

Senate Bill No. 678

(By Senators Prezioso, D. Facemire, Chafin, Edgell, Green,
Helmick, Laird, McCabe, Miller, Plymale, Stollings, Unger,
Wells, Yost, Boley, Hall and Sypolt)

[Originating in the Committee on Finance;
reported March 5, 2012.]

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 Administration, Division of Finance, fund 0203, fiscal year 2012, organization 0209, to the Department of Administration, Public Defender Services, fund 0226, fiscal year 2012, organization 0221, to the Department of Commerce, Division of Forestry, fund 0250, fiscal year 2012, organization 0305, to the Department of Commerce, Division of Natural Resources, fund

0265, fiscal year 2012, organization 0310, to the Department of Education, State Department of Education, fund 0313, fiscal year 2012, organization 0402, to the Department of Education and the Arts, Division of Culture and History, fund 0293, fiscal year 2012, organization 0432, 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, to the Department of Military Affairs and Public Safety, Division of Corrections - Correctional Units, fund 0450, fiscal year 2012, organization 0608, to the Department of Veterans' Assistance, Department of Veterans' Assistance, fund 0456, fiscal year 2012, organization 0613, and to Higher Education, West Virginia Council for Community and Technical College Education - Control Account, fund 0596, fiscal year 2012, organization 0420, by supplementing and

amending the appropriations for the fiscal year ending June 30, 2012.

WHEREAS, The Governor submitted to the Legislature the Executive Budget Documents on January 11, 2012, which included 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 Executive Budget Document 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 adding a new item of appropriation as follows:

1 TITLE II—APPROPRIATIONS.

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

3 EXECUTIVE

4 *10—Department of Agriculture*

5 (WV Code Chapter 19)

6 Fund 0131 FY 2012 Org 1400

7		General
8	Act-	Revenue
9	ivity	Fund

10 13a Capital Outlay, Repairs and

11 13b Equipment - Surplus (R) . . . 677 \$ 1,000,000

12 Any unexpended balance remaining in the above appro-
13 priation for Capital Outlay, Repairs and Equipment -
14 Surplus (fund 0131, activity 677) at the close of fiscal year
15 2012 is hereby reappropriated for expenditure during the
16 fiscal year 2013.

17 And, That the total appropriation for the fiscal year
18 ending June 30, 2012, to fund 0203, fiscal year 2012, organi-
19 zation 0209, be supplemented and amended by adding a new
20 item of appropriation as follows:

21 TITLE II—APPROPRIATIONS.

22 Section 1. Appropriations from General Revenue.

23 DEPARTMENT OF ADMINISTRATION

24 20-Division of Finance

25 (WV Code Chapter 5A)

26 Fund 0203 FY 2012 Org 0209

27						General
28					Act-	Revenue
29					ivity	Fund
30	5a	Enterprise Resource Planning				
31	5b	System - Surplus	872	\$	30,400,000	
32	The above appropriation for Enterprise Resource					
33	Planning System - Surplus (activity 872) shall be transferred					
34	to the West Virginia Enterprise Resource Planning Board,					
35	fund 9080, organization 0947.					
36	And, That the total appropriation for the fiscal year					
37	ending June 30, 2012, to fund 0226, fiscal year 2012, organi-					
38	zation 0221, be supplemented and amended by increasing an					
39	existing item of appropriation as follows:					
40	TITLE II—APPROPRIATIONS.					
41	Section 1. Appropriations from General Revenue.					
42	DEPARTMENT OF ADMINISTRATION					
43	<i>27-Public Defender Services</i>					
44	(WV Code Chapter 29)					
45	Fund <u>0226</u> FY <u>2012</u> Org <u>0221</u>					
46						General
47					Act-	Revenue
48					ivity	Fund
49	6	Appointed Counsel Fees -				
50		Surplus (R)	435	\$	13,000,000	

51 Any unexpended balance remaining in the above appro-
 52 priation for the Appointed Counsel Fees - Surplus (fund
 53 0226, activity 435) at the close of fiscal year 2012 is hereby
 54 reappropriated for expenditure during the fiscal year 2013.

