

H. B. 4233

(By Delegates Hamrick, Howell, Storch,
Staggers, Manchin, Hunt, Wells, Miller,
Moye, Moore and Shott)

[Introduced January 20, 2014; referred to the
Committee on Roads and Transportation then the
Judiciary.]

A BILL to amend and reenact §17C-14-1 of the Code of West Virginia,
1931, as amended, relating to unattended motor vehicles;
misdemeanor penalty; and providing that a motor vehicle that
has been started by use of a remote starter when the vehicle
is locked is not an unattended vehicle and not in violation of
this section.

Be it enacted by the Legislature of West Virginia:

That §17C-14-1 of the Code of West Virginia, 1931, as amended,
be amended and reenacted to read as follows:

ARTICLE 14. MISCELLANEOUS RULES.

§17C-14-1. Unattended motor vehicle; penalty.

(a) No person driving or in charge of a motor vehicle ~~shall~~
may permit it to stand unattended without first stopping the
engine, locking the ignition, removing the key, and effectively
setting the brake thereon and, when standing upon any grade,

1 turning the front wheels to the curb or side of the highway:
2 Provided, That a motor vehicle that has been started by use of a
3 remote starter when the vehicle is locked is not an unattended
4 vehicle within the meaning of this section and therefore not a
5 violation of this section.

6 (b) Any person violating the provisions of this section is
7 guilty of a misdemeanor and, upon conviction thereof, shall be
8 fined not more than \$100; upon a second conviction within one year
9 thereafter, shall be fined not more than \$200; and upon a third or
10 subsequent conviction, shall be fined not more than \$500.

NOTE: The purpose of this bill is to provide that a motor vehicle that has been started by use of a remote starter when the vehicle is locked is not an unattended vehicle and not in violation of this section.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.