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2001 APR 20 P 5:53

OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 2001



ENROLLED

**COMMITTEE SUBSTITUTE
FOR**

House Bill No. 2904

(By Delegates Manuel, Pethtel and Faircloth)



Passed April 12, 2001

In Effect Ninety Days from Passage

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H. B. 2904

(BY DELEGATES MANUEL, PETHTEL AND FAIRCLOTH)

[Passed April 12, 2001; in effect ninety days from passage.]

AN ACT to amend and reenact sections seventeen, seventeen-a and eighteen, article three, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, all relating to allocation of interest or other earnings accrued on certain federal monies received for allocation by the auditor.

Be it enacted by the Legislature of West Virginia:

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

CHAPTER 20. NATURAL RESOURCES.

ARTICLE 3. FOREST AND WILDLIFE AREAS.

SECRETARY OF
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§20-3-17. Disposition of proceeds of national forests.

1 Receipts from any national forest, paid to the state or its
2 proper officers pursuant to directions of acts of Congress, are to
3 be allocated by the auditor to each county which has acreage
4 located in such national forest, in the proportion which the
5 acreage in the county bears to the total acreage of the national
6 forest in this state. Interest or other earnings accrued upon
7 investment of the receipts pending allocation thereof shall be
8 allocated to the recipients of the allocations in proportion to
9 each recipient's allocation of the receipts. Eighty percent of the
10 funds so allocated to any county are to be paid to the board of
11 education of the county to be expended by the board for the
12 benefit of the public schools of the county. Twenty percent of
13 the funds so allocated to any county are to be paid to the state
14 road commission to be expended for feeder and state local
15 service road purposes in that county.

16 Notwithstanding any contrary provisions of former law, any
17 sheriff or county court of any county having charge or custody
18 of any unexpended national forest proceeds, received under
19 allocations made pursuant to former provisions of law, shall pay
20 over eighty percent of the unexpended balance to the county
21 board of education, and twenty percent thereof to the state road
22 commission, for expenditure as provided herein.

**§20-3-17a. Same — Counties embracing Spruce Knob-Seneca
Rocks National Recreation Area.**

1 Notwithstanding the provisions of section seventeen of this
2 article, national forests receipts allocated by the auditor as
3 provided in section seventeen of this article to any county in
4 which is located any part of the Spruce Knob-Seneca Rocks
5 National Recreation Area as established by Public Law 89-207,
6 89th Congress, are to be paid by the auditor to the county as
7 follows: Sixty-three percent to the board of education of the

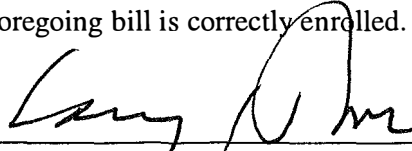
8 county to be expended by the board for the benefit of the public
9 schools of the county, and thirty-seven percent to the county
10 court of the county to be expended by the court for general
11 county purposes. Interest or other earnings accrued upon
12 investment of the receipts pending allocation thereof shall be
13 allocated to the recipients of the allocations in proportion to
14 each recipient's allocation of the receipts.

**§20-3-18. Disposition of flood control, navigation and allied funds
from the federal government.**

1 Receipts from the treasurer of the United States, paid to the
2 state or its proper officers pursuant to direction of an act of
3 Congress relating to disposition of funds received on account of
4 the leasing of lands for flood control, navigation and allied
5 purposes, are to be allocated by the state auditor to each county
6 in accordance with the method of allocation specified by the
7 federal government. Interest or other earnings accrued upon
8 investment of the receipts pending allocation thereof shall be
9 allocated to the recipients of the allocations in proportion to
10 each recipient's allocation of the receipts. The state auditor
11 shall transfer to the road commission fifty percent of the funds
12 so allocated to each county for the purpose of maintenance of
13 feeder and state local service roads in the area or areas of the
14 county in which the flooded lands are located. Fifty percent of
15 the funds so allocated to any county in which the lands are
16 located are to be paid by the state auditor to the board of
17 education of that county to be expended by the board for the
18 benefit of the public schools of the county.

Enr. Com. Sub. for H. B. 2904] 4

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



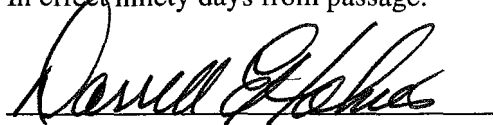
Chairman Senate Committee



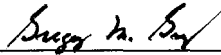
Chairman House Committee

Originating in the House.

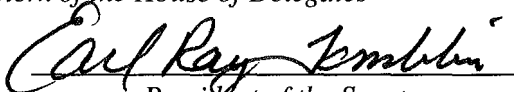
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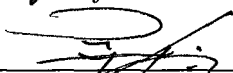
Clerk of the Senate



Clerk of the House of Delegates

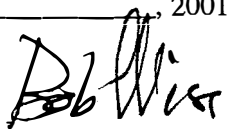


President of the Senate



Speaker of the House of Delegates

The within is approved this the 20th
day of April, 2001.



Governor

PRESENTED TO THE

GOVERNOR

Date 4/20/10

Time 10:00 am