ENROLLED

SENATE BILL NO. 194

(By Mr. BARNETT)

PASSED MARCH 11, 1972

In Effect FROM Passage
AN ACT to amend and reenact section three, article one, chapter twenty-four-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to motor carriers and exempting from the provisions of this chapter, motor vehicles used exclusively by commission agents and oil distributors.

Be it enacted by the Legislature of West Virginia:

That section three, article one, 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 1. PURPOSE, DEFINITIONS AND EXEMPTIONS.

§24A-1-3. Exemptions from chapter.

1 The provisions of this chapter, except where specifically otherwise provided, shall not apply to:

2 (1) Motor vehicles operated exclusively in the transportation of United States mail or in the transportation of newspapers;

3 (2) Motor vehicles owned and operated by the United States of America, the state of West Virginia or any county, municipality or county board of education, or by any department thereof, and any motor vehicles operated under a contract with a county board of education exclusively for the transportation of children to and from school or such other legitimate transportation for the schools as the commission may specifically authorize;

4 (3) Motor vehicles used exclusively in the transportation of agricultural or horticultural products, livestock, poultry and dairy products from the farm or orchard on which they are raised or produced to markets, processing plants, packing houses, canneries, railway shipping
points and cold storage plants, and in the transportation
of agricultural or horticultural supplies to such farms or
orchards to be used thereon;
(4) Motor vehicles used exclusively in the transporta-
tion of human or animal excreta;
(5) Motor vehicles used exclusively in ambulance
service;
(6) Motor vehicles used exclusively for volunteer fire
department service;
(7) Motor vehicles used exclusively in the transporta-
tion of coal from mining operations to loading facilities
for further shipment by rail or water carriers; and
(8) Motor vehicles used by petroleum commission
agents and oil distributors solely for the transportation
of petroleum products and related automotive products
when such transportation is incidental to the business of
selling said products: Provided, however, That the owner
of said vehicle or vehicles shall have in effect at all times
a public liability insurance policy with respect to said
vehicle or vehicles and the driver or drivers thereof in
an amount equal to or in excess of that required by the
public service commission of West Virginia for similar
vehicles under its jurisdiction, evidence of which insur-
ance shall be filed with the motor carrier division of said
public service commission. All such motor vehicles not
so insured shall be subject to the provisions of this
chapter.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Russell L. Pearce
Chairman Senate Committee

Thelma R. Kuhlman
Chairman House Committee

Originated in the Senate.

To take effect from passage.

Howard B. Tanney
Clerk of the Senate

C.A. Blankenship
Clerk of the House of Delegates

E. Hare McCandless
President of the Senate

Louis F. Morrison
Speaker House of Delegates

The within ______ approved ______ this the ________ day of ________, 1972.

Mark Clark
Governor
PRESENTED TO THE GOVERNOR

Date 3/16/72
Time 2:10 p.m.

MAR 29, 9:29 AM '72

OFFICE OF SECRETARY OF STATE
STATE OF WEST VIRGINIA