

SB 0416

RECEIVED

1995 MAR 17 14 12 06

OFFICE OF THE CLERK
SENATE

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1995

—●—

ENROLLED

Committee Substitute for
SENATE BILL NO. 416

(By Senator YODER, ET AL)

—●—

PASSED MARCH 8, 1995
In Effect 90 DAYS FROM Passage

ENROLLED
COMMITTEE SUBSTITUTE
FOR
Senate Bill No. 416

(SENATORS YODER, DUGAN AND PLYMALE, *original sponsors*)

[Passed March 8, 1995; in effect ninety days from passage.]

AN ACT to amend and reenact sections three and eight, article twenty-nine, chapter eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to authorizing regional airport authorities to develop industrial parks in area of public airports.

Be it enacted by the Legislature of West Virginia:

That sections three and eight, article twenty-nine, chapter eight of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 29. INTERGOVERNMENTAL RELATIONS—REGIONAL AIRPORTS.

§8-29-3. Authorities empowered and authorized to acquire, operate, etc., airports and develop industrial parks; state aeronautics commission.

1 Each authority is hereby empowered and authorized to
2 acquire, establish, construct, equip, improve, finance,
3 maintain and operate a regional airport or landing field
4 and appurtenant facilities so located to best serve the
5 region in which they are located, including, but not
6 limited to, industrial parks. Each authority shall be
7 subject to the jurisdiction of the state aeronautics
8 commission to the same extent as a state or municipal
9 airport.

PART II. GENERAL POWERS OF AUTHORITIES.

§8-29-8. Powers of authorities generally.

1 Each authority is hereby given plenary power and
2 authority as follows:

3 (1) To make and adopt all necessary bylaws and rules
4 for its organization and operations not inconsistent with
5 law;

6 (2) To elect its own officers, to appoint committees and
7 to employ and fix the compensation for personnel
8 necessary for its operation;

9 (3) To enter into contracts with any person, including
10 both public and private corporations, or governmental
11 department or agency, and generally to do any and all
12 things necessary or convenient for the purpose of
13 acquiring, establishing, constructing, equipping,
14 improving, financing, maintaining and operating a
15 public airport to best serve the region in which it is
16 located, including the development of an industrial park
17 in the same general area;

18 (4) To delegate any authority given to it by law to any
19 of its officers, committees, agents or employees;

20 (5) To apply for, receive and use grants-in-aid,
21 donations and contributions from any source or sources,
22 including, but not limited to, the federal government and
23 any department or agency thereof, and this state subject
24 to any constitutional and statutory limitations with

25 respect thereto, and to accept and use bequests, devises,
26 gifts and donations from any person;

27 (6) To acquire lands and hold title thereto in its own
28 name;

29 (7) To purchase, own, hold, sell and dispose of personal
30 property and to sell, lease or otherwise dispose of any
31 real property which it may own;

32 (8) To borrow money and execute and deliver
33 negotiable notes, mortgage bonds, other bonds,
34 debentures and other evidences of indebtedness therefor,
35 and give such security therefor as shall be requisite,
36 including giving a mortgage or deed of trust on its
37 airport properties and facilities or assigning or pledging
38 the gross or net revenues therefrom;

39 (9) To raise funds by the issuance and sale of revenue
40 bonds in the manner provided by the applicable
41 provisions of article sixteen of this chapter, it being
42 hereby expressly provided that for the purpose of the
43 issuance and sale of revenue bonds, each authority is a
44 "governing body" as that term is used in said article
45 only;

46 (10) To establish, charge and collect reasonable fees
47 and charges for services or for the use of any part of its
48 property or facilities, or for both services and such use;

49 (11) To expend its funds in the execution of the powers
50 and authority herein given;

51 (12) To apply for, receive and use loans, grants,
52 donations, technical assistance and contributions from
53 any regional or area commissions that may be
54 established; and

55 (13) To prescribe by bylaw the manner of financial
56 participation by members.

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

Randy Schorover
.....
Chairman Senate Committee

Ernest C. Moore
.....
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

Darrell E. Adams
.....
Clerk of the Senate

Donald L. Gapp
.....
Clerk of the House of Delegates

Earl Ray Tomblin
.....
President of the Senate

Will Clavin
.....
Speaker House of Delegates

The within *is approved* this the *16th*
day of *March*, 1995.

Gaston Caperton
.....
Governor

PRESENTED TO THE

GOVERNOR

Date 3/10/95

Time 3:53 pm