WEST virginia legislature

2023 regular session

Introduced

House Bill 2299

By Delegate Anderson

[Introduced January 11, 2023; Referred to the Committee on Political Subdivisions then the Judiciary]

A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §7-1-17; and to amend said code by adding thereto a new section, designated §8-12-26, all relating to requiring that county commissions and municipalities who intend to approve a new or existing location for a limited video lottery retailer must first announce their intention to do so; and providing that those entities hold a public hearing before approval.

Be it enacted by the Legislature of West Virginia:

Chapter 7. county commissions and officers.

ARTICLE 1. COUNTY COMMISSIONS GENERALLY.

§7-1-17. Requirements for limited video lottery vote by county commissions.

Any county commission who intends to approve a location for a limited video lottery retailer, as described in §29-22B-101, *et seq*. of this code, must first announce their intention to do so and hold a public hearing. The announcement may be through the newspaper, online, radio, television, or otherwise, but it must ultimately provide adequate notice to the public.

CHAPTER 8. MUNICIPAL CORPORATIONS.

ARTICLE 12. GENERAL AND SPECIFIC POWERS, DUTIES AND ALLIED RELATIONS OF MUNICIPALITIES, GOVERNING BODIES AND MUNICIPAL OFFICERS AND EMPLOYEES; SUITS AGAINST MUNICIPALITIES.

§8-12-26. Requirements for limited video lottery vote by municipality.

Any municipality who intends to approve a location for a limited video lottery retailer, as described in §29-22B-101, *et seq.* of this code*,* must first announce their intention to do so and hold a public hearing. The announcement may be through the newspaper, online, radio, television, or otherwise, but it must ultimately provide adequate notice to the public.

NOTE: The purpose of this bill is to require that county commissions and municipalities who intend to approve a new or existing location for a limited video lottery retailer must first announce their intention to do so; and to provide that those entities hold a public hearing before approval.

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