

HB 4139

FILED

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CLARENCE B. BROWN
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE
SECOND REGULAR SESSION, 2008

ENROLLED

**COMMITTEE SUBSTITUTE
FOR
House Bill No. 4139**

(By Delegates Webster, Hrutkay, Kessler, Moore,
Pino, Stemple and Overington)

Passed March 7, 2008

In Effect Ninety Days from Passage

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H. B. 4139

(BY DELEGATES WEBSTER, HRUTKAY, KESSLER,
MOORE, PINO, STEMPLER AND OVERINGTON)

[Passed March 7, 2008; in effect ninety days from passage.]

AN ACT to amend and reenact §17B-2-1 of the Code of West Virginia, 1931, as amended; and to further amend said chapter by adding thereto a new article, designated §17B-2B-1, §17B-2B-2, §17B-2B-3, §17B-2B-4, §17B-2B-5, §17B-2B-6, §17B-2B-7, §17B-2B-8, §17B-2B-9, §17B-2B-10 and §17B-2B-11, all relating to licensing persons using bioptic telescopic devices to operate a motor vehicle; creating a Class G driver's license for persons using bioptic telescopic devices who complete an approved driver training program; authorizing the Division of Rehabilitation Services to create an approved driver training program; establishing minimum eligibility requirements for acceptance into an approved driver training program and minimum curriculum requirements; establishing criteria and restrictions for a Class G instruction permit and driver's license; specifying the duration of the Class G instruction permit and driver's license; providing for removal of the daytime driving restriction in certain circumstances; establishing standards for licensure of restricted out-of-state

drivers to obtain a West Virginia Class G instruction permit or driver's license; providing prerequisites for renewal of a Class G driver's license; providing for suspension, revocation and reinstatement of Class G driver's licenses; requiring the Commissioner of the Division of Motor Vehicles to collect information regarding accidents, violations and convictions by Class G licensees and to report the same annually to the Legislature; requiring the Commissioner of the Division of Motor Vehicles and the Director of the Division of Rehabilitation Services to propose legislative rules; and clarifying that training provisions for Class G licensees do not apply to persons already licensed in this state to operate a motor vehicle while wearing bioptic telescopic devices.

Be it enacted by the Legislature of West Virginia:

That §17B-2-1 of the Code of West Virginia, 1931, as amended, be amended and reenacted; and that said chapter be further amended by adding thereto a new article, designated, §17B-2B-1, §17B-2B-2, §17B-2B-3, §17B-2B-4 §17B-2B-5, §17B-2B-6, §17B-2B-7, §17B-2B-8, §17B-2B-9, §17B-2B-10 and §17B-2B-11, all to read as follows:

ARTICLE 2. ISSUANCE OF LICENSE, EXPIRATION AND RENEWAL.

§17B-2-1. Drivers must be licensed; types of licenses; licensees need not obtain local government license; motorcycle driver license; identification cards.

1 (a)(1) No person, except those hereinafter expressly
2 exempted, may drive any motor vehicle upon a street or
3 highway in this state or upon any subdivision street used by
4 the public generally unless the person has a valid driver's
5 license issued pursuant to this code for the type or class of
6 vehicle being driven.

7 (2) Any person licensed to operate a motor vehicle
8 pursuant to this code may exercise the privilege thereby
9 granted in the manner provided in this code and, except as
10 otherwise provided by law, is not required to obtain any other
11 license to exercise the privilege by any county, municipality
12 or local board or body having authority to adopt local police
13 regulations.

14 (b) The division, upon issuing a driver's license, shall
15 indicate on the license the type or general class or classes of
16 vehicles the licensee may operate in accordance with this
17 code, federal law or rule. Licenses shall be issued in
18 different colors for those drivers under age eighteen, those
19 drivers age eighteen to twenty-one and adult drivers. The
20 commissioner is authorized to select and assign colors to the
21 licenses of the various age groups. (c) Driver's licenses
22 issued by the division shall be classified in the following
23 manner:

24 (1) A Class A, B or C license shall be issued to those
25 persons eighteen years of age or older with two years of
26 driving experience who have qualified for the commercial
27 driver's license established by chapter seventeen-e of this
28 code and the federal Motor Carrier Safety and Improvement
29 Act of 1999 and subsequent rules, and have paid the required
30 fee.

