



DEPARTMENT OF MOTOR VEHICLES
STATE OFFICE BUILDING
CHARLESTON, W. VA.
25317

ARCH A. MOORE, JR.
Governor

L. W. BECHTOLD
Commissioner

NOTICE OF PUBLIC HEARING OR COMMENT PERIOD ON PROPOSED RULE
COMMENT PERIOD

AGENCY: Department of Motor Vehicles
RULE TYPE: Interpretive
RULE TITLE: Approval of Dealer Temporary Additional Locations

A COMMENT PERIOD ON THE ABOVE PROPOSED RULE HAS BEEN SCHEDULED AND WILL END ON June 18, 1986 AT 4:30 P.M.. REQUESTS FOR COPIES OF THE PROPOSED RULES AS WELL AS WRITTEN COMMENTS ARE TO BE MAILED TO THE FOLLOWING ADDRESS: Department of Motor Vehicles, 1800 Washington Street East, Room 124, Charleston, West Virginia 25317,
Attention: Steven O. Dale

THE ISSUES TO BE HEARD SHALL BE LIMITED TO THE PROPOSED RULE.

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1986 MAY 16 PM 1:33

OFFICE OF THE SECRETARY OF STATE

L. W. Bechtold
L. W. Bechtold,
Commissioner

APPENDIX B

FISCAL NOTE FOR PROPOSED RULES

Rule Title: Approval of Dealer Temporary Additional Locations

Type of Rule: Legislative Interpretive Procedural

Agency Department of Motor Vehicles Address 1800 Washington St. East
Charleston

1. Effect of Proposed Rule	ANNUAL		FISCAL YEAR		
	Increase	Decrease	Current	Next	Thereafter
Estimated Total Cost	\$	\$	\$	\$	\$
Personal Services					
Current Expense		N/A		N/A	
Repairs and Alterations					
Equipment					
Other					

2. Explanation of above estimates:

These interpretive rules will not cause an increase or decrease in any departmental expenditures.

Objectives of these rules:

These rules are promulgated in order to clarify the Department's policy as to the establishment of temporary additional locations by motor vehicle dealers for the purposes of conducting special promotional sales of limited duration.

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 SECRETARY OF STATE

4. Explanation of Overall Economic Impact of Proposed Rule.

A. Economic Impact on State Government.

These rules do not have an economic impact on State Government.

B. Economic Impact on Political Subdivisions; Specific Industries; Specific groups of citizens.

These rules will authorize dealers to sell motor vehicles at temporary additional locations. It is anticipated that such sales will stimulate the motor vehicle retailing industry.

C. Economic Impact on Citizens/Public at Large.

These rules have little impact on the Public at Large except that additional vehicle transactions result in additional revenue for the State Road Fund.

Date: May 16, 1986

Signature of Agency Head or Authorized Representative

L. W. Bechtold

L. W. Bechtold, Commissioner

(PROPOSED)
WEST VIRGINIA INTERPRETIVE RULES
DEPARTMENT OF MOTOR VEHICLES
CHAPTER 17A-2
SERIES 22

Title: Approval of Dealer Temporary Additional Locations

- Section 1. General
2. Application and Enforcement
 3. Temporary Additional Location Approval
 4. Severability

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(PROPOSED)
WEST VIRGINIA INTERPRETIVE RULES
DEPARTMENT OF MOTOR VEHICLES
CHAPTER 17A-2
SERIES 22

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OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

Title: Approval of Dealer Temporary Additional Locations

Section 1. General

1.1 Scope - These interpretive rules establish the policy of the Department regarding special sales conducted away from a licensed dealer's established place of business or additional location.

1.2 Authority - §17B-2-9 related to §17A-6-1.

1.3 Filing Date -

1.4 Effective Date -

Section 2. Application and Enforcement

2.1 Application - These rules apply to licensed dealers desiring to display and sell motor vehicles, motorcycles, trailers, or house trailers at a temporary additional location for special sales.

2.2 Enforcement - Enforcement of these rules is vested with the Commissioner of Motor Vehicles or lawful designee.

Section 3. Temporary Additional Location Approval

3.1 Prior Approval - Display and sale of motor vehicles, motorcycles, trailers, or house trailers at a location other than the licensed location or locations is prohibited unless prior approval of the Commissioner is granted. Such approval shall be requested at least ten (10) days prior to the date such temporary location is to be established.

3.2 Term of Approval - A temporary additional location shall not be approved for more than a ten (10) day period of time, subject to renewal at the Commissioner's discretion.

3.3 Display of Approval Certificate - The certificate of approval for the temporary additional location shall be displayed in a conspicuous place at the temporary additional location.

Section 4. Severability

In the event any portion of these rules shall be held to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity or constitutionality of the remaining portions of these rules.