

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1955

ENROLLED

SENATE BILL NO. 60

(By Mr. Reed)

PASSED Mar 8 1955

In Effect July 1 - '55 Passage



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

MAR 15 1955

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*
2 *Certificate of Inspection.*—The superintendent of the de-
3 partment of public safety shall be responsible for the in-
4 spection as provided in this article and shall prescribe
5 requirements and qualifications for official inspection sta-
6 tions. He shall select and designate such stations and
7 shall issue permits therefor and furnish instructions and
8 all necessary forms thereto for the inspection of vehicles
9 as herein required and the issuance of official certificates
10 of inspection and approval. The certificate of inspection
11 shall be a paper sticker or decal to be affixed to the wind-
12 shield of a motor vehicle, shall be serially numbered and
13 shall properly identify the official inspection station by
14 which issued. A charge of twenty-five cents per sticker
15 shall be charged by the department of public safety to
16 the inspection station and the funds so received, shall be
17 deposited into the state treasury and credited to the ac-
18 count of the department of public safety for application
19 in the administration of the provisions of this article.
20 Any balance remaining in the fund on the last day of June
21 of each fiscal year, not required for operating expenses

22 for the ensuing fiscal year, shall be transferred to the
23 state road fund. The superintendent is authorized to ex-
24 change stickers or to make refunds to official inspection
25 stations for stickers on hand when permits are revoked
26 or when, for any reason, the stickers become obsolete.

27 Application for permit shall be made upon an official
28 form prescribed by the superintendent and permits shall
29 be granted only when the superintendent is satisfied that
30 the station is properly equipped, and has competent per-
31 sonnel to make such inspections and adjustments and that
32 the inspections and adjustments will be properly con-
33 ducted. The superintendent, before issuing a permit, may
34 require the applicant to file a bond with surety approved
35 by the superintendent, conditioned that such applicant, as
36 a station operator, will make compensation for any dam-
37 age to a vehicle during an inspection or adjustment due
38 to negligence on the part of such station operator or em-
39 ployees thereof.

40 The superintendent shall properly supervise and cause
41 inspections to be made of such stations and shall revoke
42 and require the surrender of the permit issued to a sta-

43 tion which he finds is not properly equipped or conducted.
44 He shall maintain and post at his office and at such other
45 places as he may select lists of all stations holding per-
46 mits and of those whose permits have been revoked.

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

6 The person operating any such station shall issue a cer-
7 tificate of inspection and approval, upon an official form,
8 to the owner of a vehicle upon inspecting such vehicle
9 and determining that its equipment required hereunder
10 is in good condition and proper adjustment, but other-
11 wise no certificate shall be issued, except such as may be
12 issued pursuant to section two of this article. When re-
13 quired by the superintendent, a record and report shall be
14 made of every inspection and every certificate so issued.

15 A fee of not more than one dollar twenty-five cents
16 may be charged for an inspection and issuance of such
17 certificate, but the imposition of such charge shall not be
18 mandatory.

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

[Signature]
Chairman Senate Committee

[Signature]
Chairman House Committee

Originated in the Senate.

Takes effect July 1 - '55 passage.

[Signature]
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

[Signature]
President of the Senate

[Signature]
Speaker House of Delegates

The within approved this the 14
day of March, 1955.

[Signature]
Governor.



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

MAR 15 1955

D. PITT O'BRIEN
SECRETARY OF STATE