31 (2) A Class D license shall be issued to those persons
32 eighteen years and older with one year of driving experience
33 who operate motor vehicles other than those types of vehicles
34 which require the operator to be licensed under the provisions
35 of chapter seventeen-e of this code and federal law and rule
36 and whose primary function or employment is the
37 transportation of persons or property for compensation or
38 wages and have paid the required fee. For the purpose of
39 regulating the operation of motor vehicles, wherever the term

40 “chauffeur's license” is used in this code, it shall be construed
41 to mean the Class A, B, C or D license described in this
42 section or chapter seventeen-e of this code or federal law or
43 rule: *Provided*, That anyone not required to be licensed
44 under the provisions of chapter seventeen-e of this code and
45 federal law or rule and who operates a motor vehicle
46 registered or required to be registered as a Class A motor
47 vehicle, as that term is defined in section one, article ten,
48 chapter seventeen-a of this code, with a gross vehicle weight
49 rating of less than eight thousand one pounds, is not required
50 to obtain a Class D license.

51 (3) A Class E license shall be issued to those persons who
52 have qualified for a driver's license under the provisions of
53 this chapter and who are not required to obtain a Class A, B,
54 C or D license and who have paid the required fee. The Class
55 E license may be endorsed under the provisions of section
56 seven-b of this article for motorcycle operation. The Class E
57 or (G) license for any person under the age of eighteen may
58 also be endorsed with the appropriate graduated driver
59 license level in accordance with the provisions of section
60 three-a of this article.

61 (4) A Class F license shall be issued to those persons who
62 successfully complete the motorcycle examination procedure
63 provided by this chapter and have paid the required fee, but
64 who do not possess a Class A, B, C, D or E driver's license.

65 (5) A Class G driver's license or instruction permit shall
66 be issued to a person using bioptic telescopic lenses who has
67 successfully completed an approved driver training program
68 and complied with all other requirements of article two-b of
69 this chapter.

70 (d) All licenses issued under this section may contain
71 information designating the licensee as a diabetic, organ

72 donor, as deaf or hard-of-hearing or as having any other
73 handicap or disability, according to criteria established by the
74 division, if the licensee requests this information on the
75 license.

76 (e) No person, except those hereinafter expressly
77 exempted, may drive any motorcycle upon a street or
78 highway in this state or upon any subdivision street used by
79 the public generally unless the person has a valid motorcycle
80 license, a valid license which has been endorsed under
81 section seven-b of this article for motorcycle operation or a
82 valid motorcycle instruction permit.

83 (f) (1) An identification card may be issued to any person
84 who:

85 (A) Is a resident of this state in accordance with the
86 provisions of section one-a, article three, chapter seventeen-a
87 of this code;

88 (B) Has reached the age of two years. The division may
89 also issue an identification card to a person under the age of
90 two years for good cause shown;

91 (C) Has paid the required fee of two dollars and fifty
92 cents per year: *Provided*, That the fee is not required if the
93 applicant is sixty-five years or older or is legally blind; and

94 (D) Presents a birth certificate or other proof of age and
95 identity acceptable to the division with a completed
96 application on a form furnished by the division.

97 (2) The identification card shall contain the same
98 information as a driver's license except that the identification
99 card shall be clearly marked as an identification card.
100 However, the division may issue an identification card with

101 less information to persons under the age of sixteen. An
102 identification card may be renewed annually on application
103 and payment of the fee required by this section.

104 (A) Every identification card issued to a person who has
105 attained his or her twenty-first birthday shall expire on the
106 licensee's birthday in those years in which the licensee's age
107 is evenly divisible by five. Except as provided in paragraph
108 (B) of this subdivision, no identification card may be issued
109 for less than three years or for more than seven years and
110 expires on the licensee's birthday in those years in which the
111 licensee's age is evenly divisible by five.

112 (B) Every identification card issued to a person who has
113 not attained his or her twenty-first birthday shall expire thirty
114 days after the licensee's twenty-first birthday.

115 (C) Every identification card issued to persons under the
116 age of sixteen shall be issued for a period of two years and
117 shall expire on the last day of the month in which the
118 applicant's birthday occurs.

119 (3) The division may issue an identification card to an
120 applicant whose privilege to operate a motor vehicle has been
121 refused, canceled, suspended or revoked under the provisions
122 of this code.

123 (g) Any person violating the provisions of this section is
124 guilty of a misdemeanor and, upon conviction, shall be fined
125 not more than five hundred dollars; and upon a second or
126 subsequent conviction, shall be fined not more than five
127 hundred dollars or confined in jail not more than six months,
128 or both.

