

WEST VIRGINIA LEGISLATURE

2022 REGULAR SESSION

Introduced

Senate Bill 497

BY SENATORS SWOPE AND SYPOLT

[Introduced January 28, 2022; referred to the
Committee on Energy, Industry, and Mining; and then
to the Committee on Finance]

1 A BILL to amend and reenact §11-6F-6 of the Code of West Virginia, 1931, as amended, all
 2 relating to the special method for appraising qualified capital additions to manufacturing
 3 facilities; eliminating the requirement that otherwise qualified investment assets be located
 4 or installed at or within two miles of a pre-existing manufacturing facility; and specifying
 5 effective date.

Be it enacted by the Legislature of West Virginia:

**ARTICLE 6F. SPECIAL METHOD FOR APPRAISING QUALIFIED CAPTIAL
 ADDITIONS TO MANUFACTURING FACILITIES.**

§ 11-6F-6. Effective date, expiration of two-mile limitation.

1 (a) This article is effective for the tax years beginning on and after the first day of July, one
 2 thousand nine hundred ninety-seven.

3 (b) Notwithstanding any other provision of this article to the contrary, the requirement that
 4 qualified investment assets must be located or installed at or within two miles of a preexisting
 5 manufacturing facility owned or operated by the person making the capital addition, or by a
 6 multiple party project participant, is null, void and of no further force or effect for otherwise qualified
 7 investment assets placed in service or use on and after the first day of January 2023.

NOTE: The purpose of this bill is to eliminate the requirement that otherwise qualified investment assets be placed in service or use within 2 miles of a preexisting manufacturing facility for purposes of the special method for appraising qualified capital additions to manufacturing facilities.

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