WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1989

ENROLLED

Com. Sub. for
HOUSE BILL No. 2858

(By Mr. Del. Love)

Passed April 8, 1989

In Effect from Passage
AN ACT to amend and reenact section seven, article two, chapter five-b of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to office of community and industrial development; low-interest loans to private companies processing West Virginia mined coal to coke; changing requirement for using West Virginia coal to not less than seventy-five percent.

Be it enacted by the Legislature of West Virginia:

That section seven, article two, chapter five-b of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 2. OFFICE OF COMMUNITY AND INDUSTRIAL DEVELOPMENT.

§5B-2-7. Authority of director to provide low-interest loans to private companies entering into the process of converting West Virginia coal to coke; funding.

1 Effective the first day of July, one thousand nine hundred eighty-seven, the director, with the approval of the governor, is hereby empowered to provide reduced rate loans to private companies for the building of coal
processing facilities for the making of coke for steel
production. Funds for such loans shall be provided from
moneys borrowed from any fund administered by the
state. The loans will be repaid through the governor’s
office of community and industrial development to the
fund from which they were borrowed. The rate of
interest charged shall be two percent below the current
prime lending rate for funds available from private
sources in projects of a similar nature. The state shall
fund no more than eighty percent of the total cost of the
project. The private company sponsoring the project
must provide the other twenty percent of the project’s
funds from its own capital or from moneys borrowed
from nonpublic sources. The moneys borrowed are to be
used for the construction of coal coking facilities and
related buildings and other structures: Provided, That
not less than seventy-five percent of coal processed at
this facility during the time when loan moneys are being
utilized must be coal mined exclusively in West
Virginia. For the five years following the repayment of
the loan, not less than seventy-five percent of coal
processed at this facility must also be coal mined
exclusively in West Virginia, provided there is sufficient
quantity of coal mined exclusively in West Virginia
meeting environmental regulatory standards. A private
company applying to the governor’s office of community
and industrial development for a loan pursuant to this
section shall certify on its loan application that the
reduced rate loan will be used exclusively for construct-
ing coal coking facilities and that those facilities will be
used for the process of converting West Virginia coal to
coke.

The director is authorized to promulgate rules and
regulations consistent with the provisions of this section
to aid in administration of the provisions of this section:
Provided, That the rules and regulations promulgated
by the director shall contain equal requirements for the
provision of low interest loans, for in state and out of
state private companies.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Frederic L. Hare
Chairman Senate Committee

B. L. C. Phipps
Chairman House Committee

Originating in the House.

Takes effect from passage.

J. B. Fellers
Clerk of the Senate

R. N. J. Eltett
Clerk of the House of Delegates

P. R. F. Tuckerman
President of the Senate

R. W. O. Radcliffe
Speaker of the House of Delegates


Governor