

started, and no person shall allow any motor vehicle operated by him to stand or remain unattended on any road in said State, or street or road in any town or city in said State, without having first locked the lever, throttle or switch by which the vehicle may be set in motion.

Penalties for violations.

SEC. 9. *And be it enacted*, That any person violating the provisions of this Act shall, except as otherwise provided herein, upon conviction, be fined in a sum not exceeding the amount hereinafter set forth: For a violation of Section 1, fifty dollars; for a violation of Section 2, twenty dollars; for a violation of Section 3, twenty dollars; for a violation of Section 4, Subdivision 1, twenty-five dollars; for a violation of Section 4, Subdivision 2, twenty-five dollars; for a violation of Section 4, Subdivision 3, fifty dollars; for a violation of Section 5, fifty dollars or confinement in the county jail for not less than thirty days, or both, in the discretion of the magistrate or court. In default of the payment of any of the above fines there shall be imposed an imprisonment in the county jail for a period not exceeding thirty days; provided, that any offender who shall have been guilty of a violation of this Act and sentenced therefor, and who shall be convicted of a second offense of the same violation, may for such second offense be fined in double the amount herein prescribed for the first offense, or may be punished by imprisonment in the county jail for a period not exceeding three months.

Second offense.

Defining the term "motor vehicle."

SEC. 10. *And be it enacted*, That whenever the term "motor vehicle" is used in this Act it shall be construed to include automobiles, locomobiles and all other vehicles propelled otherwise than by muscular power, except the cars of electric and steam railways and other motor vehicles running upon rails or tracks; but nothing in this Act contained shall be construed to apply to or affect bicycles, tricycles or such other vehicles as are propelled exclusively by muscular power. This Act shall not apply to the vehicles known as motorcycles, but shall apply only to those mechanically-propelled vehicles having more than two wheels.

Approved April 12, 1904.

CHAPTER 519.

AN ACT to refund to William P. Dodson, of Norfolk, Virginia, a sum of money erroneously paid by him into the State Treasury.