

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1963

ENROLLED

COM. SUB. FOR  
SENATE BILL NO. 15

(By Mr.....)

PASSED March.....1963

In Effect FROM.....Passage



Filed in Office of the Secretary of State  
of West Virginia 3-15-63

JOE F. BURDETT  
SECRETARY OF STATE

15  
#

**ENROLLED**

COMMITTEE SUBSTITUTE

FOR

**Senate Bill No. 15**

---

[Passed March 9, 1963; in effect from passage.]

---

AN ACT to repeal article one, chapter seventeen-d of the code of West Virginia, one thousand nine hundred thirty-one, as amended, and to enact in lieu thereof a new article one, relating to the motor vehicle safety responsibility law and the definitions of certain words and phrases used in said chapter seventeen-d.

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

That article one, chapter seventeen-d of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be repealed, and a new article one be enacted in lieu thereof to read as follows:

**Article 1. Words and Phrases Defined.**

**Section 1. Definitions.**—The following words and  
2 phrases when used in this chapter shall, for the purpose  
3 of this chapter, have the meanings respectively ascribed  
4 to them in this article:

5 (a) Commissioner. The commissioner of motor vehicles  
6 of this state;

7 (b) Person. Every natural person, firm, copartnership,  
8 association or corporation;

9 (c) Driver. Every person who drives or is in actual  
10 physical control of a vehicle;

11 (d) Operator. Every person, other than a chauffeur,  
12 who drives or is in actual physical control of a motor  
13 vehicle upon a highway or who is exercising control over  
14 or steering a vehicle being towed by a motor vehicle;

15 (e) Chauffeur. Every person who is employed by  
16 another for the principal purpose of driving a motor ve-  
17 hicle and every person who drives a school bus transport-  
18 ing school children or any other motor vehicle when in  
19 use for the transportation of persons or property for com-  
20 pensation;

21 (f) Owner. A person who holds the legal title of a ve-  
22 hicle, or in the event a vehicle is the subject of an agree-  
23 ment for the conditional sale or lease thereof with the right  
24 of purchase upon performance of the conditions stated in  
25 the agreement and with an immediate right of possession  
26 vested in the conditional vendee or lessee, or in the event a  
27 mortgagor of a vehicle is entitled to possession, then such  
28 conditional vendee or lessee or mortgagor shall be deemed  
29 the owner for the purposes of this chapter;

30 (g) Nonresident. Every person who is not a resident  
31 of this state;

32 (h) Vehicle. Every device in, upon, or by which any  
33 person or property is or may be transported or drawn upon  
34 a highway, except devices moved by human power or used  
35 exclusively upon stationary rails or tracks;

36 (i) Motor Vehicle. Every vehicle which is self-pro-  
37 pelled and every vehicle which is propelled by electric  
38 power obtained from overhead trolley wires, but not oper-  
39 ated upon rails;

40 (j) Trailer. Every vehicle with or without motive  
41 power designed for carrying persons or property and for

42 being drawn by a motor vehicle and so constructed that  
43 no part of its weight rests upon the towing vehicle;

44 (k) Semitrailer. Every vehicle with or without motive  
45 power designed for carrying persons or property and for  
46 being drawn by a motor vehicle and so constructed that  
47 some part of its weight and that of its load rests upon or  
48 is carried by another vehicle.

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

*O. Ray Parker*  
Chairman Senate Committee

*Edith L. Randall*  
Chairman House Committee

Originated in the Senate.

Takes effect *FROM* passage.

*Howard Dreyfus*  
Clerk of the Senate

*A Blankenship*  
Clerk of the House of Delegates

*Howard W. Carson*  
President of the Senate

*Julius W. Ingletou Jr.*  
Speaker House of Delegates

The within *approved* this the *14<sup>th</sup>*  
day of *March*, 1963.

*Tom Baum*  
Governor