



WEST VIRGINIA DEPARTMENT OF TRANSPORTATION

Division of Motor Vehicles

5707 MacCorkle Avenue, Southeast
Post Office Box 17200
Charleston, West Virginia 25317-0010 • (304) 558-3900
TDD: (800) 742-6991 • (800) 642-9066

Thomas J. Smith, P. E.
Cabinet Secretary

December 20, 2018

Ms. Judy Cooper
West Virginia Secretary of State's Office
Director, Administrative Law Division
1900 Kanawha Boulevard, East
Room 157K
Charleston, West Virginia 25305

FILED
2018 DEC 27 A 9:32
OFFICE OF WEST VIRGINIA
SECRETARY OF STATE
Re: Repeal of 91 CSR 21

Dear Ms. Cooper:

Please be advised that 91 CSR 21, Federal Safety Standards Inspections, should be repealed by operation of law. It is an active procedural rule describing the procedures for inspection and issuance of a certificate of inspection prior titling and registration of motor vehicles not manufactured in accordance with the United States Motor Vehicle Safety Standards. This rule should be repealed because it was based on the United States Motor Vehicle Safety Act and §17-A-3A-1, both of which have been repealed and replaced by the United States Clean Air Act.

In accordance with the provisions of W.Va. code §29A-1-3b this rule should be made void. If you need further information, please contact me at the above listed address.

Sincerely,

Adam Holley
General Counsel
West Virginia Division of Motor Vehicles

/tam