

# H. B. 104

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(BY DELEGATES WHITE, T. CAMPBELL, DOYLE, WILLIAMS,  
PERDUE, MAHAN, GUTHRIE, M. POLING, D. POLING, MARSHALL  
AND ASHLEY)

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[Originating in the Committee on Finance]  
(August 1, 2011)

A BILL 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 Department of Agriculture, fund 0131, fiscal year 2012, organization 1400, to the Department of Education, State Department of Education, fund 0313, fiscal year 2012, organization 0402, to the Department of Education and the Arts, Department of Education and the Arts - Office of the Secretary, fund 0294, fiscal year 2012, organization 0431, to the Department of Environmental Protection, Division of Environmental Protection, fund 0273, fiscal year 2012,

organization 0313, to the Department of Health and Human Resources, Division of Health - Central Office, fund 0407, fiscal year 2012, organization 0506, to the Department of Health and Human Resources, Consolidated Medical Service Fund, fund 0525, fiscal year 2012, organization 0506, to the Department of Health and Human Resources, Division of Human Services, fund 0403, fiscal year 2012, organization 0511, and to the Department of Military Affairs and Public Safety, West Virginia State Police, fund 0453, fiscal year 2012, organization 0612, by supplementing and amending the appropriations for the fiscal year ending June 30, 2012.

WHEREAS, The Governor submitted to the Legislature, a statement of the State Fund, General Revenue, dated August 1, 2011, containing a statement of the State Fund, General Revenue, setting forth therein the cash balance as of July 1, 2011, and further included the estimate of revenues for the fiscal year 2012, less net appropriation balances forwarded and regular appropriations for the fiscal year 2012; 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 June 30, 2012; therefore

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

That the total appropriation for the fiscal year ending June 30, 2012, to fund 0131, fiscal year 2012, organization 1400, be supplemented and amended by increasing existing items of appropriation as follows:

TITLE II - APPROPRIATIONS.

**Section 1. Appropriations from General Revenue.**

**EXECUTIVE**

*10–Department of Agriculture*

(WV Code Chapter 19)

Fund 0131 FY 2012 Org 1400

		<b>Activity</b>	<b>General Revenue Fund</b>
1	7	Unclassified - Surplus . . . . . 097	\$ 100,000
2	12	Predator Control - Surplus . . . . . 924	\$ 200,000

3 The above appropriation for Unclassified - Surplus  
4 (activity 097), shall be used for the Mountaineer Food Bank.

5 And, That the total appropriation for the fiscal year  
6 ending June 30, 2012, to fund 0313, fiscal year 2012,  
7 organization 0402, be supplemented and amended by adding  
8 a new item of appropriation as follows:

TITLE II - APPROPRIATIONS.

**Section 1. Appropriations from General Revenue.**

**DEPARTMENT OF EDUCATION**

*48-State Department of Education*

(WV Code Chapters 18 and 18A)

Fund 0313 FY 2012 Org 0402

	<b>Activity</b>	<b>General Revenue Fund</b>
1	14a Unclassified - Transfer	
2	- Surplus . . . . . 382	\$ 500,000

3 The above appropriation for Unclassified - Transfer -  
4 Surplus (activity 382), shall be transferred to the School  
5 Construction Fund, fund 3951, for emergency trailers at  
6 Kenova Elementary School.

7 And, That the total appropriation for the fiscal year  
 8 ending June 30, 2012, to fund 0294, fiscal year 2012,  
 9 organization 0431, be supplemented and amended by adding  
 10 a new item of appropriation as follows:

TITLE II - APPROPRIATIONS.

