

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1961



ENROLLED

HOUSE BILL No. 124

(By Mr. *Speaker, W. Singleton*)



PASSED *March 2,* 1961

In Effect *ninety days from* Passage



Filed in Office of the Secretary of State

of West Virginia *March 8, 1961*

JOE F. BURDETT
SECRETARY OF STATE

124

ENROLLED

House Bill No. 124

(By MR. SPEAKER, MR. SINGLETON)

[Passed March 2, 1961; in effect ninety days from passage.]

AN ACT to amend article eleven, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, to be designated section twenty-five, relating to the authority of the board of governors to acquire, by lease or purchase, construct, maintain, operate and finance automobile parking facilities.

Be it enacted by the Legislature of West Virginia:

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

Section 25. *Acquisition and Operation of Parking Facilities.*—The board of governors is hereby authorized to construct, maintain and operate automobile parking facilities

4 on the campus or other areas under its jurisdiction for
5 use by students, faculty, staff and visitors. Such facilities
6 shall be open to use on such terms and subject to such
7 reasonable regulations as may be prescribed by the board.

8 A summary of the regulations shall be posted conspicu-
9 ously in each parking area.

10 The board shall have authority to charge fees for use
11 of the parking facilities. All moneys collected for such
12 use shall be paid into a special fund. The moneys in such
13 fund shall be used first to pay the cost of maintaining and
14 operating such facilities, but any excess not needed for
15 this purpose may be used for the acquisition of property
16 by lease or purchase and the construction thereon of
17 additional parking facilities. Any money in the fund not
18 needed immediately for the acquisition, construction,
19 maintenance, or operation of such facilities may be tem-
20 porarily invested by the board in the state sinking fund.

21 Whenever a vehicle is parked on any university parking
22 facility in violation of the posted regulations, the board
23 shall have authority to remove the vehicle, by towing or
24 otherwise, to an established garage or parking lot for stor-

25 age until called for by the owner or his agent. The owner
26 shall be liable for the reasonable cost of such removal
27 and storage, and until payment of such cost the garage
28 or parking lot operator may retain possession of the ve-
29 hicle subject to a lien for the amount due. Notice to this
30 effect shall be posted conspicuously in each parking area.
31 The garage or parking lot operator may enforce his lien
32 for towing and storage in the manner provided in section
33 fourteen, article eleven, chapter thirty-eight of this code
34 for the enforcement of other liens.

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

Thomas Davis, Jr.
Chairman Senate Committee

Mrs. W. M. Witterau
Chairman House Committee

Originated in the House.

Takes effect *sixty days from* passage.

Thomas H. Lee
Clerk of the Senate

C. Blankenship
Clerk of the House of Delegates

Howard Pearson
President of the Senate

Julius W. Singleton Sr.
Speaker House of Delegates

The within *approved* this the *eight*
day of *March*, 1961.

W. M. Barron
Governor

