WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1994

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ENROLLED

Com. S. Ul. For
HOUSE BILL No. 4328

(By Delegate Warnu and Campbell)

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Passed March 11, 1994

In Effect 90 Days From Passage
AN ACT to amend article three, chapter seventeen-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section twenty-four, relating to motor vehicle registration; waiver of any permits, authorities or licenses required to operate a motor vehicle in this state during times of declared emergencies; conditions and requirements; statement of purpose; and length of emergency waiver period.

Be it enacted by the Legislature of West Virginia:

That article three, chapter seventeen-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section twenty-four, to read as follows:

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

§17A-3-24. Emergency waiver of registration and licensing requirements; conditions and limitations; statement of purpose; length of emergency waiver period; promulgation of rules.

1 (a) The governor may authorize the commissioner of motor vehicles or his or her designee to waive tempor-
arly any requirements under the provisions of this
chapter, or any other provision of this code relating to
any permits, authorizations or licenses required to
operate a motor vehicle in this state: Provided, That
such temporary waiver shall be for the sole purpose of
facilitating the response of motor carriers providing
humanitarian relief during time of emergency officially
declared by the president of the United States, the
governor of this state or the chief executive of any other
state or jurisdiction: Provided, however, That the
following conditions are satisfied:

(1) The driver of any such vehicle shall be properly
licensed in his state of residency;

(2) The motor vehicle to be operated is properly
licensed and registered in this or any other state; and

(3) The motor vehicle to be operated satisfies all motor
vehicle insurance requirements or provisions of its state
of registration.

(b) Proof of the insurance required by subdivision (3),
subsection (a) of this section shall be carried in the cab
of the motor vehicle.

(c) Any motor vehicle operating pursuant to this
section shall be issued a statement from the person or
entity authorizing the transport of such goods or
materials certifying that the motor carrier is providing
humanitarian relief without compensation on volunteer
basis and including a description of materials or goods
being transported during the time of declared emer-
gency while it is in this state. Such statement shall be
carried in the cab of the motor vehicle and be made
available for inspection upon request of the commis-
sioner, any of his or her designees, or any law-enforce-
ment officer.

(d) The commissioner of motor vehicles shall deter-
mine at the time the temporary waiver is issued the
length of time such waiver shall be in effect: Provided,
That all temporary waivers issued pursuant to this
section shall become void upon the termination of the
time of emergency as determined by the president of the
3 [Enr. Com. Sub. for H. B. 4328]

42 United States, the governor of this state or the chief
43 executive of any other state or jurisdiction.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker of the House of Delegates

The within is approved this the 24th day of March, 1944.

Governor
PRESENTED TO THE
GOVERNOR
Date 3/25/44
Time 10:09 a.m.