

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1975



ENROLLED

COMMITTEE SUBSTITUTE FOR

HOUSE BILL No. 698

(By Mr. Peets)



PASSED February 4 1975

In Effect ninety days from Passage



FILED

75 FEB 14 AM 10 34

FILED IN THE OFFICE
EDMAN F. BRIDGEMAN III
SECRETARY OF STATE

THIS DATE 2/14/75

ENROLLED
COMMITTEE SUBSTITUTE
FOR

H. B. 698

(By MR. TEETS)

[Passed February 4, 1975; in effect ninety days from passage.]

AN ACT to amend and reenact section thirty-seven, article fifteen, chapter seventeen-c of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the use of studded tires during the period from November first of each year until April first of the following year; rules and regulations as to certain tires.

Be it enacted by the Legislature of West Virginia:

That section thirty-seven, article fifteen, 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 15. EQUIPMENT.

§17C-15-37. Tire equipment restriction; rules and regulations as to certain tires.

1 (a) Every solid rubber tire on a vehicle shall have rubber
2 on its entire traction surface at least one inch thick above the
3 edge of the flange of the entire periphery.

4 (b) No person shall operate or move on any highway any
5 motor vehicle, trailer or semitrailer having any metal tire in
6 contact with the roadway.

7 (c) No tire on a vehicle moved on a highway shall have on
8 its periphery any block, stud, flange, cleat or spike or any
9 other protuberance of any material other than rubber which
10 projects beyond the tread of the traction surface of the tire,
11 except that (1) it shall be permissible to use farm machinery
12 with tires having protuberances which will not injure the
13 highway, (2) it shall be permissible to use tire chains of rea-
14 sonable proportions upon any vehicle when required for safety
15 because of snow, ice or other conditions tending to cause a
16 vehicle to skid, and (3) it shall be permissible to use studded
17 tires during the period from November first of each year until
18 April first of the following year: *Provided*, That in the interest
19 of highway maintenance, no vehicle moved on a highway,
20 other than school buses, shall be equipped with studded tires
21 which are operational with a recommended air pressure greater
22 than forty pounds per square inch.

23 (d) No studded tires or chains shall be sold or used within
24 the state of West Virginia which do not meet the specifications
25 established by the rules and regulations which the commis-
26 sioner of highways shall promulgate, but the commissioner
27 may not by those rules and regulations prohibit the use of
28 studded tires or chains within the state.

29 (e) The commissioner of highways and local authorities in
30 their respective jurisdictions may in their discretion issue spec-
31 ial permits authorizing the operation upon the highway of trac-
32 tion engines or tractors having movable tracks with trans-
33 verse corrugations upon the periphery of such movable tracks
34 or farm tractors or other farm machinery, the operation of
35 which upon a highway would otherwise be prohibited under
36 this chapter.

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

James L. Davis
Chairman Senate Committee

Thomas C. Hunter, Jr.
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

J. C. McLaughlin
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

W. T. Brotherton, Jr.
President of the Senate

Lewis T. Manus
Speaker House of Delegates

The within *approved* this the *11th*
day of *February*, 1975.

Arch A. Phares, Jr.
Governor

PRESENTED TO THE
GOVERNOR

Date 2/7/75

Time 3:50 p.m.