55 And, That the total appropriation for the fiscal year
 56 ending June 30, 2012, to fund 0250, fiscal year 2012, organi-
 57 zation 0305, be supplemented and amended by increasing an
 58 existing item of appropriation as follows:

59 TITLE II—APPROPRIATIONS.

60 Section 1. Appropriations from General Revenue.

61 DEPARTMENT OF COMMERCE

62 *34—Division of Forestry*

63 (WV Code Chapter 19)

64 Fund 0250 FY 2012 Org 0305

65		General
66	Act-	Revenue
67	ivity	Fund
68	4 Unclassified - Surplus (R)	097 \$ 375,000

69 Any unexpended balance remaining in the above appro-
 70 priation for Unclassified - Surplus (fund 0250, activity 097)
 71 at the close of fiscal year 2012 is hereby reappropriated for
 72 expenditure during the fiscal year 2013.

77 TITLE II—APPROPRIATIONS.

79 DEPARTMENT OF COMMERCE

81 (WV Code Chapter 20)

83		General
84	Act-	Revenue
85	ivity	Fund

87	6b	Operating - Surplus (R)	710	\$	2,000,000
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93 And, That the total appropriation for the fiscal year
94 ending June 30, 2012, to fund 0313, fiscal year 2012, organi-

95 zation 0402, be supplemented and amended by adding a new
96 item of appropriation as follows:

97 **TITLE II—APPROPRIATIONS.**

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

99 **DEPARTMENT OF EDUCATION**

100 *48—State Department of Education*

101 (WV Code Chapters 18 and 18A)

102 Fund 0313 FY 2012 Org 0402

103 **General**

104 **Act- Revenue**

105 **ivity Fund**

106 3a Tax Assessment Errors -

107 Surplus 065 \$ 209,171

108 And, That the total appropriation for the fiscal year
109 ending June 30, 2012, to fund 0293, fiscal year 2012, organi-
110 zation 0432, be supplemented and amended by adding a new
111 item of appropriation as follows:

112 **TITLE II—APPROPRIATIONS.**

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

114 **DEPARTMENT OF EDUCATION AND THE ARTS**

115 *55—Division of Culture and History*

116 (WV Code Chapter 29)

117 Fund 0293 FY 2012 Org 0432

118			General
119		Act-	Revenue
120		ivity	Fund

121 4a Capital Improvements -

122 Surplus (R) 661 \$ 304,000

123 Any unexpended balance remaining in the above appro-
 124 priation for Capital Improvements - Surplus (fund 0293,
 125 activity 661) at the close of fiscal year 2012 is hereby
 126 reappropriated for expenditure during the fiscal year 2013.

127 And, That the total appropriation for the fiscal year
 128 ending June 30, 2012, to fund 0273, fiscal year 2012, organi-
 129 zation 0313, be supplemented and amended by increasing an
 130 existing item of appropriation as follows:

131 TITLE II—APPROPRIATIONS.

132 Section 1. Appropriations from General Revenue.

133 DEPARTMENT OF ENVIRONMENTAL PROTECTION

134 60—Division of Environmental Protection

135 (WV Code Chapter 22)

136 Fund 0273 FY 2012 Org 0313

137			General
138		Act-	Revenue
139		ivity	Fund

140 6 Unclassified - Surplus 097 \$ 1,300,000

141 The above appropriation for Unclassified - Surplus
 142 (activity 097) shall be transferred to the Underground
 143 Storage Tank Insurance Fund, fund 3218, organization 0313.

144 And, That the total appropriation for the fiscal year
 145 ending June 30, 2012, to fund 0407, fiscal year 2012, organi-
 146 zation 0506, be supplemented and amended by increasing an
 147 existing item of appropriation as follows:

148 TITLE II—APPROPRIATIONS.

149 Section 1. Appropriations from General Revenue.

150 DEPARTMENT OF HEALTH AND HUMAN RE-

151 SOURCES

152 *63-Division of Health -*

153 *Central Office*

154 (WV Code Chapter 16)

