

# **WEST VIRGINIA LEGISLATURE**

**2016 REGULAR SESSION**

**Enrolled**

## **Senate Bill 462**

BY SENATORS COLE (MR. PRESIDENT) AND KESSLER

(BY REQUEST OF THE EXECUTIVE)

[Passed February 25, 2016; in effect from passage]



1 AN ACT to amend and reenact §29-22-18d of the Code of West Virginia, 1931, as amended,  
2 relating to the West Virginia Infrastructure Fund; reducing the distributions to the West  
3 Virginia Infrastructure Fund to \$30 million for fiscal year 2017 and increasing the  
4 percentage of funds available for grants therefrom.

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

1 That §29-22-18d of the Code of West Virginia, 1931, as amended, be amended and  
2 reenacted to read as follows:

**ARTICLE 22. STATE LOTTERY ACT.**

**§29-22-18d. Increase in allocation to West Virginia Infrastructure Fund from State Excess  
Lottery Revenue Fund.**

1 Notwithstanding any provision of subsection (d), section eighteen-a of this article to the  
2 contrary, the deposit of \$40 million into the West Virginia Infrastructure Fund set forth above is for  
3 the fiscal year beginning July 1, 2010, only. For the fiscal year beginning July 1, 2011, and each  
4 fiscal year thereafter, in lieu of the deposits required under subdivision (5), subsection (d), section  
5 eighteen-a of this article, the commission shall, first, deposit \$6 million into the West Virginia  
6 Infrastructure Lottery Revenue Debt Service Fund created in subsection (h), section nine, article  
7 fifteen-a, chapter thirty-one of this code, to be spent in accordance with the provisions of that  
8 subsection, and, second, deposit \$40 million into the West Virginia Infrastructure Fund created in  
9 subsection (a), section nine, article fifteen-a, chapter thirty-one of this code, to be spent in  
10 accordance with the provisions of that article: *Provided*, That for the fiscal year beginning July 1,  
11 2014, the deposit to the West Virginia Infrastructure Fund shall be \$20 million: *Provided, however*,  
12 That notwithstanding the provisions of subsection (a), section ten, article fifteen-a, chapter thirty-  
13 one of this code, for the fiscal year beginning July 1, 2014, any moneys disbursed from the West  
14 Virginia Infrastructure Fund in the form of grants may not exceed fifty percent of the total funds  
15 available for the funding of projects: *Provided further*, That for the fiscal year beginning July 1,  
16 2015, the deposit to the West Virginia Infrastructure Fund shall be \$30 million: *And provided*

17 *further*, That notwithstanding the provisions of subsection (a), section ten, article fifteen-a, chapter  
18 thirty-one of this code, for the fiscal year beginning July 1, 2015, any moneys disbursed from the  
19 West Virginia Infrastructure Fund in the form of grants may not exceed fifty percent of the total  
20 funds available for the funding of projects: *And provided further*, That for the fiscal year beginning  
21 July 1, 2016, the deposit to the West Virginia Infrastructure Fund shall be \$30 million: *And*  
22 *provided further*, That notwithstanding the provisions of subsection (a), section ten, article fifteen-  
23 a, chapter thirty-one of this code, for the fiscal year beginning July 1, 2016, any moneys disbursed  
24 from the West Virginia Infrastructure Fund in the form of grants may not exceed fifty percent of  
25 the total funds available for the funding of projects.

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

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*Chairman, Senate Committee*

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*Chairman, House Committee*

Originated in the Senate.

In effect from passage.

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*Clerk of the Senate*

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*Clerk of the House of Delegates*

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*President of the Senate*

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*Speaker of the House of Delegates*

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The within ..... this the.....  
Day of ....., 2016.

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*Governor*