**Section 1. Appropriations from General Revenue.**

**DEPARTMENT OF EDUCATION AND THE ARTS**

*54-Department of Education and the Arts -  
 Office of the Secretary*

(WV Code Chapter 5F)

Fund 0294 FY 2012 Org 0431

	<b>Activity</b>	<b>General Revenue Fund</b>
1	10a Educational Enhancements	
2	- Surplus . . . . . 927	\$ 1,000,000

3 And, That the total appropriation for the fiscal year  
 4 ending June 30, 2012, to fund 0273, fiscal year 2012,  
 5 organization 0313, be supplemented and amended by adding  
 6 a new item of appropriation as follows:

TITLE II - APPROPRIATIONS.

**Section 1. Appropriations from General Revenue.**

**DEPARTMENT OF ENVIRONMENTAL  
PROTECTION**

*60–Division of Environmental Protection*

(WV Code Chapter 22)

Fund 0273 FY 2012 Org 0313

		<b>General Revenue Fund</b>
	<b>Activity</b>	
1	6a Meth Lab Cleanup - Surplus . . . 474	\$ 227,000
2	And, That the total appropriation for the fiscal year ending	
3	June 30, 2012, to fund 0407, fiscal year 2012, organization	
4	0506, be supplemented and amended by increasing an	
5	existing item of appropriation as follows:	

TITLE II - APPROPRIATIONS.

**Section 1. Appropriations from General Revenue.**

**DEPARTMENT OF HEALTH AND HUMAN  
RESOURCES**

*63–Division of Health -  
Central Office*

(WV Code Chapter 16)

Fund 0407 FY 2012 Org 0506

	<b>Activity</b>		<b>General Revenue Fund</b>
1	20 Center for End of Life		
2	- Surplus . . . . .	496	\$ 216,886

3 And, That the total appropriation for the fiscal year ending  
4 June 30, 2012, to fund 0525, fiscal year 2012, organization  
5 0506, be supplemented and amended by increasing an  
6 existing item of appropriation as follows:

**TITLE II - APPROPRIATIONS.**

**Section 1. Appropriations from General Revenue.**

**DEPARTMENT OF HEALTH AND HUMAN  
RESOURCES**

*64-Consolidated Medical Service Fund*

(WV Code Chapter 16)

Fund 0525 FY 2012 Org 0506

	<b>Activity</b>		<b>General Revenue Fund</b>
1	9 Institutional Facilities		
2	9a Operations - Surplus . . . . .	632	\$22,750,000

3 And, That the total appropriation for the fiscal year  
 4 ending June 30, 2012, to fund 0403, fiscal year 2012,  
 5 organization 0511, be supplemented and amended by  
 6 increasing existing items of appropriation as follows:

TITLE II - APPROPRIATIONS.

**Section 1. Appropriations from General Revenue.**

**DEPARTMENT OF HEALTH AND HUMAN  
 RESOURCES**

*67-Division of Human Services*

(WV Code Chapters 9, 48 and 49)

Fund 0403 FY 2012 Org 0511

		<b>General Revenue Fund</b>
	<b>Activity</b>	
1	8 Medical Services - Surplus . . . 633	\$ 2,009,222
2	20 Title XIX Waiver for	
3	20a Seniors - Surplus . . . . . 526	\$ 2,500,000

4 And, That the total appropriation for the fiscal year  
 5 ending June 30, 2012, to fund 0453, fiscal year 2012,  
 6 organization 0612, be supplemented and amended by adding  
 7 a new item of appropriation as follows:

TITLE II - APPROPRIATIONS.

**Section 1. Appropriations from General Revenue.**

**DEPARTMENT OF MILITARY AFFAIRS  
AND PUBLIC SAFETY**

*75-West Virginia State Police*

(WV Code Chapter 15)

Fund 0453 FY 2012 Org 0612

	<b>Activity</b>	<b>General Revenue Fund</b>
1	10a Capital Outlay, Repairs and	
2	10b Equipment - Surplus . . . . . 677	\$ 3,500,000

3       The purpose of this supplemental appropriation bill is to  
4       supplement, amend, increase, and add items of appropriations  
5       in the aforesaid accounts for the designated spending units  
6       for expenditure during the fiscal year 2012.