WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1980

ENROLLED
SENATE BILL NO. 112

(By Mr. Shaw)

PASSED March 8, 1980
In Effect Ninety Days from Passage
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Senate Bill No. 112
(By Mr. Shaw)

[Passed March 8, 1980; in effect ninety days from passage.]

AN ACT to amend article four, chapter sixty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section seven-a; and to amend and reenact section three, article six of said chapter, relating to permitting the manufacture of ethyl alcohol for use in the production of gasohol for personal use; providing for licensing of persons manufacturing ethyl alcohol for use in the production of gasohol for personal use.

Be it enacted by the Legislature of West Virginia:

That article four, chapter sixty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section seven-a; and that section three, article six of said chapter be amended and reenacted to read as follows:

ARTICLE 4. LICENSES.

§60-4-7a. Individuals authorized to manufacture ethyl alcohol for use in the production of gasohol for personal use.

1 The commission shall issue a license without fee authorizing an individual to manufacture ethyl alcohol solely for personal use by the individual in the production of gasohol and not for sale.

5 For purposes of this section, the term "gasohol" means any product suitable for use as a fuel in an internal combustion engine containing at least ten percent alcohol distilled from agricultural products or from any other nonpetroleum organic material.
ARTICLE 6. MISCELLANEOUS PROVISIONS.

§60-6-3. Applicability of chapter to certain uses of ethyl alcohol.

The provisions of this chapter relating to state monopoly shall not apply to ethyl alcohol used:

1. For scientific, chemical, mechanical or industrial purposes;
2. By those authorized to procure ethyl alcohol tax-free under the acts of Congress and regulations thereunder;
3. In the manufacture of denatured alcohol produced and used as provided by the acts of Congress and regulations thereunder;
4. In the manufacture of scientific, chemical, mechanical and industrial preparations or products unfit for beverage purposes;
5. By those authorized to manufacture ethyl alcohol for use in the production of gasohol for personal use pursuant to section seven-a, article four of this chapter.

Nothing in this section shall be so construed as to exempt such users of ethyl alcohol from the license and transportation provisions of this chapter.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

James L. Davis  
Chairman Senate Committee

Chairman House Committee

Originated in the Senate.

To take effect ninety days from passage

Todd C. Wells  
Clerk of the Senate

Clerk of the House of Delegates

W.B. Borizontal  
President of the Senate

Speaker House of Delegates

The within is approved this the 26th day of March, 1980.

Governor