

APPROVED AND SIGNED BY THE GOVERNOR

Date 3-24-79

Time 12:30 p.m.

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1979



ENROLLED

Committee Substitute for
HOUSE BILL No. 767

(By Mr. Scott + Mr. Chambers)



Passed March 7, 1979

In Effect Ninety Days From Passage



No. 767

ENROLLED
COMMITTEE SUBSTITUTE
FOR

H. B. 767

(By MR. SCOTT AND MR. CHAMBERS)

[Passed March 7, 1979; in effect ninety days from passage.]

AN ACT to amend and reenact section one, article four, chapter seventeen-d of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to requiring proof of motor vehicle financial responsibility upon certain convictions; and prohibiting suspension or revocation of vehicle registration under certain conditions when driver's license has been suspended or revoked.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 17D. PROOF OF FINANCIAL RESPONSIBILITY FOR THE FUTURE.

§17D-4-1. Proof required upon certain convictions.

- 1 (a) Except as provided in section six, article four, chapter
- 2 seventeen-d of this code, the commissioner, under any law of
- 3 this state, shall not suspend or revoke the registration of any
- 4 person, when the suspension or revocation of the driver's
- 5 license was made pursuant to the provisions of section one,
- 6 article one-a, or section five, article three, or section three,

7 article four, all of chapter seventeen-b of this code, or section
8 eight, article six, chapter seventeen-c of this code.

9 (b) The suspension or revocation hereinbefore required
10 shall remain in effect and the commissioner shall not issue to
11 such person any new or renewal of license or register or re-
12 register in the name of such person as owner any such vehicle
13 until permitted under the motor vehicle laws of this state, and
14 not then unless and until such person shall give and thereafter
15 maintain proof of financial responsibility.

16 (c) If a person has no license, but by final order or judg-
17 ment is convicted of or forfeits any bail or collateral deposited
18 to secure an appearance for trial for any offense requiring the
19 suspension or revocation of license, no license shall be there-
20 after issued to such person and no vehicle shall thereafter be
21 registered in the name of such person as owner unless he shall
22 give and thereafter maintain proof of financial responsibility.

23 (d) Whenever the commissioner suspends or revokes a non-
24 resident's operating privilege by reason of a conviction or for-
25 feiture of bail, such privilege shall remain so suspended or
26 revoked unless such person shall have previously given or shall
27 immediately give and thereafter maintain proof of financial
28 responsibility.

29 (e) If by final order or judgment a person is convicted of or
30 forfeits any bail or collateral deposited to secure an appearance
31 for trial for driving a motor vehicle upon the highways without
32 being licensed to do so; and it appears from the records of the
33 department that such conviction or forfeiture is the second
34 conviction or forfeiture for this charge, no license shall be
35 thereafter issued to such person unless he shall give and there-
36 after maintain for one year proof of financial responsibility.

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

James L. Davis
Chairman Senate Committee

Spencer C. Chrestman
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

J. Williams
Clerk of the Senate

A. Blankenship
Clerk of the House of Delegates

W. T. Bullock
President of the Senate

Clyde M. Lee, Jr.
Speaker House of Delegates

The within is approved this the 24
day of March, 1979.

John P. Rhymer
Governor

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OFFICE OF THE GOVERNOR

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