

WEST VIRGINIA LEGISLATURE

2018 REGULAR SESSION

Committee Substitute

for

Senate Bill 589

BY SENATORS RUCKER, ARVON, CLEMENTS, CLINE,
DRENNAN, GAUNCH, MAYNARD, SMITH, SYPOLT, AND
PLYMALE

[Originating in the Committee on Transportation and
Infrastructure; Reported on February 23, 2018]

1 A BILL to amend and reenact §17A-10-3a of the Code of West Virginia, 1931, as amended,
2 relating to the issuance of personalized license plates for antique motor vehicles.

Be it enacted by the Legislature of West Virginia:

ARTICLE 10. FEES FOR REGISTRATION, LICENSING, ETC.

**§17A-10-3a. Special registration of antique motor vehicles and motorcycles; definition,
registration, and use of classic motor vehicles and classic motorcycles; customized
antique plates.**

1 (a) The annual registration fee for any antique motor vehicle or motorcycle as defined in
2 this section is \$2. As used in this section:

3 “Antique motor vehicle” means any motor vehicle which is more than 25 years old and is
4 owned solely as a collector’s item.

5 “Antique motorcycle” means any motorcycle which is more than 25 years old and is owned
6 solely as a collector’s item.

7 “Classic motor vehicle” means a motor vehicle which is more than 25 years old and is
8 registered pursuant to §17A-10-3 of this code and is used for general transportation.

9 “Classic motorcycle” means a motorcycle which is more than 25 years old and is registered
10 pursuant to §17A-10-3 of this code and is used for general transportation.

11 (b) Except as otherwise provided in this section, antique motor vehicles or motorcycles
12 may not be used for general transportation but may only be used for:

13 (1) Participation in club activities, exhibits, tours, parades, and similar events;

14 (2) The purpose of testing their operation, obtaining repairs or maintenance, and
15 transportation to and from events as described in §17A-10-3a(b)(1) of this code; and

16 (3) Recreational purposes over weekends, beginning on Friday at 12:00 p. m., and ending
17 on the following Monday at 12:00 p. m., and on holidays: *Provided*, That a classic motor vehicle
18 or a classic motorcycle as defined in this section may be registered under the applicable class at

19 the applicable registration fee set forth in §17A-10-3 of this code and may be used for general
20 transportation.

21 (c) A West Virginia motor vehicle or motorcycle displaying license plates of the same year
22 of issue as the model year of the antique motor vehicle or motorcycle, as authorized in this section,
23 may be used for general transportation purposes if the following conditions are met:

24 (1) The license plate's physical condition has been inspected and approved by the Division
25 of Motor Vehicles;

26 (2) The license plate is registered to the specific motor vehicle or motorcycle by the
27 Division of Motor Vehicles;

28 (3) The owner of the motor vehicle or motorcycle annually registers the motor vehicle or
29 motorcycle and pays an annual registration fee for the motor vehicle or motorcycle equal to that
30 charged to obtain regular state license plates; ~~and~~

31 (4) The motor vehicle or motorcycle passes an annual safety inspection; and

32 (5) The motor vehicle or motorcycle displays a sticker attached to the license plate, issued
33 by the division, indicating that the motor vehicle or motorcycle may be used for general
34 transportation.

35 (d) If more than one request is made for license plates having the same number, the
36 division shall accept only the first application.

37 (e) The commissioner may ~~promulgate rules in accordance with the provisions of chapter~~
38 29A propose rules for legislative approval in accordance with the provisions of §29A-3-1 et seq.
39 of this code as may be necessary or convenient for the carrying out of the provisions of this
40 section.

41 (f) Upon appropriate application, together with a special annual fee of \$40, which is in
42 addition to all other fees required by this chapter, there shall be issued to the owner of an antique
43 motor vehicle a special registration plate for an antique motor vehicle titled in the name of the
44 qualified applicant, bearing a combination of letters or numbers requested by that applicant,

- 45 subject to the approval by the commissioner, and with the maximum number of letters or numbers
46 to be determined by the commissioner.

NOTE: The purpose of this bill is to authorize the issuance of special personalized license plates for owners of antique motor vehicles.

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