WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1965

ENROLLED

HOUSE BILL No. 759

(By Mr. Pendleton and Mr. Paulby of McDowell)

PASSED March 13 1965

In Effect ninety days from Passage

Filed in the office of
JOSEPH W. ROBISON
SECRETARY OF STATE
1965.03.19
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 a new section, designated section thirteen-i, relating to the acquisition, construction and regulation of parking facilities at the colleges and universities under the control and management of the state board of 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 a new section, designated section thirteen-i, to read as follows:
Article 2. State Board of Education.

Section 13-i. Acquisition and Operation of Parking Facilities.—The state board of education is hereby authorized to construct, maintain and operate automobile parking facilities upon any premises owned or leased at any college or university under its jurisdiction for use by students, faculty, staff and visitors. Such facilities shall be open to use on such terms and subject to such reasonable regulations as may be prescribed by the state board of education. A summary of the regulations shall be posted conspicuously in each parking area.

The state board of education shall have authority to charge fees for use of the parking facilities under its control. All moneys collected for such use shall be paid into a special fund which is hereby created in the state treasury. The moneys in such fund shall be used first to pay the cost of maintaining and operating such facilities, but any excess not needed for this purpose may be used for the acquisition of property by lease or purchase and the construction thereon of additional parking facilities. Any money in the fund not needed immediately for
the acquisition, construction, maintenance, or operation
of such facilities may be temporarily invested by the
institution in the state sinking fund.

Whenever a vehicle is parked on any college or uni-
versity parking facility in violation of the posted regu-
lations, the institution shall have authority to remove
the vehicle, by towing or otherwise, to an established
garage or parking lot for storage until called for by the
owner or his agent. The owner shall be liable for the
reasonable cost of such removal and storage, and until
payment of such cost the garage or parking lot operator
may retain possession of the vehicle subject to a lien for
the amount due. Notice to this effect shall be posted
conspicuously in each parking area. The garage or park-
ing lot operator may enforce his lien for towing and
storage in the manner provided in section fourteen, ar-
ticle eleven, chapter thirty-eight of this code for the en-
forcement of other liens.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee  
James E. Loop  
Chairman House Committee

Originated in the House.
Takes effect ninety days from passage.

Clerk of the Senate  
J. Blankenship  
Clerk of the House of Delegates

President of the Senate  
Howard C. Carver  
Speaker House of Delegates

The within approved this the 19th day of March, 1965.

Governor  
Herbert C. Smith