WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1955

ENROLLED

SENATE BILL NO. 60

(By Mr. .....................................)

PASSED . . ......................................... 1955

In Effect . . ......................................... Passage

Filed In the Office of the Secretary of State
of West Virginia

D. PITT O'BRIEN
SECRETARY OF STATE
ENROLLED

Senate Bill No. 60
(By Mr. Amos)

(By request of the Department of Motor Vehicles)

[Passed March 8, 1955; in effect July 1, 1955.]

AN ACT to amend and reenact sections five and six, article sixteen, chapter seventeen-c of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to appointment of official inspection stations; fees for certificate of inspection, operation of official inspection stations.

Be it enacted by the Legislature of West Virginia:

That sections five and six, article sixteen, chapter seventeen-c of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted as follows:
Section 5. Official Inspection Stations; Fees for and Certificate of Inspection.—The superintendent of the department of public safety shall be responsible for the inspection as provided in this article and shall prescribe requirements and qualifications for official inspection stations. He shall select and designate such stations and shall issue permits therefor and furnish instructions and all necessary forms thereto for the inspection of vehicles as herein required and the issuance of official certificates of inspection and approval. The certificate of inspection shall be a paper sticker or decal to be affixed to the windshield of a motor vehicle, shall be serially numbered and shall properly identify the official inspection station by which issued. A charge of twenty-five cents per sticker shall be charged by the department of public safety to the inspection station and the funds so received, shall be deposited into the state treasury and credited to the account of the department of public safety for application in the administration of the provisions of this article. Any balance remaining in the fund on the last day of June of each fiscal year, not required for operating expenses
for the ensuing fiscal year, shall be transferred to the state road fund. The superintendent is authorized to exchange stickers or to make refunds to official inspection stations for stickers on hand when permits are revoked or when, for any reason, the stickers become obsolete.

Application for permit shall be made upon an official form prescribed by the superintendent and permits shall be granted only when the superintendent is satisfied that the station is properly equipped, and has competent personnel to make such inspections and adjustments and that the inspections and adjustments will be properly conducted. The superintendent, before issuing a permit, may require the applicant to file a bond with surety approved by the superintendent, conditioned that such applicant, as a station operator, will make compensation for any damage to a vehicle during an inspection or adjustment due to negligence on the part of such station operator or employees thereof.

The superintendent shall properly supervise and cause inspections to be made of such stations and shall revoke and require the surrender of the permit issued to a sta-
tion which he finds is not properly equipped or conducted.

He shall maintain and post at his office and at such other places as he may select lists of all stations holding permits and of those whose permits have been revoked.

Sec. 6. *Operation of Official Inspection Stations.*—No permit for an official inspection station shall be assigned or transferred or used at any location other than therein designated and every said permit shall be posted in a conspicuous place at the station location designated.

The person operating any such station shall issue a certificate of inspection and approval, upon an official form, to the owner of a vehicle upon inspecting such vehicle and determining that its equipment required hereunder is in good condition and proper adjustment, but otherwise no certificate shall be issued, except such as may be issued pursuant to section two of this article. When required by the superintendent, a record and report shall be made of every inspection and every certificate so issued. A fee of not more than one dollar twenty-five cents may be charged for an inspection and issuance of such certificate, but the imposition of such charge shall not be mandatory.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the Senate.

Takes effect  July 1, 1955  passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within approved this the 1st day of March, 1955.

William C. Marland
Governor.

Filed in the Office of the Secretary of State of West Virginia

D. Pitt O'Brien
Secretary of State