**ARTICLE 2B. LICENSE TO OPERATE A MOTOR
VEHICLE WITH BIOPTIC
TELESCOPIC DEVICE.**

§17B-2B-1. Definitions.

1 For purposes of this article, the following terms have the
2 meaning indicated:

3 (1) "Applicant" means any person applying for a Class G
4 instruction permit or license to operate a motor vehicle in this
5 state who must use a bioptic telescopic device to meet the
6 commissioner's minimum visual acuity and visual field
7 standards for licensure.

8 (2) "Approved driver training program" means a program
9 that:

10 (A) Provides and coordinates comprehensive assessment
11 and training of driving skills and responses;

12 (B) Emphasizes clinical and functional vision skills,
13 predriver readiness skills and the physical, mental and social
14 driving skills of an applicant;

15 (C) Is approved by the Division of Rehabilitation
16 Services , after consultation with the division; and

17 (D) Is operated by and under the auspices of the Division
18 of Rehabilitation Services at its headquarters at Institute,
19 Kanawha County.

20 (3) "Bioptic telescopic device" means a two focus optical
21 system used to magnify distant objects by including a small
22 telescope that is mounted in a spectacle lens so as to allow an

23 unobstructed view of the horizontal visual field through
24 normal distance corrective lenses.

25 (4) "Corrective lenses" means eyeglasses, contact lenses,
26 and intraocular lenses, but does not mean a bioptic telescopic
27 device.

28 (5) "Daytime driving restriction" means a limitation on
29 the operation of a motor vehicle to:

30 (A) The period of time between thirty minutes after
31 sunrise and thirty minutes before sunset; and

32 (B) Weather conditions that do not significantly reduce
33 the visibility of the roadway, other traffic, and traffic control
34 devices.

35 (6) "Field expander" means a device used to compensate
36 for peripheral visual field loss.

37 (7) "Restricted out-of-state driver" means a person who
38 has been issued, by another state, a valid driver's license with
39 a restriction requiring the driver to use a bioptic telescopic
40 device.

41 (8) "Vision specialist" means a licensed ophthalmologist
42 or optometrist.

43 (9) "Visual acuity" means the measure of a person's
44 clarity of vision based on the Snellen visual acuity scale.

45 (10) "Visual field" means the area of physical space
46 visible to the eye in a given fixed position.

**§17B-2B-2. Class G instruction permit or driver's license;
participation in approved driver training
program; eligibility criteria; required
curriculum.**

1 (a) A person who does not meet the visual acuity and
2 visual field standards established by the commissioner for
3 licensure to operate a motor vehicle in this state, but who is
4 able to satisfy the minimum vision requirements using a
5 bioptic telescopic device is eligible for a Class G instruction
6 permit or driver's license pursuant to this article if he or she
7 is participating in or has successfully completed an approved
8 driver training program.

9 (b) An applicant is eligible to participate in an approved
10 driver training program if he or she:

11 (1) Submits to the commissioner and to the Division of
12 Rehabilitation Services a report of examination by a vision
13 specialist, on a form prescribed by the Division of
14 Rehabilitation Services, which certifies that:

15 (A) In the opinion of the vision specialist, the applicant's
16 vision can be corrected with the use of a bioptic telescopic
17 device and without field expanders to satisfy the minimum
18 visual acuity and visual field standards established by the
19 commissioner;

20 (B) No ocular diagnosis or prognosis currently exists or
21 is likely to occur during the period of licensure which would
22 cause deterioration of the applicant's visual acuity or visual
23 field to levels below the commissioner's minimum visual
24 acuity and visual field standards for licensure; and

25 (C) The applicant is a likely candidate for acceptance into
26 an approved driver training program; and

27 (2) Satisfies any other criteria for participation
28 established by the Division of Rehabilitation Services.

29 (c) An approved driver training program shall include, at
30 a minimum:

31 (1) Predriving instruction with regard to highway signs
32 and the rules of the road;

33 (2) Predriving instruction in proper use of bioptic
34 telescopic devices; and

35 (3) At least thirty hours of behind-the-wheel instruction
36 in driving with bioptic telescopic devices.

37 (d) The Division of Rehabilitation Services may waive
38 predriving instruction with regard to highway signs and the
39 rules of the road pursuant to subdivision (1), subsection (c)
40 of this section if the applicant:

41 (1) Has at least three years of experience driving with an
42 unrestricted license; and

43 (2) Passes the written examination provided in
44 subdivision (2), subsection (a), section (3) of this section.

