

1 **H. B. 2416**

2
3 (By Delegate Guthrie)

4 [Introduced February 13, 2013; referred to the
5 Committee on Education then Finance.]

6 **FISCAL**
7 **NOTE**

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9
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 fund-raising 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:*

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. For purposes of this section, a "public library
12 construction project" means a project with a cost of greater than
13 \$1 million for the new construction, expansion or major renovation
14 of facilities, buildings or structures for public library purposes,
15 including the acquisition of land for current or future use in
16 connection with the public library construction project, new or
17 substantial upgrading of existing equipment, machinery or
18 furnishings, and the installation of utilities or other similar
19 items related to making the public library construction project
20 operational. No grant or moneys may be awarded under this section
21 unless the authority determines that the county or local library
22 board, or one or more organizations or groups affiliated with the
23 county or local library board, has raised or will raise funds at
24 the county or local level, in an amount the authority in its

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

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