

# **WEST VIRGINIA LEGISLATURE**

## **2024 REGULAR SESSION**

**Introduced**

### **Senate Bill 413**

By Senator Woodrum

[Introduced on January 12, 2024; referred  
to the Committee on Economic Development]

1 A BILL to amend and reenact §5B-1A-3 of the Code of West Virginia, 1931, as amended, relating  
 2 to clarifying the department responsible for the administration of the Rails to Trails  
 3 program.

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

**CHAPTER 5B. ECONOMIC DEVELOPMENT ACT OF 1985**

**ARTICLE 1A. WEST VIRGINIA RAILS TO TRAILS PROGRAM.**

**§5B-1A-3. Definitions.**

1 (1) "Abandoned railroad rights-of-way" means land on which discontinuance of rail service  
 2 has been authorized by the interstate commerce commission.

3 (2) "Division" means the ~~Division of Tourism and parks~~ Division of Natural Resources.

4 (3) "Nonmotorized recreational trail use" means bicycle, hiking, cross-country skiing,  
 5 horseback riding, horse drawn wagon, jogging or other similar activities.

6 (4) "Rail bank" means the holding intact of an abandoned railroad right-of-way for future  
 7 railroad service.

8 (5) "Rail trail" means an abandoned railroad right-of-way utilized in the interim as a public  
 9 nonmotorized recreational trail.

NOTE: The purpose of this bill is to properly reflect the Department responsible for the administration of the rails to trails program.

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