

SB 165

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# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1999



# ENROLLED

SENATE BILL NO. 165

(By Senators BOLEY AND DEEM )



PASSED MARCH 13, 1999

In Effect NINETY Days From Passage

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SENATE OF WEST VIRGINIA

## ENROLLED

### Senate Bill No. 165

(BY SENATORS BOLEY AND DEEM)

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[Passed March 13, 1999; in effect ninety days from passage.]

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AN ACT to amend and reenact section two, article thirteen-i, chapter eleven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to extending the expiration of the Colin Anderson employee tax credit to the thirty-first day of December, two thousand.

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

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

**ARTICLE 13I. TAX CREDIT FOR EMPLOYING FORMER EMPLOYEES OF COLIN ANDERSON CENTER WHO LOST THEIR JOBS DUE TO THE CLOSURE OF COLIN ANDERSON CENTER.**

**§11-13I-2. Credit allowed; amount and duration of credit; recapture of credit and effective date.**

- 1 (a) There shall be allowed to eligible taxpayers a credit
- 2 against the taxes imposed in articles twenty-one, twenty-

3 three and twenty-four of this chapter. For the purpose of  
4 this article, "eligible taxpayer" means a person, firm,  
5 partnership, corporation or other entity who employs a  
6 person or persons who lost his or her job as a result of the  
7 closure of the Colin Anderson Center. Such credit shall be  
8 in an amount equal to one half of the cost to the state of  
9 unemployment compensation which shall be determined  
10 based on the unemployment compensation cost to the state  
11 of an employee who earns twenty-one thousand dollars per  
12 year and shall be further determined as if such person was  
13 unemployed for and drew a full sixteen weeks of unem-  
14 ployment benefits. In the event an eligible taxpayer  
15 employs more than one such person, the credit allowed  
16 shall be multiplied by the number of persons so employed.

17 (b) The credit set forth in this article shall apply to  
18 personal income tax liabilities, corporation net income tax  
19 liabilities and business franchise tax liabilities arising  
20 after the thirty-first day of December, one thousand nine  
21 hundred ninety-five. The credit established in this article  
22 shall expire and may not be claimed for those tax years  
23 ending after the thirty-first day of December, two thou-  
24 sand and in order to claim this credit an eligible taxpayer  
25 shall have employed a person who lost his or her job after  
26 the thirty-first day of December, one thousand nine  
27 hundred ninety-five, as a result of the closing of Colin  
28 Anderson Center and must be employed after said date  
29 and prior to the thirty-first day of December, one thou-  
30 sand nine hundred ninety-nine.

31 (c) As a condition of receiving the credit established in  
32 this article, the eligible taxpayer shall employ the person  
33 or persons for a period of time at least equal to one year.  
34 In the event such person is employed for less than one year  
35 the credit herein shall be recaptured at the rate of twenty  
36 percent of the dollar value of the credit for each month  
37 under twelve months the person works.

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

*[Handwritten Signature]*  
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Chairman Senate Committee

*[Handwritten Signature]*  
.....

Chairman House Committee

Originating in the Senate.

In effect ninety days from passage.

*[Handwritten Signature]*  
.....

Clerk of the Senate

*[Handwritten Signature]*  
.....  
Clerk of the House of Delegates

*[Handwritten Signature]*  
.....  
President of the Senate

*[Handwritten Signature]*  
.....  
Speaker House of Delegates

The within *approval* this the *25th*  
*March*  
Day of ....., 1999  
*[Handwritten Signature]*  
Governor

PRESENTED TO THE

GOVERNOR

Date 3/23/99

Time 10:25am