

WEST VIRGINIA LEGISLATURE

2016 REGULAR SESSION

Introduced

Senate Bill 462

BY SENATORS COLE (MR. PRESIDENT) AND KESSLER

(BY REQUEST OF THE EXECUTIVE)

[Introduced February 2, 2016;

referred to the Committee on Finance.]

1 A BILL to amend and reenact §29-22-18d of the Code of West Virginia, 1931, as amended,
2 relating to reducing distributions to the West Virginia Infrastructure Fund to \$30 million for
3 fiscal year 2017 and increasing the 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.

NOTE: The purpose of this bill is to reduce the deposit of excess lottery proceeds into the West Virginia Infrastructure fund from \$40 million to \$30 million for fiscal year 2017 and to increase the percentage of such funds in the Infrastructure Fund which may be used to make grants from twenty percent to fifty percent for fiscal year 2017.

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