

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1986

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ENROLLED

Committee Substitute for
SENATE BILL NO. 462

(By Senator *Boettner, et al*)

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PASSED *March 6,* 1986

In Effect *90 days from* Passage



ENROLLED

COMMITTEE SUBSTITUTE

FOR

Senate Bill No. 462

(SENATORS BOETTNER AND CHERNENKO, *original sponsors*)

[Passed March 6, 1986; in effect ninety days from passage.]

AN ACT to amend chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new article, designated article seven, relating to additional funding for adult literacy education programs; coordinating such programs through the department of education, other state agencies and volunteer groups; declaring legislative intent; delineating program activities; providing for funding; authorizing state personal income tax voluntary contribution check-off; providing for disposition and use of funds; requiring annual report; and providing an effective date.

Be it enacted by the Legislature of West Virginia:

That chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new article, designated article seven, to read as follows:

ARTICLE 7. ADULT LITERACY EDUCATION PROGRAM.

§18-7-1. Adult literacy education program; legislative intent.

1 It is in the public interest that the adult citizens of this

2 state be literate so that the quality of their own lives may be
3 enhanced and they may contribute to the well-being and
4 advancement of the entire state through increased
5 productivity. The intent of this legislation is to provide
6 additional funding for the education of adults in the basic
7 literacy skills of reading, writing and computation.

8 Activities in this program include:

9 (a) Identification and recruitment of persons over the
10 age of twenty-one who are deficient in their basic literacy
11 skills;

12 (b) Establishment of a literacy outreach program using
13 tutors and teachers to educate individuals at locations
14 convenient to the adult learners, including, but not limited
15 to, work sites, schools, libraries, churches and community
16 centers. The literacy outreach programs shall be designed to
17 assist persons in achieving a level of functional literacy or
18 high school equivalency skill levels;

19 (c) Expansion of adult basic education programs;

20 (d) An increase in the number of full-time and part-time
21 volunteer tutors and teachers to provide these services; and

22 (e) Coordination of the efforts of the West Virginia
23 department of education, other appropriate state agencies
24 and volunteer groups.

§18-7-2. Disposition and use of funds.

1 The financing of the adult literacy education program
2 will be derived from a voluntary check-off and contribution
3 designation on state personal income tax return forms of a
4 portion or all of a taxpayer's refund. This financing shall be
5 supplemental to any existing revenues, legislative
6 appropriations, private or public grants, gifts or bequests
7 made available for this purpose.

8 Moneys made available pursuant to this section shall be
9 placed in an account of the West Virginia board of
10 education designated the "Adult Literacy Education
11 Program Fund" and expended solely for the purpose of
12 teaching adult residents of West Virginia the basic literacy
13 skills of reading, writing and computation pursuant to
14 section one of this article.

15 The state board of education shall furnish the Legislature
16 with a report of activities and expenditures under this
17 program by the fifteenth day of January of each year.

§18-7-3. Contribution of portion of income tax refund to adult literacy education program fund.

1 (a) Contributions to the adult literacy education
2 program fund will be derived, in part, from voluntary
3 contributions of a portion or all of a state tax refund due, as
4 designated by taxpayers on state personal income tax
5 return forms.

6 (b) Each West Virginia personal income tax return form
7 shall contain a designation as follows:

8 "ADULT LITERACY EDUCATION PROGRAM

9 Check if you wish to designate a portion of your tax
10 refund to this program:

11 \$1 () \$5 () \$10 () Other \$_____()

12 If joint return, check if spouse wishes to designate a
13 portion of tax refund:

14 \$1 () \$5 () \$10 () Other \$_____()"

15 Each individual taxpayer desiring to voluntarily
16 contribute to this program may so indicate by placing an
17 "X" in the appropriate box on the state personal income tax
18 return form. The contribution shall be credited to the adult
19 literacy education program fund.

20 (c) The tax commissioner shall determine by the first
21 day of July of each year the total amount designated
22 pursuant to this section and shall report that amount to the
23 state treasurer who shall credit that amount to the adult
24 literacy education program fund.

25 (d) The provisions of this section shall apply to tax
26 return forms filed on and after the first day of January, one
27 thousand nine hundred eighty-seven.

4-22
Approved
James A. Smith

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

Bruce O. Williams

Chairman Senate Committee

Floyd Fuller

Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

Todd C. Stacks

Clerk of the Senate

Donald R. Hoag

Clerk of the House of Delegates

Don Tonhomon

President of the Senate

Joseph P. Allright

Speaker House of Delegates

The within *approved* this the *25th*
March
day of 1986.

Arch A. Shaver Jr.

Governor

PRESENTED TO THE

GOVERNOR

Date 3/20/86

Time 11:09 a.m.

RECEIVED

1986 MAR 26 PM 4:30

OFFICE OF THE
SECRETARY OF STATE

FILED IN THE OFFICE OF
SECRETARY OF STATE OF
WEST VIRGINIA

THIS DATE 3/26/86