

HB 209
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OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE
SECOND EXTRAORDINARY SESSION, 2007



ENROLLED

House Bill No. 209

(By Mr. Speaker, Mr. Thompson, and Delegate Armstead)
[By Request of the Executive]



Passed August 21, 2007

In Effect from Passage

E N R O L L E D

2007 AUG 27 PM 4: 31

H. B. 209

OFFICE OF THE CLERK OF THE HOUSE OF DELEGATES
SECRETARY OF STATE

(BY MR. SPEAKER, MR. THOMPSON, AND DELEGATE ARMSTEAD)
[BY REQUEST OF THE EXECUTIVE]

[Passed August 21, 2007; in effect from passage.]

AN ACT making a supplementary appropriation of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated surplus balance in the State Fund, General Revenue, to the Governor's Office, fund 0101, fiscal year 2008, organization 0100, to the Department of Agriculture, fund 0131, fiscal year 2008, organization 1400, to the Department of Administration, Department of Administration - Office of the Secretary, fund 0186, fiscal year 2008, organization 0201, to the Department of Administration - West Virginia Public Employees Grievance Board, fund 0220, fiscal year 2008, organization 0219, to the Department of Administration - Real Estate Division, fund 0610, fiscal year 2008, organization 0233, to the Department of Commerce - West Virginia Development Office, fund 0256, fiscal year 2008, organization 0307, to the Department of Commerce, Department of Commerce - Office of the Secretary, fund 0606, fiscal year 2008, organization 0327, to the Department of Education - State Department of Education, fund 0313, fiscal year 2008, organization 0402, to the Department of Education and the Arts, Department of Education and the Arts, Office of the Secretary, fund 0294, fiscal year 2008, organization 0431, to the Department of Education and the Arts - Division of Culture and History, fund 0293, fiscal year 2008, organization 0432, to the Department of Health and Human Resources - Division of

Health-Central Office, fund 0407, fiscal year 2008, organization 0506, to the Department of Health and Human Resources - Division of Human Services, fund 0403, fiscal year 2008, organization 0511, to the Department of Military Affairs and Public Safety, Department of Military Affairs and Public Safety - Office of the Secretary, fund 0430, fiscal year 2008, organization 0601, to a new item of appropriation designated to the Bureau of Senior Services, Bureau of Senior Services, fund 0420, fiscal year 2008, organization 0508, to Higher Education, West Virginia Council for Community and Technical College Education - Control Account, fund 0596, fiscal year 2008, organization 0420, and to Higher Education, Higher Education Policy Commission - System - Control Account, fund 0586, fiscal year 2008, organization 0442, by supplementing and amending chapter twelve, Acts of the Legislature, regular session, two thousand seven, known as the Budget Bill.

WHEREAS, The Governor submitted to the Legislature a Statement of the State Fund, General Revenue, dated the seventeenth day of August, two thousand seven, setting forth therein the cash balance as of the first day of July, two thousand seven; and further included the estimate of revenues for the fiscal year two thousand eight, less net appropriation balances forwarded and regular appropriations for fiscal year two thousand eight; and

WHEREAS, It appears from the Statement of the State Fund, General Revenue, there now remains an unappropriated surplus balance in the State Treasury which is available for appropriation during the fiscal year ending the thirtieth day of June, two thousand eight; therefore

Be it enacted by the Legislature of West Virginia:

That the total appropriation for the fiscal year ending the thirtieth day of June, two thousand eight, to fund 0101, fiscal year 2008, organization 0100, be supplemented and amended by increasing an existing item of appropriation as follows:

TITLE II – APPROPRIATIONS.

Section 1. Appropriations of General Revenue.

EXECUTIVE

5-Governor’s Office

(WV Code Chapter 5)

Fund 0101, FY 2008, Org 0100

		Act- ivity	General Revenue Funds
5	Unclassified - Surplus	097	\$ 44,000

1 And, That the total appropriation for the fiscal year
 2 ending the thirtieth day of June, two thousand eight, to fund
 3 0131, fiscal year 2008, organization 1400, be supplemented
 4 and amended by increasing an existing item of appropriation
 5 as follows:

TITLE II – APPROPRIATIONS.

Section 1. Appropriations of General Revenue.

EXECUTIVE

10-Department of Agriculture

(WV Code Chapter 19)

Fund 0131, FY 2008, Org 1400

		Act- ivity	General Revenue Funds
7	Unclassified - Surplus	097	\$ 400,000

1 And, That the total appropriation for the fiscal year
 2 ending the thirtieth day of June, two thousand eight, to fund
 3 0186, fiscal year 2008, organization 0201, be supplemented
 4 and amended by increasing an existing item of appropriation
 5 as follows:

TITLE II – APPROPRIATIONS.

