

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1957



# ENROLLED

HOUSE BILL No. 232

(By Mr. Schuyler & Miss Hallenar)



PASSED March 9 1957

In Effect from Passage



ENROLLED

# House Bill No. 333

(By MR. SCHUPBACH and MISS HALLANAN)

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[Passed March 9, 1957; in effect from passage.]

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AN ACT to amend article two, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto five new sections, designated sections seventeen to twenty-one, inclusive, relating to automobile driver training and education.

*Be it enacted by the Legislature of West Virginia:*

That article two, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto five new sections, designated sections seventeen to twenty-one, inclusive, to read as follows:

Section 17. *Automobile Driver Education and Training;*

2 *Aims and Purposes.*—The aims and purposes of automo-  
3 bile driver education shall be to develop a knowledge of  
4 these provisions of article eight, chapter seventeen of this  
5 code and other laws of this state relating to the operation

6 of motor vehicles, a proper acceptance of personal re-  
7 sponsibility in traffic, and a true appreciation of the  
8 causes, seriousness and consequences of traffic accidents.  
9 The aims and purposes of automobile driver training  
10 shall be to develop the knowledge, attitudes, habits and  
11 skills necessary for the safe operation of motor vehicles,  
12 including behind-the-wheel driving and observation in  
13 a dual control automobile.

Sec. 18. *State Board of Education to Adopt Rules and*  
2 *Regulations.*—The state board of education shall, with  
3 the advice of the state superintendent of schools and the  
4 superintendent of the department of public safety, adopt  
5 reasonable rules and regulations governing the establish-  
6 ment, conduct and scope of automobile driver education  
7 and automobile driver training for use in the public, pri-  
8 ate, parochial and denominational high schools located  
9 within this state, subject to the requirements and excep-  
10 tions set forth in this article. The first rules and regula-  
11 tions required by this section shall be adopted on or before  
12 July first, one thousand nine hundred fifty-seven.

Sec. 19. *Automobile Driver Training; Establishment and*

2 *Maintenance of Course; Who May Enroll.*—The state su-  
3 perintendent of schools may promote and direct the estab-  
4 lishment and maintenance of elective courses of instruc-  
5 tion in automobile driver training in the public high  
6 schools in accordance with the rules and regulations of the  
7 state board adopted pursuant to section eighteen of this  
8 article. Directors, trustees, or other persons having control  
9 or authority over private, parochial or denominational  
10 high schools, who establish and maintain such courses in  
11 the schools under their control or supervision, shall com-  
12 ply with the rules and regulations of the state board  
13 adopted pursuant to section eighteen of this article.

14 In the case of pupils under the age of sixteen, instruction  
15 shall be limited to the classroom. In case of pupils sixteen  
16 years and over, the instruction may include practical  
17 training in the operation of motor vehicles on the public  
18 streets and highways, and the pupil need not have a  
19 learner's permit as required by chapter seventeen, article  
20 twenty-one, section six of this code, if he is operating a  
21 dual control automobile and duly appointed instructor is  
22 actually occupying a seat beside the pupil.

23 No pupil shall be permitted to enroll in an automobile  
24 driver training course unless such student is presently  
25 enrolled in a course in automobile driver education or  
26 has satisfactorily completed such course.

Sec. 20. *Expenditure of School Funds.*—County boards  
2 of education, subject to the rules and regulations of the  
3 state board of education, may expend school funds to  
4 maintain and repair vehicles used for instructional pur-  
5 poses, to purchase fuel, lubricants, parts and accessories  
6 therefor, to pay the compensation of teachers or instructors  
7 and to procure automobile insurance, where such expendi-  
8 tures are for the purpose of establishing or maintaining  
9 automobile driver training courses pursuant to this article.  
10 These expenditures, including compensation of teachers  
11 or instructors, may be made over a period of twelve  
12 months.

13 Each county board shall receive from funds specially  
14 appropriated for such courses a sum which shall be pro-  
15 portionate to the total amount available for distribution  
16 to all county boards in the state in the ratio which the  
17 number of pupils who satisfactorily complete such

18 courses in the county bears to the total number of pupils  
19 who satisfactorily complete such courses in all public high  
20 schools within the state: *Provided*, That the payment  
21 shall not exceed the sum of twenty dollars for each such  
22 pupil per school year.

Sec. 21. *Automobile Liability Insurance*.—County  
2 boards of education shall procure or require automobile  
3 liability insurance in such amounts as the state board of  
4 education shall prescribe covering motor vehicles owned  
5 or operated for automobile driver training courses. The  
6 board having control of the financial and business affairs  
7 of any state educational institution which offers such  
8 course or courses for instruction in automobile driver  
9 training shall procure or require automobile liability  
10 insurance in like amounts covering motor vehicles owned  
11 or operated for any such course. Such insurance shall be  
12 against any liability arising out of the use of such vehicles  
13 in connection with such courses.

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

E. H. McCourt  
Chairman Senate Committee

W. Shelton  
Chairman House Committee

Originated in the House of Delegates

Takes effect from passage.

Thomas Meyer  
Clerk of the Senate

C. A. Blankenship  
Clerk of the House of Delegates

Ralph J. Brown  
President of the Senate

W. E. Jean  
Speaker, House of Delegates

The within approved this the 15th  
day of March, 1957.

Leif H. Underwood  
Governor



Filed in the Office of the Secretary of State  
of West Virginia. **MAR 15 1957**  
D. PITT O'BRIEN  
SECRETARY OF STATE