WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1991

ENROLLED
Committee Substituted for
SENATE BILL NO. 129

(By Senators Spears & Bracknick)

PASSED February 18, 1991
In Effect July 1, 1991
ENROLLED
COMMITTEE SUBSTITUTE
FOR
Senate Bill No. 129
(BY SENATORS SPEARS AND BRACKENRICH, original sponsors)

[Passed February 18, 1991; to take effect July 1, 1991.]

AN ACT to amend and reenact section seven-a, article two, chapter seventeen-b of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to recreating the driver’s licensing advisory board pursuant to review by the joint committee on government operations and increase of the per diem of board members.

Be it enacted by the Legislature of West Virginia:

That section seven-a, article two, chapter seventeen-b of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:
ARTICLE 2. ISSUANCE OF LICENSE, EXPIRATION AND RENEWAL.

§17B-2-7a. Driver's licensing advisory board.

The driver's licensing advisory board which was terminated pursuant to the provisions of article ten, chapter four of this code, is hereby recreated following a review of its functions by the joint committee on government operations. The board shall consist of five members to be appointed by the governor, by and with the advice and consent of the Senate, for terms of three years, except that as to the members first appointed, two shall be appointed for a term of three years, two shall be appointed for a term of two years, and one shall be appointed for a term of one year, all from the first day of July, one thousand nine hundred seventy-four. All vacancies occurring on the board shall be filled by the governor, by and with the advice and consent of the Senate. One member of the board shall be an optometrist duly registered to practice optometry in this state and the other four members of the board shall be physicians or surgeons duly licensed to practice medicine or surgery in this state. The governor shall appoint persons qualified to serve on the board who, in his opinion, will best serve the work and function of the board.

The board shall advise the commissioner of motor vehicles as to vision standards and all other medical criteria of whatever kind or nature relevant to the licensing of persons to operate motor vehicles under the provisions of this chapter. The board shall, upon request, advise the commissioner of motor vehicles as to the mental or physical fitness of an applicant for, or the holder of, a license to operate a motor vehicle. The board shall furnish the commissioner with all such medical standards, statistics, data, professional information and advice as he may reasonably request.

The members of the board shall receive a per diem of fifty dollars for each day actually devoted to the business of the board, and shall be reimbursed for all
reasonable and necessary expenses actually incurred by them in the discharge of their official duties.

After having conducted a performance and fiscal audit through its joint committee on government operations, pursuant to section nine, article ten, chapter four of this code, the Legislature hereby finds and declares that the driver’s licensing advisory board should be continued and reestablished. Accordingly, notwithstanding the provisions of section four, article ten, chapter four of this code, the driver’s licensing advisory board shall continue to exist until the first day of July, one thousand nine hundred ninety-seven.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the Senate.

To take effect July 1, 1991.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within is approved this the 26th day of __________, 1991.

Governor