

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1967

## ENROLLED

SENATE BILL NO. 238

(By Mr. McKinn)

PASSED March 10, 1967

In Effect July 1, 1967 Passage

FILED IN THE OFFICE  
ROBERT D. BAILEY  
SECRETARY OF STATE  
THIS DATE 3-21-67

# 238

ENROLLED

Senate Bill No. 238

(By MR. McKOWN)

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[Passed March 10, 1967; in effect July 1, 1967.]

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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 two new sections, designated sections nineteen-a and nineteen-b, relating to commercial driver education and training schools; fees; certificates of approval; posting of licenses; records; and tuition fees.

*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 two new sections, designated sections nineteen-a and nineteen-b, to read as follows:

**ARTICLE 2. STATE BOARD OF EDUCATION.**

**§18-2-19a. Commercial driver education and training schools;  
fees; and certificates of approval.**

The state board of education shall prescribe a course  
2 of instruction for commercial driver education and train-  
3 ing schools in West Virginia which shall consist of not  
4 less than thirty hours of classroom instruction and six  
5 hours of behind-the-wheel training. The state superin-  
6 tendent of schools shall issue licenses to commercial  
7 driver education and training schools which offer courses  
8 of instruction in driver education and training which  
9 comply with the course of study approved by the state  
10 board of education.

11 A fee of fifty dollars shall be charged by the state  
12 superintendent of schools for the issuance of such licenses  
13 which shall be renewed annually for a fee of fifty dol-  
14 lars. Sums so received shall be deposited into the state  
15 treasury and credited to an account of the department of  
16 education for the administration of the provisions of  
17 this article.

18 An application for a license to operate a licensed com-  
19 mercial driver education and training school shall be  
20 made upon an official form prescribed by the superin-  
21 tendent of schools, and licenses shall be granted only  
22 when the state superintendent is satisfied that the school  
23 offers a course of driver education and training which  
24 complies with the requirements approved by the state  
25 board of education.

26 The state superintendent of schools shall periodically  
27 cause an inspection to be made of such licensed schools  
28 and shall revoke and require the surrender of the license  
29 issued to a school when he finds that such school is not  
30 conducting a driver education and training course that  
31 is in conformity with the requirements approved by the  
32 state board of education.

33 The state superintendent of schools shall maintain and  
34 post at his office and at such other places as he may select  
35 lists of all public and non-public schools offering approved  
36 courses of driver education and training and all commer-  
37 cial schools holding licenses and those whose licenses have  
38 been revoked. The state superintendent of schools shall

39 furnish a copy of such list to the commissioner of motor  
40 vehicles and shall keep such list current.

**§18-2-19b. Posting of licenses; records; and tuition fee.**

No license for a commercial driver education and train-  
2 ing school shall be assigned or transferred or used at  
3 any location other than that therein designated, and  
4 every license shall be posted in a conspicuous place at  
5 the school location designated.

6 Persons operating any such licensed school shall issue  
7 a certificate upon an official form prescribed by the state  
8 superintendent of schools to persons completing a driver  
9 education and training course. A record shall be kept  
10 of every certificate so issued.

11 A tuition fee of not more than one hundred dollars  
12 may be charged for enrollment in a licensed commercial  
13 driver education and training school and for the issuance  
14 of such certificate.

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

William Tompae  
Chairman Senate Committee

Clayton C Davidson  
Chairman House Committee

Originated in the Senate.

To take effect July 1, 1967.

Howard Meyer  
Clerk of the Senate

C A Blankenship  
Clerk of the House of Delegates

Howard W Conson  
President of the Senate

H. Laban White  
Speaker House of Delegates

The within approved this the 17  
day of March, 1967.

Halley C Smith  
Governor



PRESENTED TO THE  
GOVERNOR

Date 3/17/67

Time 3:21 P.m.