Section 1. Appropriations of General Revenue.

DEPARTMENT OF ADMINISTRATION

18-Department of Administration-

Office of the Secretary

(WV Code Chapter 5F)

Fund 0186 FY 2008, Org 0201.

	Act- ivity	General Revenue Funds
4 Unclassified - Surplus	097	\$ 200,000

1 And, That the total appropriation for the fiscal year
 2 ending the thirtieth day of June, two thousand eight, to fund
 3 0220, fiscal year 2008, organization 0219, be supplemented
 4 and amended by increasing an existing item of appropriation
 5 as follows:

TITLE II – APPROPRIATIONS.

Section 1. Appropriations of General Revenue.

DEPARTMENT OF ADMINISTRATION

24-West Virginia Public Employees Grievance Board

(WV Code Chapter 6C)

Fund 0220 FY 2008, Org 0219

	Act- ivity	General Revenue Funds
4 Unclassified - Surplus	097	\$ 280,000

1 And, That the total appropriation for the fiscal year
 2 ending the thirtieth day of June, two thousand eight, to fund
 3 0610, fiscal year 2008, organization 0233, be supplemented
 4 and amended by increasing an existing item of appropriation
 5 as follows:

TITLE II – APPROPRIATIONS.

Section 1. Appropriations of General Revenue.

DEPARTMENT OF ADMINISTRATION

32-Real Estate Division

(WV Code Chapter 5A)

Fund 0610 FY 2008, Org 0233,

	Act- ivity	General Revenue Funds
1 Unclassified - Total - Surplus .	284	\$ 118,260

1 And, That the total appropriation for the fiscal year
 2 ending the thirtieth day of June, two thousand eight, to fund
 3 0256, fiscal year 2008, organization 0307, be supplemented
 4 and amended by increasing an existing item of appropriation
 5 as follows:

TITLE II – APPROPRIATIONS.

Section 1. Appropriations of General Revenue.

DEPARTMENT OF COMMERCE

36-West Virginia Development Office

(WV Code Chapter 5B)

Fund 0256 FY 2008, Org 0307

	Act- ivity	General Revenue Funds
7 Unclassified - Surplus	097	\$ 3,300,000

1 And, That the total appropriation for the fiscal year
 2 ending the thirtieth day of June, two thousand eight, to fund
 3 0606, fiscal year 2008, organization 0327, be supplemented
 4 and amended by increasing an existing item of appropriation
 5 and adding language as follows:

TITLE II – APPROPRIATIONS.

Section 1. Appropriations of General Revenue.

DEPARTMENT OF COMMERCE

42-Department of Commerce-

Office of the Secretary

(WV Code Chapter 19)

Fund 0606 FY 2008 Org 0327

	Act- ivity	General Revenue Funds
1 Unclassified - Surplus	097	\$ 822,000

1 From the above appropriation for Unclassified - Surplus
 2 (fund 0606, activity 097), the following shall be funded: King
 3 Coal Highway Authority; Coal Field Expressway Authority;
 4 Coal Heritage Highway Authority; Coal Heritage Area
 5 Authority; Little Kanawha River Parkway; Midland Trail
 6 Scenic Highway Association; Shawnee Parkway Authority;
 7 Corridor G Highway Authority; and Corridor H Authority.

8 And, That the total appropriation for the fiscal year
 9 ending the thirtieth day of June, two thousand eight, to fund
 10 0313, fiscal year 2008, organization 0402, be supplemented
 11 and amended by increasing an existing item of appropriation
 12 as follows:

TITLE II – APPROPRIATIONS.

Section 1. Appropriations of General Revenue.

DEPARTMENT OF EDUCATION

46-State Department of Education

(WV Code Chapters 18 and 18A)

Fund 0313, FY 2008 Org 0402

		Act- ivity	General Revenue Funds
4	Unclassified - Surplus	097	\$ 1,000,000

1 And, That the total appropriation for the fiscal year
 2 ending the thirtieth day of June, two thousand eight, to fund
 3 0294, fiscal year 2008, organization 0431, be supplemented
 4 and amended by increasing an existing item of appropriation
 5 as follows:

TITLE II – APPROPRIATIONS.

Section 1. Appropriations of General Revenue.

