

APPROVED AND SIGNED BY THE GOVERNOR

Date 3-26-80

Time 8:31 A.M.

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1980



ENROLLED

SENATE BILL NO. 112

(By Mr. Shaw)



PASSED March 8, 1980

In Effect ninety days from Passage



No. 112

ENROLLED
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 au-
2 thorizing an individual to manufacture ethyl alcohol
3 solely for personal use by the individual in the production
4 of gasohol and not for sale.

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

ARTICLE 6. MISCELLANEOUS PROVISIONS.

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

1 The provisions of this chapter relating to state mono-
2 poly shall not apply to ethyl alcohol used:

3 (1) For scientific, chemical, mechanical or industrial
4 purposes;

5 (2) By those authorized to procure ethyl alcohol tax-
6 free under the acts of Congress and regulations there-
7 under;

8 (3) In the manufacture of denatured alcohol produced
9 and used as provided by the acts of Congress and regula-
10 tions thereunder;

11 (4) In the manufacture of scientific, chemical, mechani-
12 cal and industrial preparations or products unfit for
13 beverage purposes;

14 (5) By those authorized to manufacture ethyl alcohol
15 for use in the production of gasohol for personal use pur-
16 suant to section seven-a, article four of this chapter.

17 Nothing in this section shall be so construed as to
18 exempt such users of ethyl alcohol from the license and
19 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

Lawrence C. Chestnut Jr.
Chairman House Committee

Originated in the Senate.

To take effect ninety days from passage

Todd C. Wells
Clerk of the Senate

C. Blankenship
Clerk of the House of Delegates

W. P. Broderick
President of the Senate

Clide N. Selig Jr.
Speaker House of Delegates

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

John C. Belcher
Governor



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GOV. OF STATE

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