**§17B-2B-3. Class G instruction permit; eligibility criteria;
restrictions; duration of permit.**

1 (a) An applicant is eligible for a Class G instruction
2 permit if he or she has:

3 (1) Been accepted into and enrolled in an approved driver
4 training program;

5 (2) Passed a written examination, in the manner
6 prescribed by the commissioner, testing the applicant's:

7 (A) Ability to read and understand highway signs
8 regulating, warning and directing traffic; and

9 (B) Knowledge of the traffic laws of this state; and

10 (3) Satisfied, at each stage of the licensing process, any
11 additional requirements for an instruction permit required by
12 article two of this chapter that are not addressed in this
13 article.

14 (b) The commissioner may not issue a Class G instruction
15 permit until the applicant has surrendered any license he or
16 she currently holds to operate a motor vehicle.

17 (c) A Class G instruction permit authorizes the permittee
18 to operate a Class A passenger motor vehicle, weighing eight
19 thousand (8000) pounds or less, subject to the following
20 restrictions:

21 (1) The applicant may drive only while using a bioptic
22 telescopic device;

23 (2) The applicant is subject to a daytime driving
24 restriction;

25 (3) The applicant may drive only when accompanied by
26 a certified driver rehabilitation specialist or driver
27 rehabilitation educator; and

28 (4) Any other conditions or restrictions the commissioner
29 considers necessary to insure the safe operation of the motor
30 vehicle.

31 (d) A Class G instruction permit is valid for up to one
32 year. Upon expiration of the instruction permit, the applicant

33 may reapply for a new instruction permit, provided that he or
34 she is eligible pursuant to subsection (a) of this section.

**§17B-2B-4. Class G driver's license; eligibility criteria;
duration of license; surrender of current
license; provisions not applicable to persons
already licensed to drive with bioptic device.**

1 (a) A person who has obtained a Class G instruction
2 permit may obtain a Class G driver's license to operate a
3 motor vehicle if he or she has:

4 (1) Been certified by the Division of Rehabilitation
5 Services as having successfully completed an approved
6 driver training program, along with any agency
7 recommendations regarding license restrictions or
8 modifications, including, but not limited to:

9 (A) Special adaptive equipment;

10 (B) Hours of permitted operation;

11 (C) Types of roads on which the applicant may operate a
12 vehicle; and

13 (D) How far from home the applicant may operate a
14 vehicle;

15 (2) Submitted to the commissioner and to the Director of
16 the Division of Rehabilitation Services, on a form prescribed
17 by the Division of Rehabilitation Services, a report of
18 examination by a vision specialist, conducted after the
19 applicant completes the approved driver training program,
20 certifying that the applicant continues to meet the minimum
21 visual acuity and visual field standards established by the
22 commissioner for licensure to operate a motor vehicle;

23 (3) Successfully completed a comprehensive road skills
24 examination, conducted at a location determined by the
25 commissioner, with a certified driver rehabilitation specialist
26 or driver rehabilitation educator in the test vehicle along with
27 the driving examiner. The comprehensive road skills
28 examination shall include, at a minimum:

29 (A) A “passenger in car” test with bioptic telescopic
30 device in place designed to test competency in using the
31 bioptic telescopic device under stationary and dynamic
32 conditions;

33 (B) A maneuverability skills test; and

34 (C) A standardized on-road test designed to test driving
35 competency of the applicant; and

36 (4) Satisfied, at each stage of the licensing process, any
37 additional requirements for licensure required by article two
38 of this chapter that are not addressed in this article;

39 (b) If an applicant fails the comprehensive road skills
40 examination three times, he or she is not eligible to retake the
41 examination until he or she has successfully completed
42 additional training in an approved driver training program
43 and been recommended for retesting by the director of the
44 program.

45 (c) An applicant who has a current license to operate a
46 motor vehicle other than a Class G driver’s license must
47 surrender his or her current driver’s license before the
48 commissioner will issue a Class G driver’s license or
49 instruction permit.

50 (d) Every Class G licensee must provide the
51 commissioner with a report of examination by a vision

52 specialist, conducted no more than three months prior to the
53 annual anniversary of the issuance of the license, certifying
54 that the applicant continues to meet the minimum visual
55 acuity and visual field standards established by the
56 commissioner for licensure to operate a motor vehicle. The
57 report shall be submitted on a form prescribed by the
58 commissioner.

