WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1935

ENROLLED

SENATE BILL No. 146

(By Mr. Hedges)

PASSED February 29, 1935

In Effect from Passage
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 of this chapter shall pay a special license fee in addition to those now required by law. The amount of such fees shall be fixed by the auditor and levied by him upon each of such public utilities according to the value of its property as ascertained by the last assessment, and shall be apportioned among such
public utilities upon the basis of such valuation, so as to produce a revenue of eighty thousand dollars per annum, which fees shall be paid on or before the twentieth day of January in each year. Such sum of eighty thousand dollars, together with that provided in sub-section (b) hereof shall be paid into the state treasury and kept as a special fund, designated "Public Service Commission Fund", to be appropriated as provided by law for the purpose of paying the expenses of the commission, and salaries, compensations, costs and expenses of its employees.

(b) All public utilities subject to the provisions of this chapter shall pay a special license fee in addition to any and all fees now required by law. The amount of such fees shall be fixed by the auditor and levied by him upon each of such public utilities, in the proportion which the total gross revenue derived from intra-state business done by each of such public utilities in the calendar year next preceding bears to the total gross revenue derived from intra-state business done in such year by all public utilities subject to regulation by the public service commission, so as to produce a revenue of one hundred and fifty thousand dollars per annum, in addition to such fees 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 F. Howard  
Chairman Senate Committee

Chairman House Committee

Originated in the ________________

Takes effect ________________________ passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within is approved this the 27th day of __________________ 1935.

Governor

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