

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1957

ENROLLED

SENATE BILL NO. 48

(By Mr. MARTIN By Request)

PASSED Jan 31 1957

In Effect 90 days from Passage

Filed In the Office of the Secretary of State
of West Virginia. **FEB 6-1957**
D. PITT O'BRIEN
SECRETARY OF STATE

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Senate Bill No. 48

(By MR. MARTIN, BY REQUEST)

[Passed January 31, 1957; in effect ninety days from passage.]

AN ACT to amend and reenact sections three, eight and nine, article three, chapter seventeen-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to procedures, records and indexes incident to the registration of motor vehicles.

Be it enacted by the Legislature of West Virginia:

That sections three, eight and nine, article three, chapter seventeen-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

Section 3. *Application for Registration.*—Every owner
2 of a vehicle subject to registration hereunder shall make
3 application to the department for the registration thereof

4 upon the appropriate form or forms furnished by the
5 department and every such application shall bear the
6 signature of the owner written with pen and ink, and
7 said application shall contain:

8 (1) The name, bona fide residence and mail address
9 of the owner, the name of the county in which he resides,
10 or business address of the owners if a firm, association, or
11 corporation.

12 (2) A description of the vehicle including, insofar as
13 the hereinafter specified data may exist with respect to
14 a given vehicle, the make, model, type of body, the manu-
15 facturer's serial or identification number or other num-
16 ber as determined by the commissioner.

17 (3) In the event a motor vehicle is designed, con-
18 structed, converted, or rebuilt for the transportation of
19 property, the application shall include a statement of
20 its declared gross weight if such motor vehicle is to be
21 used alone, or if such motor vehicle is to be used in com-
22 bination with other vehicles the application for registra-
23 tion of such motor vehicle shall include a statement of
24 the combined declared gross weight of such motor ve-

25 hicle and the vehicles to be drawn by such motor ve-
26 hicle; declared gross weight being the weight declared
27 by the owner to be the actual combined weight of the
28 vehicle or combination of vehicles and load when carry-
29 ing the maximum load which the owner intends to place
30 thereon; and the application for registration of each such
31 vehicle shall also include a statement of the distance
32 between the first and last axles of that vehicle or com-
33 bination of vehicles. The declared gross weight stated in
34 the application shall not exceed the permissible gross
35 weight for the axle spacing listed therein as determined
36 by the table of permissible gross weights contained in
37 chapter seventeen-c of this code; and any vehicle regis-
38 tered for a declared gross weight as stated in the applica-
39 tion shall be subject to the single-axle load limit set
40 forth in chapter seventeen-c of this code.

41 (4) Each such applicant shall state whether such ve-
42 hicle is or is not to be used in the public transportation
43 of passengers or property, or both, for compensation, and
44 if so used, or to be used, the applicants shall so certify, and
45 shall, as a condition precedent to the registration of such

46 vehicle, obtain a certificate of convenience, or permit
47 from the public service commission.

48 (5) Such further information as may reasonably be
49 required by the department to enable it to determine
50 whether the vehicle is lawfully entitled to registra-
51 tion.

52 (6) Each such application for registration shall be ac-
53 companied by the fees hereafter provided.

Sec. 8. *Examination of Registration Records and Index
2 of Stolen and Recovered Vehicles.*—The department upon
3 receiving application for original registration of a vehicle
4 or any certificate of title shall first check the manu-
5 facturer's serial or identification number shown in the
6 application against the indexes of registered motor vehi-
7 cles and against the index of stolen and recovered motor
8 vehicles required to be maintained by this chapter.

Sec. 9. *Registration Indexes.*—The department shall
2 file each application received and when satisfied as to
3 the genuineness and regularity thereof, and that the ap-
4 plicant is entitled to register such vehicle and to the
5 issuance of a certificate of title shall register the vehicle

6 therein described and keep a record thereof in suitable
7 books or on index cards as follows:

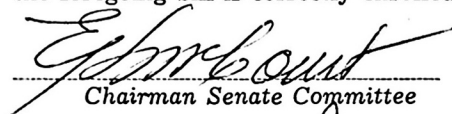
8 (1) Under a distinctive registration number assigned
9 to the vehicle;

10 (2) Alphabetically, under the name of the owner;

11 (3) Under the manufacturer's serial or identification
12 number if available, otherwise any other identifying
13 number of the vehicle; and

14 (4) In the discretion of the department, in any other
15 manner it may deem desirable.

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


Chairman Senate Committee

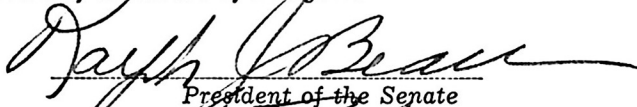

Chairman House Committee

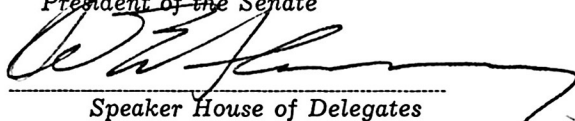
Originated in the Senate.

Takes effect 90 days from passage.


Clerk of the Senate


Clerk of the House of Delegates


President of the Senate


Speaker House of Delegates

The within approved this the 6th
day of February, 1957.


Governor



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West Virginia FEB 6-1957
D. PITT O'BRIEN
SECRETARY OF STATE