DEPARTMENT OF EDUCATION AND THE ARTS

52-Department of Education and the Arts-

Office of the Secretary

(WV Code Chapter 5F)

Fund 0294 FY 2008 Org 0431,

		Act- ivity		General Revenue Funds
1	Unclassified - Surplus	097	\$	50,000

1 And, That the total appropriation for the fiscal year
 2 ending the thirtieth day of June, two thousand eight, to fund
 3 0293, fiscal year 2008, organization 0432, be supplemented
 4 and amended by increasing existing items of appropriation as
 5 follows:

TITLE II – APPROPRIATIONS.

Section 1. Appropriations of General Revenue.

DEPARTMENT OF EDUCATION AND THE ARTS

53-Division of Culture and History

(WV Code Chapter 29)

Fund 0293, FY 2008, Org 0432

		Act- ivity		General Revenue Funds
4	Unclassified - Surplus	097	\$	190,000

5 Capital Outlay Repairs and
 6 Equipment - Surplus (R) . 677 6,100,000

1 And, That the total appropriation for the fiscal year
 2 ending the thirtieth day of June, two thousand eight, to fund
 3 0407, fiscal year 2008, organization 0506, be supplemented
 4 and amended to read as follows:

TITLE II – APPROPRIATIONS.

Section 1. Appropriations of General Revenue.

**DEPARTMENT OF HEALTH AND HUMAN
 RESOURCES**

61-Division of Health-

Central Office

(WV Code Chapter 16)

Fund 0407 FY 2008 Org 0506

		Act- ivity	General Revenue Funds
1	Personal Services	001	\$ 7,570,163
2	Annual Increment	004	164,981
3	Employee Benefits	010	3,090,748
4	Level 1, 2 and 3 Trauma Centers .	013	0
5	Chief Medical Examiner	045	3,464,708
6	Unclassified	099	4,902,046
7	Safe Drinking Water Program .	187	517,798

8	Women, Infants and Children .	210	65,000
9	Basic Public Health Services		
10	Support	212	3,348,475
11	Early Intervention	223	3,307,043
12	Cancer Registry	225	284,587
13	ABCA Tobacco Retailer		
14	Education Program-		
15	Transfer	239	200,000
16	CARDIAC Project	375	470,000
17	State EMS Technical		
18	Assistance	379	1,424,858
19	EMS Program for Children . . .	381	50,686
20	Statewide EMS Program		
21	Support (R)	383	940,286
22	Primary Care Centers-Mortgage		
23	Finance	413	796,718
24	Black Lung Clinics	467	198,646
25	Center for End of Life	545	250,000
26	Women's Right to Know	546	40,000
27	Pediatric Dental Services	550	150,000
28	Vaccine for Children	551	438,437

29	Adult Influenza Vaccine	552	65,000
30	Tuberculosis Control	553	255,640
31	Maternal and Child Health Clinics,		
32	Clinicians and Medical		
33	Contracts and Fees (R)..	575	6,505,371
34	Epidemiology Support	626	1,143,401
35	Primary Care Support	628	7,708,557
36	State Aid to Local Health		
37	Departments	702	11,700,718
38	Health Right Free Clinics	727	2,749,336
39	Healthy Lifestyles	778	68,000
40	Emergency Response Entities		
41	Special Projects	822	800,000
42	Assistance to Primary Health Care		
43	Centers Community		
44	Health Foundation (R)	845	1,400,000
45	Osteoporosis and Arthritis		
46	Prevention	849	284,027
47	Tobacco Education Program	906	5,663,018
48	BRIM Premium	913	211,214

49	State Trauma and Emergency		
50	Care System	918	789,429
51	Antiviral Vaccine Purchases . .	955	<u>1,420,000</u>
52	Total		\$ 72,438,891

53 Any unexpended balances remaining in the
 54 appropriations for Statewide EMS Program Support (fund
 55 0407, activity 383) Maternal and Child Health Clinics,
 56 Clinicians and Medical Contracts and Fees (fund 0407,
 57 activity 575) and Assistance to Primary Health Care Centers
 58 Community Health Foundation (fund 0407, activity 845) at
 59 the close of the fiscal year 2007 are hereby reappropriated for
 60 expenditure during the fiscal year 2008.

61 Included in the above appropriation for State Trauma and
 62 Emergency Care Systems (activity 918), is \$100,000 to
 63 initiate the consolidation of medical command centers.

