WEST VIRGINIA LEGISLATURE

Regular Session, 2002

ENROLLED

Committee Substitute for

SENATE BILL NO. 563

(By Senators Redd and Mitchell)

PASSED March 9, 2002

In Effect ninety days from Passage
ENROLLED

COMMITTEE SUBSTITUTE

FOR

Senate Bill No. 563

(SENATORS REDD AND MITCHELL, original sponsors)

[Passed March 9, 2002; in effect ninety days from passage.]

AN ACT to amend and reenact section three, article six, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to requiring driver education courses to provide a motorcycle awareness component.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 6. DRIVER EDUCATION.

§18-6-3. State board to establish minimum course standards; students with mental or physical defects; minimum standards specified.
(a) The state board of education shall establish minimum standards for all driver education courses offered and made available to persons within the state, regardless of whether the courses are offered by public, private, parochial, denominational or commercial schools, but no person shall be permitted to enroll in any driver education course who has a known mental or physical defect that would prevent the person from qualifying for an operator's license, unless the mental or physical defect is controlled or corrected so the person could so qualify.

(b) The minimum standards shall provide at least that:

1. All driver education courses offered within the state are taught by instructors certified by the state board as qualified for these purposes; and
2. Each person enrolled in a driver education course shall receive practice driving and observation in a dual control automobile and instruction in at least the following:
   A. Basic and advanced driving techniques, including techniques for handling emergencies;
   B. Traffic regulations and laws of the road as provided in chapter seventeen-c of this code and other applicable state and local laws and ordinances;
   C. Critical mechanical parts of vehicles requiring preventive maintenance for safety;
   D. The vehicle, highway and community features that aid the driver in avoiding crashes; protect him or her and his or her passengers in crashes; and maximize the salvage of the injured;
   E. Signs, signals, highway markings and highway design features which require understanding for safe operation of motor vehicles;
(F) Differences in characteristics of urban and rural driving, including safe use of modern expressways;

(G) Pedestrian safety; and

(H) Motorcycle safety awareness in a program which shall include, but not be limited to, ensuring that the driver has knowledge and awareness of motorcycles sharing the roads of this state for the safety of motorcyclists.

(c) In addition, in driver education courses, participating students shall be encouraged to acquire first aid skills.
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.

In effect ninety days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within is approved this the 25th Day of 2002.

Governor