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2002 MAR 26 A 9:33

OFFICE WEST VIRGINIA  
SECRETARY OF STATE

**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**

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COMMITTEE SUBSTITUTE

FOR

**Senate Bill No. 563**

(SENATORS REDD AND MITCHELL, *original sponsors*)

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

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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.**

1 (a) The state board of education shall establish minimum  
2 standards for all driver education courses offered and  
3 made available to persons within the state, regardless of  
4 whether the courses are offered by public, private, paro-  
5 chial, denominational or commercial schools, but no  
6 person shall be permitted to enroll in any driver education  
7 course who has a known mental or physical defect that  
8 would prevent the person from qualifying for an operator's  
9 license, unless the mental or physical defect is controlled  
10 or corrected so the person could so qualify.

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

12 (1) All driver education courses offered within the state  
13 are taught by instructors certified by the state board as  
14 qualified for these purposes; and

15 (2) Each person enrolled in a driver education course  
16 shall receive practice driving and observation in a dual  
17 control automobile and instruction in at least the follow-  
18 ing:

19 (A) Basic and advanced driving techniques, including  
20 techniques for handling emergencies;

21 (B) Traffic regulations and laws of the road as provided  
22 in chapter seventeen-c of this code and other applicable  
23 state and local laws and ordinances;

24 (C) Critical mechanical parts of vehicles requiring  
25 preventive maintenance for safety;

26 (D) The vehicle, highway and community features that  
27 aid the driver in avoiding crashes; protect him or her and  
28 his or her passengers in crashes; and maximize the salvage  
29 of the injured;

30 (E) Signs, signals, highway markings and highway  
31 design features which require understanding for safe  
32 operation of motor vehicles;

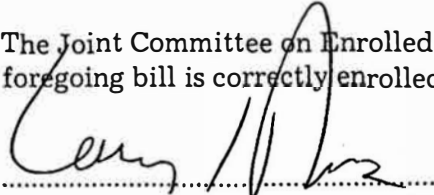
33 (F) Differences in characteristics of urban and rural  
34 driving, including safe use of modern expressways;

35 (G) Pedestrian safety; and

36 (H) Motorcycle safety awareness in a program which  
37 shall include, but not be limited to, ensuring that the  
38 driver has knowledge and awareness of motorcycles  
39 sharing the roads of this state for the safety of motorcy-  
40 clists.

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

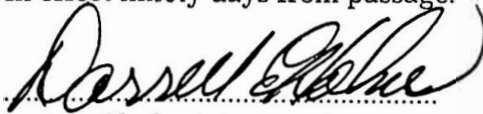
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

  
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Chairman Senate Committee

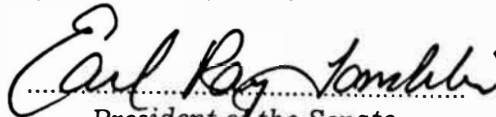
  
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Chairman House Committee

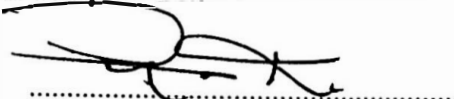
Originated in the Senate.

In effect ninety days from passage.


  
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Clerk of the Senate

  
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Clerk of the House of Delegates

  
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President of the Senate

  
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Speaker House of Delegates

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

  
.....  
Governor

MEMORANDUM TO THE  
GOVERNOR

Date 3/22/02

Time 10:00 am