WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1965

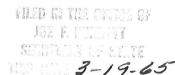
ENROLLED

HOUSE BILL No. 759

(By Mr. Paindester Ey W. Pauley, of Me Domesel)

PASSED March 13 1965

In Effect misely days form Passage



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ENROLLED House Bill No. 789

(By Mr. Poindexter and Mr. Pauley, of McDowell)

[Passed March 13, 1965; in effect ninety days from passage.]

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

- 2 Facilities.—The state board of education is hereby au-
- 3 thorized to construct, maintain and operate automobile
- 4 parking facilities upon any premises owned or leased at
- 5 any college or university under its jurisdiction for use
- 6 by students, faculty, staff and visitors. Such facilities
- 7 shall be open to use on such terms and subject to such
- 8 reasonable regulations as may be prescribed by the state
- 9 board of education. A summary of the regulations shall
- 10 be posted conspicuously in each parking area.
- 11 The state board of education shall have authority to
- 12 charge fees for use of the parking facilities under its
- 13 control. All moneys collected for such use shall be paid
- 14 into a special fund which is hereby created in the state
- 15 treasury. The moneys in such fund shall be used first
- 16 to pay the cost of maintaining and operating such facili-
- 17 ties, but any excess not needed for this purpose may be
- 18 used for the acquisition of property by lease or purchase
- 19 and the construction thereon of additional parking facili-
- 20 ties. Any money in the fund not needed immediately for

- 21 the acquisition, construction, maintenance, or operation
- 22 of such facilities may be temporarily invested by the
- 23 institution in the state sinking fund.
- 24 Whenever a vehicle is parked on any college or uni-
- 25 versity parking facility in violation of the posted regu-
- 26 lations, the institution shall have authority to remove
- 27 the vehicle, by towing or otherwise, to an established
- 28 garage or parking lot for storage until called for by the
- 29 owner or his agent. The owner shall be liable for the
- 30 reasonable cost of such removal and storage, and until
- 31 payment of such cost the garage or parking lot operator
- 32 may retain possession of the vehicle subject to a lien for
- 33 the amount due. Notice to this effect shall be posted
- 34 conspicuously in each parking area. The garage or park-
- 35 ing lot operator may enforce his lien for towing and
- 36 storage in the manner provided in section fourteen, ar-
- 37 ticle eleven, chapter thirty-eight of this code for the en-
- 38 forcement of other liens.

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

Chairman Senate Committee Originated in the House. Takes effect ninety days from passage. Clerk of the House of Delegates Speaker House of Delegates The within approved this the 19 day of March, 1965.

Governor

Street C. Smit

