

Senate Bill No. 398

(By Senators Stollings, Kirkendoll, Miller, Laird, D. Hall and
Beach)

[Introduced February 28, 2013; referred to the Committee on the
Judiciary; and then to the Committee on Finance.]

**FISCAL
NOTE**

A BILL to amend and reenact §29-26-2 of the Code of West Virginia,
1931, as amended, relating to modifying funding assistance
from the Courthouse Facilities Improvement Authority; and
changing the definition of facilities that are eligible for
funding assistance from courthouse facilities that are
occupied by county or judicial officials to ones that are
currently owned and occupied by those officials or upon
renovation will be owned and occupied by those officials.

Be it enacted by the Legislature of West Virginia:

That §29-26-2 of the Code of West Virginia, 1931, as amended,
be amended and reenacted to read as follows:

**ARTICLE 26. WEST VIRGINIA COURTHOUSE FACILITIES IMPROVEMENT
AUTHORITY.**

1 **§29-26-2. Definitions.**

2 The following terms, wherever used or referred to in this
3 article, have the following meaning:

4 (a) "Approved modifications or construction of courthouse
5 facilities" means any modification or construction of a courthouse
6 facility which has been recommended for assistance by the authority
7 according to the requirements of section four of this article;

8 (b) "Authority" means the West Virginia courthouse facilities
9 improvement authority;

10 (c) "Cost" means the cost of construction, renovation, repair
11 and safety upgrading of courthouse facilities; the cost of land,
12 equipment, machinery, furnishings, installation of utilities and
13 other similar items convenient in connection with placing a
14 courthouse facility in operation; and the cost of financing,
15 interest during construction, professional service fees and all
16 other charges or expenses necessary, appurtenant or incidental to
17 the modification or construction of a courthouse facility; and

18 (d) "Courthouse facility" means buildings or structures which
19 are currently owned and occupied or upon renovation will be owned
20 and occupied exclusively by offices of county and judicial
21 officials or by courtrooms, county jails or detention centers.

NOTE: The purpose of this bill is to modify funding assistance
from the Courthouse Facilities Improvement Authority. The bill

changes the definition of facilities that are eligible for funding assistance from courthouse facilities that are occupied by county or judicial officials to ones that are currently owned and occupied by those officials or upon renovation will be owned and occupied by those officials.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.