

WEST VIRGINIA LEGISLATURE

2023 REGULAR SESSION

Introduced

House Bill 2310

By Delegate Howell

[Introduced January 11, 2023; Referred to the
Committee on Technology and Infrastructure then
Government Organization]

1 A BILL to amend and reenact §17A-10-3a of the Code of West Virginia, 1931, as relating to
2 authorizing the division of motor vehicles to issue an "Antique Fleet" single registration
3 plate for use on fleets of 5 or more antique vehicles; and relating to setting a fee for an
4 "Antique Fleet" plate.

Be it enacted by the Legislature of West Virginia:

ARTICLE 10. FEES FOR REGISTRATION, LICENSING, ETC.

**§17A-10-3a. Special registration and use of antique motor vehicles and motorcycles;
definitions; use of classic motor vehicles and classic motorcycles; customized
antique plates; exemption for display of registration plate.**

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 military vehicle" means an antique motor vehicle, regardless of the vehicle's size
6 or weight, that was manufactured for use in any country's military forces, and that is maintained to
7 represent its military design and markings accurately, including a trailer meeting the same
8 requirements, but not including a vehicle or trailer currently in service.

9 "Antique motorcycle" means any motorcycle which is more than 25 years old and is owned
10 solely as a collector's item.

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

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

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

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

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

20 (3) Recreational purposes over weekends, beginning on Friday at 12:00 p. m., and ending
21 on the following Monday at 12:00 p. m., and on holidays: *Provided*, That a classic motor vehicle or
22 a classic motorcycle as defined in this section may be registered under the applicable class at the
23 applicable registration fee set forth in §17A-10-3 of this code and may be used for general
24 transportation.

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

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

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

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

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

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

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

41 (e) The commissioner may propose rules for legislative approval in accordance with the
42 provisions of §29A-3-1 *et seq.* of this code as may be necessary or convenient for the carrying out
43 of the provisions of this section.

44 (f) Upon appropriate application, together with a special annual fee of \$40, which is in
45 addition to all other fees required by this chapter, there shall be issued to the owner of an antique
46 motor vehicle a special registration plate for an antique motor vehicle titled in the name of the
47 qualified applicant, bearing a combination of letters or numbers requested by that applicant,
48 subject to the approval by the commissioner, and with the maximum number of letters or numbers
49 to be determined by the commissioner.

50 (g) Upon proper application pursuant to §17A-10-3a(f) of this code, the commissioner shall
51 approve an alternative registration insignia for an antique military vehicle that is compatible with
52 the vehicle's original markings, including, but not limited to, the display of the vehicle's unique
53 military identification number not to exceed eight characters on the bumper of the vehicle:
54 *Provided*, That nothing in this section exempts the operator of an antique military vehicle from the
55 requirements set forth in §17A-3-13 of this code. Pursuant to this subsection, an antique military
56 vehicle is exempt from the requirement to display a registration plate if the exemption is necessary
57 to maintain the vehicle's accurate military marking.

58 (h) The commissioner is hereby authorized to develop an "Antique Fleet" plate program to
59 enable an owner of 5 or more vehicles defined as antique motor vehicles to use a single
60 registration plate on multiple antique motor vehicles. The owner is required to register every
61 antique vehicle upon which the plate will be displayed. The plate may be used on a newly
62 acquired antique motor vehicle prior to registration provided that the vehicle is registered within 30
63 days of purchase. The annual registration fee for an "Antique Fleet" plate is \$2 a year per antique
64 motor vehicle registered by the owner. The "Antique Fleet" plate is valid for one year and must be
65 renewed annually.

NOTE: The purpose of this bill is to provide the Division of Motor Vehicles authority to develop an "Antique Fleet" program so that multiple antique motor vehicles may utilize a single registration plate.

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