

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1935



ENROLLED

SENATE BILL No. 146

(By Mr. Hodges)



PASSED February 20, 1935

In Effect from Passage

146

ENROLLED

Senate Bill No. 146

(By MR. HODGES, MR. PRESIDENT) (by request)

[Passed February 20, 1935; in effect from passage.]

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, relating to the payment of special license fees by public utilities.

Be it enacted by the Legislature of West Virginia:

Section 6. (a) All public utilities subject to the provisions
2 of this chapter shall pay a special license fee in addition to
3 those now required by law. The amount of such fees shall be fix-
4 ed by the auditor and levied by him upon each of such public
5 utilities according to the value of its property as ascertained
6 by the last assessment, and shall be apportioned among such

7 public utilities upon the basis of such valuation, so as to produce
8 a revenue of eighty thousand dollars per annum, which fees shall
9 be paid on or before the twentieth day of January in each year.
10 Such sum of eighty thousand dollars, together with that provided
11 in sub-section (b) hereof shall be paid into the state treasury
12 and kept as a special fund, designated "Public Service Commis-
13 sion Fund", to be appropriated as provided by law for the pur-
14 pose of paying the expenses of the commission, and salaries,
15 compensations, costs and expenses of its employees.

16 (b) All public utilities subject to the provisions of this
17 chapter shall pay a special license fee in addition to any and
18 all fees now required by law. The amount of such fees shall
19 be fixed by the auditor and levied by him upon each of such pub-
20 lic utilities, in the proportion which the total gross revenue
21 derived from intra-state business done by each of such public
22 utilities in the calendar year next preceding bears to the total
23 gross revenue derived from intra-state business done in such
24 year by all public utilities subject to regulation by the public
25 service commission, so as to produce a revenue of one hundred
26 and fifty thousand dollars per annum, in addition to such fees
27 as may be fixed by the auditor under the provisions of sub-

28 section (a) hereof and which fees shall be paid on or before
29 the first day of July in each year. Such sum of one hundred
30 and fifty thousand dollars shall be paid into the state treasury
31 and be kept, appropriated and used as provided in sub-section
32 (a) hereof.

33 (c) Any balance remaining in said fund at the end of any
34 fiscal year shall not revert to the treasury but shall be credited
35 by the auditor upon the amounts to be raised for the next
36 fiscal year, under sub-sections (a) and (b), on the same basis
37 and in the same proportion as said fund was raised under said
38 sub-sections.

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

Clinton Howard
Chairman Senate Committee

Arnold W. Pickens
Chairman House Committee

Originated in the *Senate*
Takes effect *from* passage.

Phunk only
Clerk of the Senate

Geo. S. Hill
Clerk of the House of Delegates

Chas. E. Hoyle
President of the Senate

John Pett
Speaker House of Delegates

The within *is approved* this the *27th*
day of *February*, 1935.

J. H. Kemp
Governor

Filed in the office of the Secretary of State
of West Virginia. **FEB 27 1935**
Wm. S. O'BRIEN,
Secretary of State