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WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 1999



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COMMITTEE SUBSTITUTE
FOR
House Bill No. 2425

(By Delegates Michael, Martin,
Campbell, Willis and Coleman)



Passed March 13, 1999

In Effect Ninety Days from Passage

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FOR

H. B. 2425

(BY DELEGATES MICHAEL, MARTIN,
CAMPBELL, WILLIS AND COLEMAN)

[Passed March 13, 1999; in effect ninety days from passage.]

AN ACT to amend and reenact sections one and three, article ten, chapter seventeen-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to raising the maximum gross weight limit for farm trucks from sixty-four thousand pounds to eighty thousand pounds.

Be it enacted by the Legislature of West Virginia:

That sections one and three, article ten, 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 10. FEES FOR REGISTRATION, LICENSING, ETC.

§17A-10-1. Classification of vehicles for purpose of registration.

- 1 Vehicles subject to registration under the provisions of this
- 2 chapter shall be placed in the following classes for the purpose
- 3 of registration:

4 Class A. Motor vehicles of passenger type and trucks with
5 a gross weight of not more than eight thousand pounds;

6 Class B. Motor vehicles designated as trucks with a gross
7 weight of more than eight thousand pounds, truck tractors or
8 road tractors;

9 Class C. All trailers and semitrailers, except house trailers
10 and trailers or semitrailers designed to be drawn by Class A
11 motor vehicles and having a gross weight of less than two
12 thousand pounds;

13 Class G. Motorcycles and parking enforcement vehicles;

14 Class H. Motor vehicles operated regularly for the transpor-
15 tation of persons for compensation under a certificate of
16 convenience and necessity or contract carrier permit issued by
17 the public service commission;

18 Class J. Motor vehicles operated for transportation of
19 persons for compensation by common carriers, not running over
20 a regular route or between fixed termini;

21 Class M. Mobile equipment as defined in subdivision (oo),
22 section one, article one of this chapter;

23 Class R. House trailers;

24 Class T. Trailers or semitrailers of a type designed to be
25 drawn by Class A vehicles and having a gross weight of less
26 than two thousand pounds; and

27 Class Farm Truck. Motor vehicles designated as trucks
28 having a minimum gross weight of more than eight thousand
29 pounds and a maximum gross weight of eighty thousand
30 pounds, used exclusively in the conduct of a farming business,
31 engaged in the production of agricultural products by means of:
32 (a) The planting, cultivation and harvesting of agricultural,
33 horticultural, vegetable or other products of the soil; or (b) the
34 raising, feeding and care of livestock, poultry, bees and dairy
35 cattle. A farm truck may be used only for the transportation of
36 agricultural products produced by the owner of the truck, for
37 the transportation of agricultural supplies used in the production
38 or for private passenger use.

§17A-10-3. Registration fees for vehicles equipped with pneumatic tires.

1 The following registration fees for the classes indicated
2 shall be paid to the division for the registration of vehicles
3 subject to registration under this chapter when equipped with
4 pneumatic tires:

5 (a) Registration fees for the following classes shall be paid
6 to the division annually:

7 (1) *Class A.* — The registration fee for all motor vehicles of
8 this class is twenty-eight dollars and fifty cents: *Provided,* That
9 the registration fees and any other fees required by this chapter
10 for Class A vehicles under the optional biennial staggered
11 registration system shall be multiplied by two and paid bienni-
12 ally to the division.

13 No license fee may be charged for vehicles owned by
14 churches, or by trustees for churches, which are regularly used
15 for transporting parishioners to and from church services.
16 Notwithstanding the exemption, the certificate of registration
17 and license plates shall be obtained the same as other cards and
18 plates under this article.

19 (2) *Class B.* — The registration fee for all motor vehicles of
20 this class is as follows:

21 (A) For declared gross weights of eight thousand one
22 pounds to sixteen thousand pounds — twenty-eight dollars plus
23 five dollars for each one thousand pounds or fraction of one
24 thousand pounds that the gross weight of the vehicle or combi-
25 nation of vehicles exceeds eight thousand pounds.

26 (B) For declared gross weights greater than sixteen thou-
27 sand pounds, but less than fifty-five thousand pounds —
28 seventy-eight dollars and fifty cents plus ten dollars for each
29 one thousand pounds or fraction of one thousand pounds that
30 the gross weight of the vehicle or combination of vehicles
31 exceeds sixteen thousand pounds.

