

# **WEST VIRGINIA LEGISLATURE**

## **2017 REGULAR SESSION**

**Introduced**

### **Senate Bill 265**

BY SENATOR CLINE

[Introduced February 13, 2017; referred  
to the Committee on Transportation and Infrastructure; and  
then to the Committee on the Judiciary]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,  
 2 designated §17C-15-51, relating to requiring motor vehicles, trailers or semitrailers having  
 3 a hydraulically operated bed to have a warning device that will alert the operator when the  
 4 vehicle is in motion and the bed is in an upward position; and requiring rulemaking.

*Be it enacted by the Legislature of West Virginia:*

1 That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new  
 2 section, designated §17C-15-51, to read as follows:

**ARTICLE 15. EQUIPMENT.**

**§17C-15-51. Hydraulic lift warning device.**

1 (a) On or before January 1, 2018 every motor vehicle, truck, trailer or semitrailer having a  
 2 hydraulically operated bed shall include a warning device that will alert the driver in the event the  
 3 bed is in an upward position when the vehicle is in motion.

4 (b) The Commissioner of the Division of Motor Vehicles shall propose rules for legislative  
 5 approval in accordance with article three, chapter twenty-nine-a of the code to implement this  
 6 section.

NOTE: The purpose of this bill is to require motor vehicles, trailers or semitrailers having a hydraulically operated bed have a warning device that will alert the operator when the vehicle is in motion and the bed is in an upward position. The bill requires rule-making.

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