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FILED

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OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

SECOND REGULAR SESSION, 2006



ENROLLED

COMMITTEE SUBSTITUTE
FOR

House Bill No. 4601

(By Delegate Michael)



Passed March 11, 2006

In Effect Ninety Days from Passage

FILED

2006 APR -3 P 4: 15

OFFICE WEST VIRGINIA
SECRETARY OF STATE

E N R O L L E D

COMMITTEE SUBSTITUTE

FOR

H. B. 4601

(BY DELEGATE MICHAEL)

[Passed March 11, 2006; in effect ninety days from passage.]

AN ACT to amend and reenact §11-6-26 of the Code of West Virginia, 1931, as amended, relating to increasing the portion of property tax revenues that may be used to reimburse the state tax division for its operating costs in carrying out its duties related to the property tax assessment of public utilities.

Be it enacted by the Legislature of West Virginia:

That §11-6-26 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 6. ASSESSMENT OF PUBLIC SERVICE BUSINESSES.

§11-6-26. Operating fund for public utilities division in auditor's office.

1 The auditor shall establish a special operating fund in the
2 state treasury for the public utilities division in his or her office.
3 The auditor shall pay into the fund one and three eighths
4 percent of the gross receipts of all moneys collected as provided
5 for in this article. Up to one percent of the gross receipts shall
6 be transferred from the operating fund to the tax loss restoration
7 fund created in section twenty-seven of this article. From the
8 operating fund, the auditor shall reimburse the tax division for
9 the actual operating expenses incurred in the performance of its
10 duties required by this article not to exceed fifty percent of the
11 fund balance after annual transfers to the tax loss restoration
12 fund. Any moneys remaining in the special operating fund after
13 annual transfers to the tax loss restoration fund shall be used by
14 the tax division and the auditor for funding the operation of
15 their offices. On the thirty-first day of July in each fiscal year,
16 if the balance in the operating fund exceeds one percent of
17 gross revenues plus fifty thousand dollars, the excess shall be
18 withdrawn from the special fund and deposited in the general
19 fund of the state.

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

Chandy White

Chairman Senate Committee

R. Bean

Chairman House Committee

Originating in the House.

In effect ninety days from passage.

Darrell G. Edwards

Clerk of the Senate

Gregory W. Paul

Clerk of the House of Delegates

Carl R. Bond

President of the Senate

Robert J. ...

Speaker of the House of Delegates

The within is approved this the 3rd
day of April 2006.

[Signature]

Governor

PRESENTED TO THE
GOVERNOR

MAR 29 2006

Time 4:00 pm