**§17B-2B-5. Restrictions on Class G driver's license; removal of
daytime driving restriction.**

1 (a) A Class G driver's license authorizes the licensee to
2 operate a Class A passenger motor vehicle, weighing eight
3 thousand pounds or less, subject to the following restrictions:

4 (1) The applicant may drive only while using a bioptic
5 telescopic device;

6 (2) Daytime driving restriction; and

7 (3) Any other conditions or restrictions the commissioner
8 considers necessary to insure the safe operation of the motor
9 vehicle.

10 (b) An applicant to whom a Class G driver's license has
11 been issued may apply to the commissioner for removal of
12 the daytime driving restriction if the applicant has:

13 (1) Operated a motor vehicle for thirty-six months
14 without an at-fault accident, moving violation or license
15 suspension;

16 (2) Submitted a report of a vision examination, conducted
17 not more than six months prior to the application, by a vision
18 specialist showing that the licensee's visual impairment is

19 stable and that he or she can see well enough to operate a
20 vehicle at night;

21 (3) Successfully completed additional evaluation and
22 training, in an approved driver training program, specifically
23 designed for night driving;

24 (4) Passed a comprehensive night driving examination.

**§17B-2B-6. Restricted out-of-state drivers; required to obtain
Class G driver's license; surrender of current
license; waiver of requirement to participate in
an approved driver training program.**

1 (a) A restricted out-of-state driver establishing residence
2 in West Virginia must apply for a Class G driver's license in
3 this state.

4 (b) To obtain a Class G driver's license, the restricted
5 out-of-state driver must:

6 (1) Satisfy all the requirements of licensure contained in
7 sections three and four of this article;

8 (2) Surrender his or her out-of-state driver's license to the
9 commissioner; and

10 (3) Provide the commissioner with a report of
11 examination by a vision specialist, conducted no more than
12 ninety-days prior to the application, showing that the
13 applicant meets the minimum vision standards.

14 (c) If, based upon an evaluation of the out-of-state
15 driver's abilities, along with any recommendations, the
16 Division of Rehabilitation Services certifies to the
17 commissioner that the restricted out-of-state driver was

18 required. as a condition of licensure in the other state, to
19 complete training substantially equivalent to the approved
20 driver training program required by this article, the
21 commissioner may waive the requirement that the restricted
22 out-of-state driver complete an approved driver training
23 program in this state prior to licensure.

§17B-2B-7. Renewal of license.

1 (a) A Class G driver's license is valid for no more than
2 two years.

3 (b) To renew a Class G driver's license, the licensee must
4 submit a report of a comprehensive vision examination by a
5 vision specialist at least ninety-days prior to expiration of the
6 license.

7 (c) If the vision specialist certifies that the conditions
8 causing the licensee's visual impairment are stable, and the
9 licensee continues to satisfy the commissioner's minimum
10 visual acuity and visual field standards for licensure, the
11 division shall renew the license for a period of one year.

12 (d) If the vision specialist certifies that the conditions
13 causing the licensee's visual impairment are unstable or
14 deteriorating, the commissioner may require the licensee to
15 undergo additional testing or training before deciding
16 whether to renew the license.

17 (e) If any comprehensive vision examination by a vision
18 specialist determines that the licensee no longer satisfies the
19 minimum visual acuity or visual field standards for licensure,
20 the division shall not renew the license.

§17B-2B-8. Suspension, revocation and reinstatement of license.

1 (a) The commissioner may immediately suspend the
2 Class G driver's license of any driver who is involved in an
3 accident resulting in bodily injury or death, violates the
4 restrictions placed on his or her license or is convicted of
5 more than one moving violation within a twelve-month
6 period, if the commissioner makes a finding that allowing the
7 licensee to continue to drive pending resolution of the
8 suspension would present a danger to the public.

9 (b) The commissioner shall suspend the driver's license
10 of any licensee who fails to meet visual acuity or visual field
11 minimum standards.

12 (c) The commissioner shall suspend the driver's license
13 of any licensee who fails an evaluation of his or her ability to
14 safely operate a motor vehicle by the division of
15 rehabilitation's driving training program.

16 (d) A licensee whose license is suspended pursuant to this
17 section may request a hearing within ten days of receiving the
18 commissioner's notice of immediate suspension. No stay of
19 the license suspension may be granted pending the hearing,
20 but the commissioner must conduct a requested hearing on
21 the suspension of the license within seventy days of receiving
22 the request for a hearing. Only the licensee may request a
23 continuance, but no stay of the suspension may be granted
24 pending the delayed hearing.