64 From the Unclassified line item (activity 099), \$50,000
 65 shall be expended for the West Virginia Aids Coalition. Also
 66 included is the above appropriation for Unclassified, is an
 67 additional \$100,000 for Human Papillomavirus (HPV)
 68 Education.

69 From the Maternal and Child Health Clinics, Clinicians,
 70 and Medical Contracts and Fees line item, \$400,000 shall be
 71 transferred to the Breast and Cervical Cancer Diagnostic
 72 Treatment Fund.

73 From the above appropriation for ABCA Tobacco
 74 Retailer Education Program-Transfer (activity 239),
 75 \$200,000 shall be transferred to the Alcohol Beverage
 76 Control Administration (fund 7352, org 0708) for
 77 expenditure.

78 Included in the above appropriation for Primary Care
 79 Centers-Mortgage Finance is \$50,000 for the mortgage
 80 payment for the Lincoln Primary Care Center, Inc.; \$53,140

81 for the mortgage payment for the Monroe Health Center;
82 \$42,564 for the mortgage payment for Roane County Family
83 Health Care, Inc.; \$30,000 for the mortgage payment for the
84 Tug River Health Association, Inc.; \$48,000 for the mortgage
85 payment for the Primary Care Systems (Clay); \$20,000 for
86 the mortgage payment for the Belington Clinic; \$30,000 for
87 the mortgage payment for the Tri-County Health Clinic;
88 \$15,000 for the mortgage payment for Valley Health Care
89 (Randolph); \$58,560 for the mortgage payment for Valley
90 Health Systems, Inc. (Woman's Place and Harts Health
91 Clinic); \$8,000 for the mortgage payment for Northern
92 Greenbrier Health Clinic; \$12,696 for the mortgage payment
93 for the Women's Care, Inc. (Putnam); \$25,000 for the
94 mortgage payment for the Preston-Taylor Community Health
95 Centers, Inc.; \$20,000 for the mortgage payment for the
96 North Fork Clinic (Pendleton); \$40,000 for the mortgage
97 payment for the Pendleton Community Care; \$38,400 for the
98 mortgage payment for Clay-Battelle Community Health
99 Center; \$33,600 for the mortgage payment for Mountaineer
100 Health Clinic in Paw Paw; \$13,000 for the mortgage payment
101 for the St. George Medical Clinic; \$28,000 for the mortgage
102 payment for the Bluestone Health Center; \$45,000 for the
103 mortgage payment for Wheeling Health Right; \$48,000 for
104 the mortgage payment for the Minnie Hamilton Health Care
105 Center, Inc.; \$54,000 for the mortgage payment for the
106 Shenandoah Valley Medical Systems, Inc.; \$45,000 for the
107 mortgage payment for the Change, Inc.; and \$28,958 for the
108 mortgage payment for the Wirt County Health Services
109 Association.

110 From the above appropriation for State Aid to Local
111 Health Departments (activity 702) \$20,000 shall be used,
112 along with any grants that may be obtained, for the purpose
113 of contracting with an independent consultant to conduct a
114 comprehensive study, administered by Local Health Inc., of
115 the revenues of the state's local health departments to
116 develop a method for the distribution of state funds to local
117 health departments that will best serve the citizens of the
118 state.

119 Also included in the above appropriation for State Aid to
 120 Local Health Departments is additional funding for salary
 121 increases in amounts consistent with those provided to state
 122 employees under appropriations made for that purpose in this
 123 act.

124 From the above appropriation for Unclassified (activity
 125 099), \$50,000 is for Hospital Hospitality House of
 126 Huntington.

127 And, That the total appropriation for the fiscal year
 128 ending the thirtieth day of June, two thousand eight, to fund
 129 0403, fiscal year 2008, organization 0511, be supplemented
 130 and amended by increasing an existing line item and adding
 131 language as follows:

TITLE II – APPROPRIATIONS.

Section 1. Appropriations of General Revenue.

**DEPARTMENT OF HEALTH AND HUMAN
 RESOURCES**

65-Division of Human Services

(WV Code Chapters 9, 48 and 49)

Fund 0403, FY 2008, Org 0511.

		Act- ivity	General Revenue Funds
4	Unclassified - Surplus	097	\$ 3,000,000

1 From the appropriation for Social Services (fund 0403,
 2 activity 195) an amount not to exceed \$2,000,000 may be
 3 transferred to West Virginia Works Separate State College
 4 Program (fund 5467) and West Virginia Works Separate
 5 State-Two Parent Families Program (fund 5468) in an

6 amount to be determined by the Secretary of the Department
7 of Health and Human Resources.

