

Senate Bill No. 577

(By Senators McCabe, Wells, Foster, Miller and Klempa)

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

**FISCAL
NOTE**

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

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

25 That the Code of West Virginia, 1931, as amended, be amended
26 by adding thereto a new section, designated §18-9D-22, to read as

1 follows:

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

3 **§18-9D-22. Public library construction projects.**

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

1 or more organizations or groups affiliated with the county or local
2 library board, may be raised before or after the effective date of
3 this section.

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

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

21 (d) The authority may establish guidelines and procedures for
22 the award of grants or moneys for public library construction
23 projects, to promote the intent and purposes of this section and
24 assure the prudent and resourceful expenditure of state funds for
25 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, strike-throughs and underscoring have been omitted.