

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1969

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## ENROLLED

SENATE BILL NO. 102

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

PASSED February 14, 1969

In Effect July 1, 1969 ~~Passage~~

FILED IN THE OFFICE  
JOHN D. ROCKEFELLER, IV  
SECRETARY OF STATE  
THIS DATE 2-21-69

#102

**ENROLLED**  
**Senate Bill No. 102**

(By MR. JACKSON, MR. PRESIDENT, and MR. CARRIGAN)

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

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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
- 2   shall be responsible for the inspection as provided in this

3 article and shall prescribe requirements and qualifications  
4 for official inspection stations. He shall select and desig-  
5 nate such stations and shall issue permits therefor and  
6 furnish instructions and all necessary forms thereto for  
7 the inspection of vehicles as herein required and the  
8 issuance of official certificates of inspection and approval.  
9 The certificate of inspection shall be a paper sticker  
10 or decal to be affixed to the windshield of a motor  
11 vehicle, shall be serially numbered and shall properly  
12 identify the official inspection station by which issued.  
13 A charge of fifty cents per sticker shall be charged by  
14 the department of public safety to the inspection station,  
15 and the funds so received shall be deposited into the  
16 state treasury and credited to the account of the de-  
17 partment of public safety for application in the admin-  
18 istration of the provisions of this article. Any balance  
19 remaining in the fund on the last day of June of each  
20 fiscal year, not required for operating expenses, construc-  
21 tion, repairs or alterations of police barracks for the  
22 ensuing fiscal year, shall be transferred to the state  
23 road fund. The superintendent is authorized to exchange

24 stickers or to make refunds to official inspection stations  
25 for stickers on hand when permits are revoked or when,  
26 for any reason, the stickers become obsolete.

27 Application for permit shall be made upon an official  
28 form prescribed by the superintendent and permits shall  
29 be granted only when the superintendent is satisfied  
30 that the station is properly equipped, and has com-  
31 petent personnel to make such inspections and adjust-  
32 ments and that the inspections and adjustments will be  
33 properly conducted. The superintendent, before issuing  
34 a permit, may require the applicant to file a bond with  
35 surety approved by the superintendent, conditioned that  
36 such applicant, as a station operator, will make com-  
37 pensation for any damage to a vehicle during an inspec-  
38 tion or adjustment due to negligence on the part of  
39 such station operator or employees thereof.

40 The superintendent shall properly supervise and cause  
41 inspections to be made of such stations and shall revoke  
42 and require the surrender of the permit issued to a  
43 station which he finds is not properly equipped or con-  
44 ducted. He shall maintain and post at his office and at

45 such other places as he may select lists of all stations  
46 holding permits and of those whose permits have been  
47 revoked.

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

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

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

13 When required by the superintendent, a record and report  
14 shall be made of every inspection and every certificate  
15 so issued.

16 A fee of not more than three dollars fifty cents may be  
17 charged for an inspection and issuance of such certificate,  
18 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 Tompoe  
Chairman Senate Committee

Clayton C. Davidson  
Chairman House Committee

Originated in the Senate.

To take effect July 1, 1969

Roman Myers  
Clerk of the Senate

C. A. Blankenship  
Clerk of the House of Delegates

L. P. Dwyer  
President of the Senate

Don F. Bunn  
Speaker House of Delegates

The within is approved this the 19<sup>th</sup>  
day of February, 1969.

Arch A. Shaver, Jr.  
Governor



PRESENTED TO THE  
GOVERNOR

Date 2/19/69

Time 12:00 noon

REC 21 1 35 PM '69  
OFFICE OF  
STATE  
SECRETARY  
OF AGRICULTURE

FILED