

H. B. 4538

(By Delegates J. Miller and Householder)

[Introduced February 15, 2012; referred to the
Committee on Roads and Transportation then the Judiciary.]

A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §17B-2-1c, relating to requiring a sex offender to be identified as such on his or her driver's license; invalidating a driver's license when a person is convicted of a sex crime; and granting rule-making authority.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 2. ISSUANCE OF LICENSE, EXPIRATION AND RENEWAL.

§17B-2-1c. Sex offenders.

(a) The Division of Motor Vehicles may only issue a driver's license to a person who is required to register as a sex offender

1 with the State Police pursuant to article twelve, chapter fifteen
2 of this code when the issued license identifies that person as a
3 convicted sex offender. The front of the license shall contain the
4 capital letter "S" and the rear of the license will denote that the
5 "S" identifies the driver as a convicted sex offender.

6 (b) A person who has a driver's license and is convicted of a
7 crime that requires him or her to register as a sex offender upon
8 release shall have his or her license immediately withdrawn and all
9 privileges to drive a motor vehicle upon a street or highway in
10 this state or upon any subdivision street used by the general
11 public shall be revoked.

12 (c) The commissioner shall propose rules for legislative
13 approval, in accordance with article three, chapter twenty-nine-a
14 of this code, necessary to implement this section.

NOTE: The purpose of this bill is to require a sex offender to be identified as such on his or her driver's license. The bill invalidates a driver's license when a person is convicted of a sex crime. The bill grants rule-making authority.

This section is new; therefore, it has been completely underscored.