32 (C) For declared gross weights of fifty-five thousand
33 pounds or more — seven hundred thirty-seven dollars and fifty

34 cents plus fifteen dollars and seventy-five cents for each one
35 thousand pounds or fraction of one thousand pounds that the
36 gross weight of the vehicle or combination of vehicles exceeds
37 fifty-five thousand pounds.

38 (3) *Class G.* — The registration fee for each motorcycle or
39 parking enforcement vehicle is eight dollars.

40 (4) *Class H.* — The registration fee for all vehicles for this
41 class operating entirely within the state is five dollars; and for
42 vehicles engaged in interstate transportation of persons, the
43 registration fee is the amount of the fees provided by this
44 section for Class B, reduced by the amount that the mileage of
45 the vehicles operated in states other than West Virginia bears to
46 the total mileage operated by the vehicles in all states under a
47 formula to be established by the division of motor vehicles.

48 (5) *Class J.* — The registration fee for all motor vehicles of
49 this class is eighty-five dollars. Ambulances and hearses used
50 exclusively as ambulances and hearses are exempt from the
51 special fees set forth in this section.

52 (6) *Class M.* — The registration fee for all vehicles of this
53 class is seventeen dollars and fifty cents.

54 (7) *Class farm truck.* — The registration fee for all motor
55 vehicles of this class is as follows:

56 (A) For farm trucks of declared gross weights of eight
57 thousand one pounds to sixteen thousand pounds — thirty
58 dollars.

59 (B) For farm trucks of declared gross weights of sixteen
60 thousand one pounds to twenty-two thousand pounds — sixty
61 dollars.

62 (C) For farm trucks of declared gross weights of
63 twenty-two thousand one pounds to twenty-eight thousand
64 pounds — ninety dollars.

65 (D) For farm trucks of declared gross weights of
66 twenty-eight thousand one pounds to thirty-four thousand
67 pounds — one hundred fifteen dollars.

68 (E) For farm trucks of declared gross weights of thirty-four
69 thousand one pounds to forty-four thousand pounds — one
70 hundred sixty dollars.

71 (F) For farm trucks of declared gross weights of forty-four
72 thousand one pounds to fifty-four thousand pounds — two
73 hundred five dollars.

74 (G) For farm trucks of declared gross weights of fifty-four
75 thousand one pounds to eighty thousand pounds — two hundred
76 fifty dollars: *Provided*, That the provisions of subsection (a)
77 section eight, article one, chapter seventeen-e do not apply if
78 the vehicle exceeds sixty-four thousand pounds and is a truck
79 tractor or road tractor.

80 (b) Registration fees for the following classes shall be paid
81 to the division for a maximum period of three years, or portion
82 of a year based on the number of years remaining in the three-
83 year period designated by the commissioner:


84 (1) *Class R.* — The annual registration fee for all vehicles
85 of this class is twelve dollars.

86 (2) *Class T.* — The annual registration fee for all vehicles
87 of this class is eight dollars.

88 (c) The fees paid to the division for a multi-year registration
89 provided for by this chapter shall be the same as the annual
90 registration fee established by this section and any other fee
91 required by this chapter multiplied by the number of years for
92 which the registration is issued.

93 (d) The registration fee for all Class C vehicles is fifty dollars.
94 On or before the first day of July, two thousand, all Class C
95 trailers shall be registered for the duration of the owner's
96 interest in the trailer and do not expire until either sold or
97 otherwise permanently removed from the service of the owner.

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



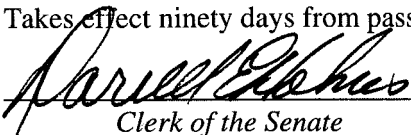
Chairman Senate Committee



Chairman House Committee

Originating in the House.

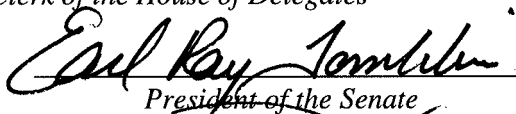
Takes effect ninety days from passage.



Clerk of the Senate



Clerk of the House of Delegates

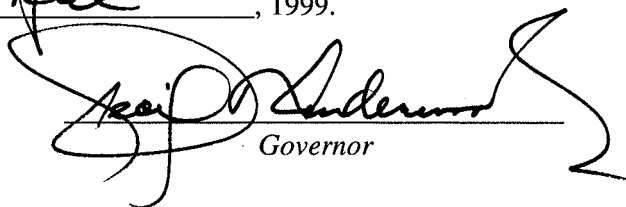


President of the Senate



Speaker of the House of Delegates

The within approved this the 2nd
day of April, 1999.



Governor

PRESENTED TO THE

GOVERNOR

Date 3/30/99

Time 3:25 pm