

**H. B. 3250**

(By Delegate Guthrie)

[Introduced February 21, 2011; referred to the  
Committee on Finance.]

**FISCAL  
NOTE**

A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §18-9D-22, relating to authorizing the School Building Authority to award grants or moneys to county and local library boards in connection with public library construction projects, from any funds appropriated by the Legislature; defining "public library construction project"; requiring a demonstration of county or local effort and fund raising before grants or moneys may be awarded for a public library construction project; describing what costs may be paid by the School Building Authority; setting forth additional powers of authority concerning construction projects; and authorizing the authority to establish guidelines and procedures for the award of grants or moneys for public library construction projects.

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

1 That the Code of West Virginia, 1931, as amended, be amended  
2 by adding thereto a new section, designated §18-9D-22, to read as  
3 follows:

4 **ARTICLE 9D. SCHOOL BUILDING AUTHORITY.**

5 **§18-9D-22. Public library construction projects.**

6 (a) In addition to all other powers and authority granted to  
7 the authority under this article, the authority has the power and  
8 authority to award grants and moneys to any county or local library  
9 board in the state for a public library construction project or  
10 projects from any funds appropriated by the Legislature for those  
11 purposes from time to time. For purposes of this section, a "public  
12 library construction project" means a project with a cost of  
13 greater than \$1 million for the new construction, expansion or  
14 major renovation of facilities, buildings or structures for public  
15 library purposes, including the acquisition of land for current or  
16 future use in connection with the public library construction  
17 project, new or substantial upgrading of existing equipment,  
18 machinery or furnishings, and the installation of utilities or  
19 other similar items related to making the public library  
20 construction project operational. No grant or moneys may be awarded  
21 under this section unless the authority determines that the county  
22 or local library board, or one or more organizations or groups  
23 affiliated with the county or local library board, has raised or  
24 will raise funds at the county or local level, in an amount the

1 authority in its discretion deems reasonable and appropriate to  
2 demonstrate substantial county or local effort in support of the  
3 public library construction project. The local or county funds  
4 required to be raised by the county or local library board, or one  
5 or more organizations or groups affiliated with the county or local  
6 library board, may be raised before or after the effective date of  
7 this section.

8       (b) Any grants or moneys awarded by the authority under this  
9 section to a county or local library board may be used to pay for  
10 any and all costs of or associated with the public library  
11 construction project, including the cost of construction,  
12 expansion, renovation, repair and safety upgrading of facilities,  
13 buildings and structures for public library purposes, the cost of  
14 land, equipment, machinery, furnishings, installation of utilities  
15 and other similar items related to making the public library  
16 construction project operational, and the cost of financing,  
17 interest during construction, professional service fees and all  
18 other charges or expenses necessary, appurtenant or incidental to  
19 the foregoing.

20       (c) In addition to the power and authority to award grants and  
21 moneys to any county or local library board in the state for a  
22 public library construction project, the authority has all powers  
23 set forth in sections three and section twenty of this article with  
24 respect to public library construction projects.

1       (d) The authority may establish guidelines and procedures for  
2 the award of grants or moneys for public library construction  
3 projects, to promote the intent and purposes of this section and  
4 assure the prudent and resourceful expenditure of state funds for  
5 public library construction projects under this section.

NOTE: The purpose of this bill is to authorize the School Building Authority to award grants and moneys to county or local library boards for public library construction projects, based on a demonstration of substantial county or local effort as evidenced by county or local fund raising, from any moneys that may be appropriated by the Legislature to the School Building Authority for those purposes from time to time.

This section is new; therefore, it has been completely underscored.