

APPROVED AND SIGNED BY THE GOVERNOR

Date 3-24-80

Time 4:30 p.m.

**WEST VIRGINIA LEGISLATURE**  
**REGULAR SESSION, 1980**

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**ENROLLED**

**SENATE BILL NO. 469**

(By Mr. Benson and Mr. Steptoe)

—•—  
PASSED March 8, 1980

In Effect from Passage



No. 469

## ENROLLED

### Senate Bill No. 469

(By MR. BENSON and MR. STEPTOE)

[Passed March 8, 1980; in effect from passage.]

AN ACT to amend and reenact section two, article three, chapter seventeen-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to motor vehicles subject to registration and certificates of title; exemptions; implements of husbandry and farm implements towed by licensed vehicles.

*Be it enacted by the Legislature of West Virginia:*

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

#### **ARTICLE 3. ORIGINAL AND RENEWAL OF REGISTRATION; ISSUANCE OF CERTIFICATES OF TITLE.**

##### **§17A-3-2. Every motor vehicle, etc., subject to registration and certificate of title provisions; exceptions.**

1 Every motor vehicle, trailer, semitrailer, and pole  
2 trailer when driven or moved upon a highway shall be  
3 subject to the registration and certificate of title provisions  
4 of this chapter except:

5 (1) Any such vehicle driven or moved upon a highway  
6 in conformance with the provisions of this chapter relat-  
7 ing to manufacturers, transporters, dealers, lienholders, or  
8 nonresidents or under a temporary registration permit  
9 issued by the department as hereinafter authorized;

10 (2) Any implement of husbandry upon which is secure-  
11 ly attached a machine for spraying fruit trees and plants  
12 of the owner or lessee or for any other implement of  
13 husbandry which is used exclusively for agricultural or  
14 horticultural purposes on lands owned or leased by the

15 owner thereof and which is not operated on or over any  
16 public highway of this state for any other purpose other  
17 than for the purpose of operating it across a highway or  
18 along a highway other than an expressway as designated  
19 by the state road commissioner from one point of the  
20 owner's land to another part thereof, irrespective of  
21 whether or not the tracts adjoin: *Provided*, That the  
22 distance between the points shall not exceed fifteen  
23 miles, or for the purpose of taking it or other fixtures  
24 thereto attached, to and from a repair shop for repairs.  
25 The foregoing exemption from registration and license  
26 requirements shall also apply to any vehicle hereinbefore  
27 described or to any farm trailer owned by the owner or  
28 lessee of the farm on which such trailer is used, when  
29 such trailer is used by the owner thereof for the purpose  
30 of moving farm produce and livestock from such farm  
31 along a public highway for a distance not to exceed ten  
32 miles to a storage house or packing plant, when such use is  
33 a seasonal operation.

34 The exemptions contained in this section shall also  
35 apply to farm machinery and tractors: *Provided further*,  
36 That such machinery and tractors may use the highways  
37 in going from one tract of land to another tract of land  
38 regardless of whether such land be owned by the same or  
39 different persons.

40 Any vehicle exempted hereunder from the requirements  
41 of annual registration certificate and license plates and  
42 fees therefor shall not be permitted to use the highways  
43 as above provided between sunset and sunrise.

44 Any vehicle exempted hereunder from the require-  
45 ments of annual registration certificate and license plates  
46 shall be permitted to use the highways as herein provided  
47 whether such exempt vehicle is self-propelled, towed by  
48 another exempt vehicle or towed by another vehicle for  
49 which registration is required.

50 Any vehicle used as an implement of husbandry exempt  
51 hereunder must have the words "farm use" affixed to both  
52 sides of the implement in ten inch letters;

53 (3) Any vehicle which is propelled exclusively by

54 electric power obtained from overhead trolley wires  
55 though not operated upon rails;

56 (4) Any vehicle of a type subject to registration owned  
57 by the government of the United States;

58 (5) Any wrecked or disabled vehicle which is being  
59 towed by a licensed wrecker or dealer on the public high-  
60 ways of this state.

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

*James L. Davis*  
Chairman Senate Committee

*Lawrence C. Chester Jr*  
Chairman House Committee

Originated in the Senate.

To take effect from passage.

*Isabel C. Wells*  
Clerk of the Senate

*CA Blankenship*  
Clerk of the House of Delegates

*H. G. Botterlong*  
President of the Senate

*Chas. M. Bell Jr*  
Speaker House of Delegates

The within *is approved* this the *24*  
day of *March*, 1980.

*John D. Ralston*  
Governor



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