WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1971

ENROLLED

HOUSE BILL No. 803

(By Mr. Seibert)

PASSED MARCH 9, 1971

In Effect Ninety Days From Passage
AN ACT to amend and reenact section six, article six, chapter twenty-four-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to compensation of commissioners for administering that chapter.

Be it enacted by the Legislature of West Virginia:

That section six, article six, chapter twenty-four-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted, to read as follows:

ARTICLE 6. DUTIES AND PRIVILEGES OF MOTOR CARRIERS SUBJECT TO REGULATION OF THE COMMISSION.

§24A-6-6. Special annual assessment against motor carriers for expenses of administering chapter; “public service commission motor carrier fund.”

1 In addition to the license fees, registration fees, or any

2 other taxes required by law to be collected from motor
carriers subject to this chapter, each such motor carrier shall be subject to, and shall pay to the public service commission, a special annual assessment for the purpose of paying the salaries, compensation, costs and expenses of administering and enforcing this chapter. All proceeds or funds derived from such assessment shall be paid into the state treasury and credited to a special fund designated public service commission motor carrier fund, to be appropriated as provided by law for the purposes herein stated. Each member of the commission shall receive a salary of five thousand five hundred dollars per annum as compensation for the administration of this chapter in addition to all other salary or compensation otherwise provided by law, to be paid in monthly installments from said fund. The special assessment against each motor carrier shall be apportioned upon the number and capacity of motor vehicles used by said carrier, computed as hereinafter provided.

(a) for each uniform identification card $3.00
(b) Upon each power unit of such carriers of property, in accordance with its capacity as rated
by its manufacturer, in addition to amount of sub-
division (a):

Of one ton or less capacity .................................. 9.00
Of over one to one and one-half tons capacity .......... 13.50
Of over one and one-half tons to two tons capacity .. 18.00
Of over two tons to three tons capacity ................. 22.50
Of over three tons to four tons capacity ............... 27.00
Of over four tons to five tons capacity ................. 31.50
Of over five tons to six tons capacity ................. 36.00
Of over six tons to seven tons capacity .............. 40.50
Of over seven tons to eight tons capacity ............ 45.00
Of over eight tons to nine tons capacity ............. 49.50
Of over nine tons to ten tons capacity ............... 54.00
Of over ten tons capacity, $54.00 plus $4.50 for each
additional ton of capacity in excess of ten tons.

(c) Upon each trailer and semitrailer of such
 carriers of property, in accordance with its capacity
as rated by its manufacturer, in an amount of two-
thirds of the amount provided for vehicles of its ca-
pacity in subdivision (b) of this section.

(d) Upon each power unit of such carriers of
passengers, in accordance with the seating capacity thereof, in addition to amount in subdivision (a):

- Of ten passengers or less: 13.50
- Of eleven to twenty passengers, inclusive: 22.50
- Of twenty-one to thirty passengers, inclusive: 31.50
- Of thirty-one to forty passengers, inclusive: 45.00
- Of over forty passengers: 54.00

(e) The annual assessment of each motor carrier shall be paid on or before the first day of July of each year. Additional assessments shall be collected upon the placing in use of any additional motor vehicle: Provided, That such additional assessments shall be subject to a reduction in the amounts shown in subdivisions (b), (c), and (d) corresponding to the unexpired quarterly periods of the fiscal year, but shall not in any event be less than one-fourth of such amount plus the sum of three dollars provided in subdivision (a).

(f) Upon payment by any motor carrier of the assessment provided for, the public service commission shall advise the department of motor vehicles by notice in writing that such assessment has been paid, where-
upon the department of motor vehicles may issue motor
vehicle license for the vehicles described in said notice.

(g) Prior to the beginning of any fiscal year the pub-
lic service commission, after taking into consideration
any unexpended balance in the motor carrier fund, the
probable receipts to be received in the ensuing fiscal year,
and the probable costs of administering and enforcing
this chapter for the ensuing fiscal year, may fix the
assessments provided for in this section for the ensuing
fiscal year in amounts which, in the commission's judg-
ment, will produce sufficient revenue to administer and
enforce this chapter for said fiscal year: Provided, That
in no event shall such assessments exceed the amounts
set up in this section.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Signature]
Chairman Senate Committee

[Signature]
Chairman House Committee

Originated in the House.

In effect ninety days from passage.

[Signature]
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

[Signature]
President of the Senate

Ivo F. Bosansky
Speaker House of Delegates

The within ___________ approved this the ___________ day of ___________, 1971.

[Signature]
Governor