83 (b) Registration fees for the following classes shall be
84 paid to the division for a maximum period of three years,
85 or portion of a year based on the number of years remain-
86 ing in the three-year period designated by the commis-
87 sioner:

88 (1) *Class R.* – The annual registration fee for all vehicles
89 of this class is \$12.

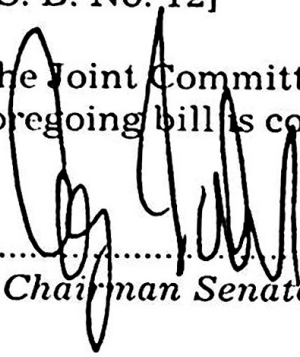
90 (2) *Class T.* – The annual registration fee for all vehicles
91 of this class is \$8.

92 (c) The fees paid to the division for a multiyear registra-
93 tion provided by this chapter shall be the same as the

94 annual registration fee established by this section and any
95 other fee required by this chapter multiplied by the
96 number of years for which the registration is issued.

97 (d) The registration fee for all Class C vehicles is \$50. On
98 or before July 1, 2000, all Class C trailers shall be regis-
99 tered for the duration of the owner's interest in the trailer
100 and do not expire until either sold or otherwise perma-
101 nently removed from the service of the owner: *Provided,*
102 That a registrant may transfer a Class C registration plate
103 from a trailer owned less than thirty days to another Class
104 C trailer titled in the name of the registrant upon payment
105 of the transfer fee prescribed in section ten of this article.

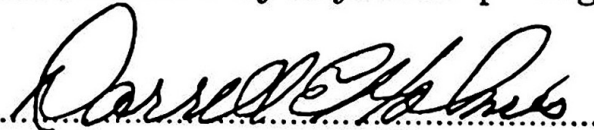
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.


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Chairman Senate Committee


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Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.


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Clerk of the Senate


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Clerk of the House of Delegates


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President of the Senate


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Speaker House of Delegates

The within is approved..... this the 30th
Day of April....., 2009.


.....
Governor

PRESENTED TO THE
GOVERNOR

APR 27 2009

Time 2:15 pm