**§17B-2B-9. Commissioner and director to collect information
regarding Class G licensees; report to
Legislature.**

1 (a) The commissioner shall collect and monitor
2 information regarding accidents, license suspensions and
3 revocations and convictions of Class G licensees.

4 (b) On or before the first day of February, of each year
5 after the first Class G driver's license is issued:

6 (1) The commissioner shall provide to the Joint
7 Committee on Government and Finance a written report
8 detailing:

9 (A) The number of Class G driver's licenses issued in the
10 previous calendar year; and

11 (B) Whether and to what extent holders of Class G
12 driver's licenses were, during the previous calendar year:

13 (i) Involved in vehicular crashes; or

14 (ii) The subject of proceedings to suspend or revoke their
15 licenses or were convicted of offenses involving moving
16 violations, the rules of the road, illegal substance use or legal
17 substance abuse.

18 (2) The Director of the Division of Rehabilitation
19 Services shall provide to the Joint Committee on Government
20 and Finance a written report detailing, for the previous
21 calendar year:

22 (A) The number of applicants for the approved driver
23 training program;

24 (B) The number of persons who successfully completed
25 the program;

26 (C) The number of persons who failed to complete the
27 program and the reason for each failure; and

28 (D) The status of the approved driver training program's
29 funding and the extent to which persons who applied for the
30 program were able to pay the costs associated with it.

§17B-2B-10. Rules.

1 (a) The Director of the Division of Rehabilitation
2 Services, after consultation with the commissioner, shall
3 propose legislative rules for promulgation in accordance with
4 article three, chapter twenty-nine-a of this code establishing:

5 (1) Additional criteria, including minimum visual acuity
6 and visual field standards, for acceptance into an approved
7 driver training program;

8 (2) Additional curriculum requirements for an approved
9 driver training program;

10 (3) Standards for successful completion of an approved
11 driver training program;

12 (4) Standards for the comprehensive road skills test;

13 (5) Criteria for certifying whether an out-of-state driver
14 training program is substantially equivalent to an approved
15 driver training program in this state;

16 (6) Minimum requirements for additional driver training,
17 if required, including criteria for night time driving;

18 (7) Any other standards or criteria necessary to
19 implement this article.

20 (b) The commissioner, in collaboration with the Director
21 of the Division of Rehabilitation Services, shall propose

22 legislative rules for promulgation in accordance with article
23 three, chapter twenty-nine-a of this code establishing:

24 (1) Criteria for issuance of a Class G instruction permit
25 or driver's license, including minimum visual acuity and
26 visual field standards;

27 (2) Standards for imposing and removing additional
28 restrictions on an individual applicant's Class G instruction
29 permit or driver's license;

30 (3) Standards for suspension, revocation and
31 reinstatement of a Class G instruction permit or driver's
32 license; and

33 (4) Any other standards or criteria necessary to
34 implement this article.

§17B-2B-11. Applicability.

1 Except for the provisions of subsection (d), section four
2 of this article requiring an annual report of vision
3 examination to be submitted to the commissioner, the
4 provisions of this article are not applicable to any person
5 licensed by the commissioner to operate a motor vehicle with
6 a bioptic telescopic device prior to the effective date of this
7 article.

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.

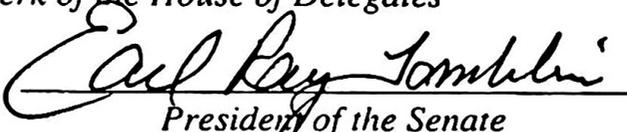
In effect ninety days from passage.



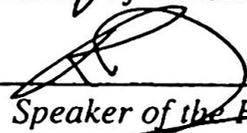
Clerk of the Senate



Clerk of the House of Delegates

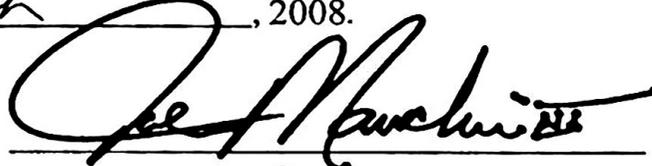


President of the Senate



Speaker of the House of Delegates

The within is approved this the 27th
day of March, 2008.



Governor

PRESENTED TO THE
GOVERNOR

MAR 17 2008

Time 9:35 am