

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1961

ENROLLED

HOUSE BILL No. 59.....

(By Mr. *George M. Wilson*)

PASSED *February 28th.* 1961

In Effect *sixty days from* Passage

Filed in Office of the Secretary of State

of West Virginia *March 9 1961*

JOE F. BURDETT
SECRETARY OF STATE

59
(Vetoed)

ENROLLED
House Bill No. 59

(By MR. FLOYD and MR. WILSON)

[Passed February 28, 1961; in effect ninety days from passage.]

AN ACT to amend and reenact section five, article two, chapter seventeen-b of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to instruction permits; fees.

Be it enacted by the Legislature of West Virginia:

That section five, article two, chapter seventeen-b of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

Section 5. *Instruction Permits; Fees.*—Any person who
2 is at least sixteen years of age may apply to the depart-
3 ment for an instruction permit. Each applicant shall sub-
4 mit with his application (a) either a birth, baptismal or
5 school certificate and (b) a duly acknowledged consent
6 of the applicant's parent or guardian to the issuance of
7 such permit. The department may, in its discretion, after

8 the applicant has appeared before the department of
9 public safety and successfully passed all parts of the
10 examination other than the driving test, issue to the
11 applicant an instruction permit which shall entitle the
12 applicant while having such permit in his immediate
13 possession to drive a motor vehicle upon the public high-
14 ways for a period of sixty days when accompanied by
15 a licensed operator or chauffeur who is occupying a seat
16 beside the driver, except in the event the permittee is
17 operating a motorcycle. Any such instruction permit may
18 be renewed or a new permit issued for an additional
19 period of sixty days. The fee for such instruction permit
20 shall be four dollars, one dollar of which shall be paid
21 into the state treasury and credited to the state road fund,
22 and the other three dollars of which shall be paid into the
23 state treasury and credited to the general fund to be ap-
24 propriated to the department of public safety for appli-
25 cation in the enforcement of the road laws: *Provided,*
26 *however,* That any instruction permit issued to a high
27 school student participating in a driver's education pro-
28 gram in a public or non-public high school may be re-

29 newed until the end of the school term without the pay-
30 ment of a renewal fee: *And provided further*, That any
31 renewal of any instruction permit issued to any student
32 participating in a driver's education program in a public
33 or non-public high school shall expire on the last day of
34 the school term.

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

James Davis, Jr.
Chairman Senate Committee

Mrs. W. H. Withers
Chairman House Committee

Originated in the House.

Takes effect

passage.

Seventy days from
Howard Hughes
Clerk of the Senate

C. B. Blankenship
Clerk of the House of Delegates

Howard W. Carson
President of the Senate

Julius W. Singleton Jr.
Speaker House of Delegates

The within Vetoed this the eight
day of March, 1961.

Governor

