

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1974

ENROLLED

SENATE BILL NO. 508

(By Mr. Hubbard and Mr. Finning)

PASSED March 6, 1974

In Effect July 1, 1974 ~~Passage~~



FILED IN THE OFFICE  
EDGAR F. HEISKELL III  
SECRETARY OF STATE  
THIS DATE 3-18-74

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## ENROLLED

### Senate Bill No. 508

(By MR. HUBBARD and MR. FANNING)

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[Passed March 6, 1974; in effect July 1, 1974.]

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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 special license fee; "public service commission fund."

*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:

#### **ARTICLE 3. DUTIES AND PRIVILEGES OF PUBLIC UTILITIES SUBJECT TO REGULATIONS OF COMMISSION.**

##### **§24-3-6. Special license fee; "public service commission fund."**

1       (a) All public utilities subject to the provisions of this  
2 chapter shall pay a special license fee in addition to those  
3 now required by law. The amount of such fees shall be  
4 fixed by the public service commission and such fee shall  
5 not exceed five cents on each one hundred dollars of  
6 value and shall be levied by it upon each of such public  
7 utilities according to the value of its property as ascer-  
8 tained by the last assessment, and shall be apportioned  
9 among such public utilities upon the basis of such valu-  
10 ation, which fees shall be paid on or before the twentieth  
11 day of January in each year. Such sum, together with  
12 that provided in subsection (b) hereof shall be paid into  
13 the state treasury and kept as a special fund, designated  
14 "public service commission fund," to be appropriated as

15 provided by law for the purpose of paying the salaries of  
16 the commission, as fixed by this chapter, its expenses and  
17 salaries, compensations, costs and expenses of its em-  
18 ployees.

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 public service commission and  
23 such fee shall not exceed twenty cents on each one hun-  
24 dred dollars of total gross revenue and shall be levied  
25 by it upon each of such public utilities, in the proportion  
26 which the total gross revenue derived from intrastate  
27 business done by each of such public utilities in the cal-  
28 endar year next preceding bears to the total gross revenue  
29 derived from intrastate business done in such year by all  
30 public utilities subject to regulation by the public service  
31 commission, in addition to such fees as may be fixed by  
32 the public service commission under the provisions of  
33 subsection (a) hereof and which fees shall be paid on  
34 or before the first day of July in each year. Such sum  
35 shall be paid into the state treasury and be kept, appro-  
36 priated and used as provided 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 remain in said fund and may be appropriated and used  
40 as provided in subsection (a) hereof in the ensuing fiscal  
41 years.

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

H. Darrel Darby  
Chairman Senate Committee

Lawrence H. Buchanan  
Chairman House Committee

Originated in the Senate.

In effect July 1, 1974.

Howard W. Carson  
Clerk of the Senate

J. Blankenship  
Clerk of the House of Delegates

W. T. Botherton Jr.  
President of the Senate

Lewis T. McMane  
Speaker House of Delegates

The within approved this the 18th  
March  
day of \_\_\_\_\_, 1974.

Arch A. Shane Jr.  
Governor

PRESENTED TO THE  
GOVERNOR

Date 3/11/74

Time 3:50 p.m.