WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1969

ENROLLED

SENATE BILL NO. 102

(By Mr. . Jackson, Mr. President,
and Mr. Carroon)

PASSED February 14, 1969

In Effect July 1, 1969

# 102

FILED IN THE OFFICE
JOHN D. ROCKEFELLER, IV
SECRETARY OF STATE
THIS DATE 2-21-69
ENROLLED
Senate Bill No. 102
(By Mr. Jackson, Mr. President, and Mr. Carrigan)

[Passed February 14, 1969; in effect July 1, 1969.]

AN ACT to amend and reenact sections five and six, article sixteen, chapter seventeen-c of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to fees for inspection stickers and inspection fees.

Be it enacted by the Legislature of West Virginia:

That sections five and six, article sixteen, chapter seventeen-c of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 16. INSPECTION OF VEHICLES.
§17C-16-5. Permit for official inspection stations; fees for and certificate of inspection.

1 The superintendent of the department of public safety shall be responsible for the inspection as provided in this
article and shall prescribe requirements and qualifications
for official inspection stations. He shall select and design-
nate such stations and shall issue permits therefor and
furnish instructions and all necessary forms thereto for
the inspection of vehicles as herein required and the
issuance of official certificates of inspection and approval.
The certificate of inspection shall be a paper sticker
or decal to be affixed to the windshield of a motor
vehicle, shall be serially numbered and shall properly
identify the official inspection station by which issued.
A charge of fifty cents per sticker shall be charged by
the department of public safety to the inspection station,
and the funds so received shall be deposited into the
state treasury and credited to the account of the de-
partment of public safety for application in the admin-
istration of the provisions of this article. Any balance
remaining in the fund on the last day of June of each
fiscal year, not required for operating expenses, construc-
tion, repairs or alterations of police barracks for the
ensuing fiscal year, shall be transferred to the state
road fund. The superintendent is authorized to exchange
stickers or to make refunds to official inspection stations for stickers on hand when permits are revoked or when, for any reason, the stickers become obsolete.

Application for permit shall be made upon an official form prescribed by the superintendent and permits shall be granted only when the superintendent is satisfied that the station is properly equipped, and has competent personnel to make such inspections and adjustments and that the inspections and adjustments will be properly conducted. The superintendent, before issuing a permit, may require the applicant to file a bond with surety approved by the superintendent, conditioned that such applicant, as a station operator, will make compensation for any damage to a vehicle during an inspection or adjustment due to negligence on the part of such station operator or employees thereof.

The superintendent shall properly supervise and cause inspections to be made of such stations and shall revoke and require the surrender of the permit issued to a station which he finds is not properly equipped or conducted. He shall maintain and post at his office and at
such other places as he may select lists of all stations holding permits and of those whose permits have been revoked.

§17C-16-6. Assignment, transfer and posting of official inspection station permit; issuance and record of certificate of inspection; inspection fee.

No permit for an official inspection station shall be assigned or transferred or used at any location other than therein designated and every said permit shall be posted in a conspicuous place at the station location designated.

The person operating any such station shall issue a certificate of inspection and approval, upon an official form, to the owner of a vehicle upon inspecting such vehicle and determining that its equipment required hereunder is in good condition and proper adjustment, but otherwise no certificate shall be issued, except such as may be issued pursuant to section two of this article.

When required by the superintendent, a record and report shall be made of every inspection and every certificate so issued.
A fee of not more than three dollars fifty cents may be charged for an inspection and issuance of such certificate, but the imposition of such charge shall not be mandatory.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

William Tompov
Chairman Senate Committee

Clayton C. Davidson
Chairman House Committee

Originated in the Senate.

To take effect July 1, 1969.

Sam A. Nes
Clerk of the Senate

Clerk of the House of Delegates

Lloyd D. Elswick
President of the Senate

Don F. Buell
Speaker House of Delegates

The within is approved this the 19th day of February, 1969.

Arch A. Shahe Jr.
Governor
PRESENTED TO THE
GOVERNOR

Date 2/19/69
Time 12:00 Noon