8 The above appropriation for Unclassified - Surplus (fund
9 0403, activity 097) shall be transferred to the West Virginia
10 Works Separate State College Program (fund 5467) and West
11 Virginia Works Separate State Two-Parent Families Program
12 (fund 5468) in an amount to be determined by the Secretary
13 of the Department of Health and Human Resources.

14 And, That the total appropriation for the fiscal year
15 ending the thirtieth day of June, two thousand eight, to fund
16 0430, fiscal year 2008, organization 0601, be supplemented
17 and amended by adding a new item of appropriation and
18 increasing an existing item of appropriation as follows:

TITLE II – APPROPRIATIONS.

Section 1. Appropriations of General Revenue.

DEPARTMENT OF MILITARY AFFAIRS

AND PUBLIC SAFETY

66-Department of Military Affairs and Public Safety-

Office of the Secretary

(WV Code Chapter 5F)

Fund 0430 FY 2008, Org 0601.

		Act-		General
		ivity		Revenue
				Funds
1	Unclassified - Surplus	097	\$	250,000
6a	Interoperable Communication			
6b	System - Surplus	771		10,000,000

1 And, That chapter twelve, Acts of the Legislature, regular
 2 session, two thousand seven, known as the Budget Bill, be
 3 supplemented and amended by adding to Title II, section one
 4 thereof, the following:

TITLE II – APPROPRIATIONS.

Section 1. Appropriations of General Revenue.

BUREAU OF SENIOR SERVICES

88a-Bureau of Senior Services

(WV Code Chapter 29)

Fund 0420 FY 2008 Org 0508

	Act- ivity	General Revenue Funds
1 Unclassified - Total - Surplus .	284	\$ 500,000

1 And, That the total appropriation for the fiscal year
 2 ending the thirtieth day of June, two thousand eight, to fund
 3 0596, fiscal year 2008, organization 0420, be supplemented
 4 and amended by increasing an existing item of appropriation
 5 as follows:

TITLE II – APPROPRIATIONS.

Section 1. Appropriations of General Revenue.

HIGHER EDUCATION

89-West Virginia Council for

Community and Technical College Education-

Control Account

(WV Code Chapter 18B)

Fund 0596 FY 2008 Org 0420

	Act- ivity	General Revenue Funds
1 Unclassified - Surplus	097	\$ 3,330,438

1 And, That the total appropriation for the fiscal year
 2 ending the thirtieth day of June, two thousand eight, to fund
 3 0586, fiscal year 2008, organization 0442, be supplemented
 4 and amended by increasing an existing item and adding a
 5 new item of appropriation as follows:

TITLE II – APPROPRIATIONS.

Section 1. Appropriations of General Revenue.

HIGHER EDUCATION

91-Higher Education Policy Commission-

System-

Control Account

(WV Code Chapter 18B)

Fund 0586 FY 2008, Org 0442

	Act- ivity	General Revenue Funds
1 Unclassified - Surplus	097	\$ 1,677,318
36a Marshall School of Medicine -		
36b Surplus	452	2,000,000

1 The purpose of this supplementary appropriation bill is to
2 supplement the accounts in the budget act for the fiscal year
3 ending the thirtieth day of June, two thousand eight, by
4 providing for new items of appropriation to be established
5 therein and to supplement, amend, increase and add items of
6 appropriation in the aforesaid accounts for the designated
7 spending units for expenditure during the fiscal year two
8 thousand eight.

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



Chairman Senate Committee



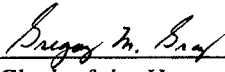
Chairman House Committee

Originating in the House.

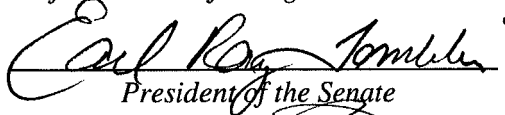
In effect from passage.



Clerk of the Senate



Clerk of the House of Delegates

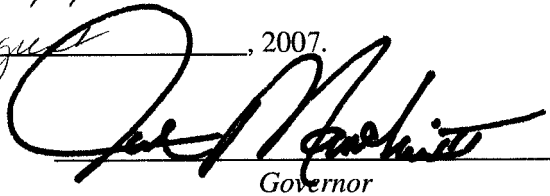


President of the Senate



Speaker of the House of Delegates

The within ~~is approved~~ this the 27th
day of August, 2007.



Governor

PRESENTED TO THE
GOVERNOR

Date 8/27/07

Time 11:15am