

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1959

ENROLLED

SENATE BILL NO. 29

(By Mr. Jackson & Mr. Moats)

PASSED Feb 3 1959

In Effect July 1, 1959 Passage



Filed in Office of the Secretary of State
of West Virginia

FEB 10 1959

JOE F. BURDETT
SECRETARY OF STATE

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Senate Bill No. 29

(By MR. JACKSON, OF LOGAN, AND MR. MOATS)

[Passed February 3, 1959; in effect July 1, 1959]

AN ACT to amend and reenact section six, article three, chapter twenty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the imposition, collection and disposition of special license fees payable by certain public utilities and manner of determination of such fees by the state auditor.

Be it enacted by the Legislature of West Virginia:

That section six, article three, chapter twenty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

Section 6. *Special License Fee.*—(a) All public utilities
2 subject to the provisions of this chapter shall pay a special

3 license fee in addition to those now required by law. The
4 amount of such fees shall be fixed by the auditor and
5 levied by him upon each of such public utilities according
6 to the value of its property as ascertained by the last
7 assessment, and shall be apportioned among such public
8 utilities upon the basis of such valuation, so as to produce
9 a revenue of one hundred fifty thousand dollars per
10 annum, which fees shall be paid on or before the twentieth
11 day of January in each year. Such sum of one hundred
12 fifty thousand dollars, together with that provided in sub-
13 section (b) hereof shall be paid into the state treasury
14 and kept as a special fund, designated "Public Service
15 Commission Fund", to be appropriated as provided by
16 law for the purpose of paying the salaries of the com-
17 mission, as fixed by this chapter, its expenses and salaries,
18 compensations, costs and expenses of its employees.

19 (b) All public utilities subject to the provisions of this
20 chapter shall pay a special license fee in addition to any
21 and all fees now required by law. The amount of such
22 fees shall be fixed by the auditor and levied by him
23 upon each of such public utilities, in the proportion which

24 the total gross revenue derived from intrastate business
25 done by each of such public utilities in the calendar year
26 next preceding bears to the total gross revenue derived
27 from intrastate business done in such year by all public
28 utilities subject to regulation by the public service com-
29 mission, so as to produce a revenue of three hundred
30 thousand dollars per annum, in addition to such fees as
31 may be fixed by the auditor under the provisions of sub-
32 section (a) hereof and which fees shall be paid on or
33 before the first day of July in each year. Such sum of
34 three hundred thousand dollars shall be paid into the state
35 treasury and be kept, appropriated and used as provided
36 in subsection (a) hereof.

37 (c) Any balance remaining in said fund at the end of
38 any fiscal year shall not revert to the treasury but shall
39 be credited by the auditor upon the amounts to be raised
40 for the next fiscal year, under subsections (a) and (b),
41 on the same basis and in the same proportion as said fund
42 was raised under said subsections.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Wm. Gasper

Chairman Senate Committee

Wayne W. Hughes

Chairman House Committee

Originated in the Senate.

Takes effect July 1, 1959 passage.

Thomas Thayer

Clerk of the Senate

C. A. Blankenship

Clerk of the House of Delegates

Ralph Bean

President of the Senate

H. R. Pauley

Speaker House of Delegates

The within approved this the 9th
day of February, 1959.
W. D. Underwood

Governor

