

**WEST VIRGINIA LEGISLATURE**

**REGULAR SESSION, 1990**

—●—  
**ENROLLED**

**SENATE BILL NO.** 578

(By Senator Lundtelle, Mr. President and Senator  
Warman by request of the Executives)

—●—  
**PASSED** March 7, 1990

In Effect from Passage

**ENROLLED**

**Senate Bill No. 518**

(By SENATORS BURDETTE, MR. PRESIDENT, AND HARMAN,

By REQUEST OF THE EXECUTIVE)

[Passed March 7, 1990; in effect from passage.]

AN ACT to amend and reenact section one, article three, chapter fifty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to implementing the 1987 amendments to the uniform relocation assistance and real property acquisition policies act of 1970; and expanding the definition of the term "acquiring agency".

*Be it enacted by the Legislature of West Virginia:*

That section one, article three, chapter fifty-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. IMPLEMENTATION OF UNIFORM RELOCATION ASSISTANCE AND REAL PROPERTY ACQUISITION POLICIES ACT OF 1970 AND THE 1987 AMENDMENTS THERETO KNOWN AS TITLE IV OF THE SURFACE TRANSPORTATION AND UNIFORM RELOCATION ASSISTANCE ACT OF 1987.**

**§54-3-1. Definitions.**

1 As used in this article, the term:

2 (1) "Federal act" means the "Uniform Relocation  
3 Assistance and Real Property Acquisition Policies Act  
4 of 1970", being Public Law 91-646, enacted by the  
5 Ninety-first Congress of the United States of America,  
6 and the 1987 amendments thereto known as Title IV of  
7 the surface transportation and uniform relocation  
8 assistance act of 1987 being Public Law 100-17 enacted  
9 by the one hundredth Congress of the United States of  
10 America.

11 (2) "Acquiring agency" means the state of West  
12 Virginia or any department, agency or instrumentality  
13 thereof, or any county, municipality or other political  
14 subdivision thereof or any department, agency or  
15 instrumentality of two or more states or of two or  
16 more political subdivisions of a state or states, and any  
17 person carrying out a program or project with federal  
18 financial assistance which causes a person to be a  
19 displaced person within the intent and meaning of the  
20 federal act.

21 (3) "Person" means any individual, partnership,  
22 association or corporation.

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

*Frederick L. Parker*  
.....  
Chairman Senate Committee

*Bernard V. Kelly*  
.....  
Chairman House Committee

Originated in the Senate.

In effect from passage.

*Harrell E. Selma*  
.....  
Clerk of the Senate

*Donald L. Hogg*  
.....  
Clerk of the House of Delegates

*Will Swette*  
.....  
President of the Senate

*Robert C. Anderson*  
.....  
Speaker House of Delegates

The within is approved this the *13<sup>th</sup>* day of *March*, 1990.

*Caston Caperton*  
.....  
Governor

PRESENTED TO THE  
GOVERNOR

Date 3/12/90

Time 10:30 a.m.

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OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE