

FILED

2002 JUN 21 P 4: 26

OFFICE WEST VIRGINIA  
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE  
2ND EXTRAORDINARY SESSION, 2002

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**ENROLLED**

SENATE BILL NO. 2003

(By Senators TOMBLIN, MR. PRESIDENT, &  
AND SPROUSE, BY REQUEST OF THE EXECUTIVE)

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PASSED JUNE 11, 2002

In Effect FROM Passage

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**Senate Bill No. 2003**

(BY SENATORS TOMBLIN, MR. PRESIDENT, AND SPROUSE,  
BY REQUEST OF THE EXECUTIVE)

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(Passed June 11, 2002; in effect from passage.)

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AN ACT to amend and reenact section four, article seven, chapter twenty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the powers of the public service commission concerning property acquisitions.

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

That section four, article seven, chapter twenty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

**ARTICLE 7. HEADQUARTERS.**

**§24-7-4. Legislative findings; authority to acquire further properties.**

- 1 (a) The Legislature hereby finds that the public service
- 2 commission should be authorized to acquire and manage
- 3 further properties contiguous with its existing property at

4 201 Brooks street in Charleston, West Virginia, and to  
5 make improvements on the property necessary to ensure  
6 the efficient operations of the commission's business.  
7 Furthermore, the Legislature finds that the public service  
8 commission should be given the necessary authority to  
9 enter into agreements with other entities concerning  
10 financing and use of the acquisitions. The Legislature  
11 further finds that the commission should be allowed to pay  
12 for the acquisitions using excess funds from the special  
13 revenues received by the commission pursuant to section  
14 six, article three of this chapter and from funds received  
15 by the use of the properties.

16 (b) The public service commission may contract to  
17 acquire, lease, rent, purchase, own, hold, construct, equip,  
18 maintain, operate, sell, encumber and assign rights of any  
19 property, real or personal, contiguous with its existing  
20 property at 201 Brooks street in Charleston, West Virginia,  
21 consistent with the objectives of the commission as set  
22 forth in this chapter.

23 (c) The public service commission may enter into con-  
24 tracts, agreements or other undertakings with other  
25 appropriate entities concerning the financing and use of  
26 property acquisitions.

27 (d) The public service commission may pay for property  
28 acquisitions and related activities from excess funds  
29 obtained from the commission's assessments upon utility  
30 gross revenue and property as provided for in section six,  
31 article three of this chapter. Furthermore, the commission  
32 may receive funds from other entities through the use and  
33 management of its properties and use those funds for the  
34 payment of the property acquisitions. Any contracts,  
35 agreements or other undertakings relating to property  
36 acquisitions pursuant to provisions of this section shall be  
37 entered into prior to the thirty-first day of December, two  
38 thousand four.

39 (e) Expenditures for any purpose set forth in this section  
40 may be made only pursuant to legislative appropriation  
41 expressly authorizing by line item expenditure for the  
42 specific purpose. Notwithstanding any provision of  
43 section eighteen, article two, chapter five-a of this code to  
44 the contrary, no increase in the amount of the appropria-  
45 tion may be authorized.

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

*[Signature]*  
.....  
Chairman Senate Committee

*[Signature]*  
.....  
Chairman House Committee

Originated in the Senate.

In effect from passage.

*[Signature]*  
.....  
Clerk of the Senate

*[Signature]*  
.....  
Clerk of the House of Delegates

*[Signature]*  
.....  
President of the Senate

*[Signature]*  
.....  
Speaker House of Delegates

The within... is... *approved*... this the... *21st*  
Day of... *June*....., 2002.

*[Signature]*  
.....  
Governor

PRESENTED TO THE  
GOVERNOR

DATE 6/19/02

TIME 11:30a