155 Fund 0407 FY 2012 Org 0506

156			General
157		Act-	Revenue
158		ivity	Fund
159	5	Unclassified - Surplus 097	\$ 36,545

160 And, That the total appropriation for the fiscal year
 161 ending June 30, 2012, to fund 0525, fiscal year 2012, organi-
 162 zation 0506, be supplemented and amended by adding a new
 163 item of appropriation as follows:

164 TITLE II—APPROPRIATIONS.

165 Section 1. Appropriations from General Revenue.

166 DEPARTMENT OF HEALTH AND

167 HUMAN RESOURCES

168 64—Consolidated Medical Service Fund

169 (WV Code Chapter 16)

170 Fund 0525 FY 2012 Org 0506

171 General

172 Act- Revenue

173 ivity Fund

174 9a Capital Outlay, Repairs and

175 9b Equipment - Surplus (R) 677 \$ 6,000,000

176 Any unexpended balance remaining in the above appro-

177 priation for Capital Outlay, Repairs and Equipment -

178 Surplus (fund 0525, activity 677) at the close of fiscal year

179 2012 is hereby reappropriated for expenditure during the

180 fiscal year 2013.

181 And, That the total appropriation for the fiscal year

182 ending June 30, 2012, to fund 0403, fiscal year 2012, organi-

183 zation 0511, be supplemented and amended by increasing

184 existing items of appropriation as follows:

185 TITLE II—APPROPRIATIONS.

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

187 **DEPARTMENT OF HEALTH AND**

188 **HUMAN RESOURCES**

189 *67-Division of Human Services*

190 (WV Code Chapters 9, 48 and 49)

191 Fund 0403 FY 2012 Org 0511

192				General
193			Act-	Revenue
194			ivity	Fund
195	4	Unclassified - Surplus	097	\$ 313,455
196	9	Social Services - Surplus	082	8,673,484
197	27	Medical Services - Surplus (R) . . .	633	13,144,112

198 The above appropriation for Unclassified - Surplus
 199 (activity 097) shall be transferred to the West Virginia Works
 200 Separate State Two-Parent Program Fund, fund 5468,
 201 organization 0511.

202 Any unexpended balance remaining in the above appro-
 203 priation for Medical Services - Surplus (fund 0403, activity
 204 633) at the close of fiscal year 2012 is hereby reappropriated
 205 for expenditure during the fiscal year 2013.

206 And, That the total appropriation for the fiscal year
 207 ending June 30, 2012, to fund 0450, fiscal year 2012, organi-

208 zation 0608, be supplemented and amended by adding new
 209 items of appropriation as follows:

210 TITLE II—APPROPRIATIONS.

211 Section 1. Appropriations from General Revenue.

212 DEPARTMENT OF MILITARY AFFAIRS

213 AND PUBLIC SAFETY

214 *74-Division of Corrections -*

215 *Correctional Units*

216 (WV Code Chapters 25, 28, 49 and 62)

217 Fund 0450 FY 2012 Org 0608

			General
		Act-	Revenue
		ivity	Fund
218			
219			
220			
221	3a	Payments to Counties and/or Regional	
222	3b	Jails - Surplus (R)	348 9,000,000
223	3c	Payments for Voluntary Inmate	
224	3d	Placement - Surplus (R) . . .	592 1,500,000
225	3e	Capital Improvements -	
226		Surplus (R)	661 5,500,000
227	3f	Capital Outlay, Repairs and	
228	3g	Equipment - Surplus (R) . . .	677 5,000,000
229	3h	Operational Expenses - Surplus	779 5,439,629

Any unexpended balances remaining in the above appropriations for Payments to Counties and/or Regional Jails - Surplus (fund 0450, activity 348), Payments for Voluntary Inmate Placement - Surplus (fund 0450, activity 592), Capital Improvements - Surplus (fund 0450, activity 661), and Capital Outlay, Repairs and Equipment - Surplus (fund 0450, activity 677) at the close of fiscal year 2012 are hereby reappropriated for expenditure during the fiscal year 2013.

And, That the total appropriation for the fiscal year ending June 30, 2012, to fund 0456, fiscal year 2012, organization 0613, be supplemented and amended by adding a new item of appropriation as follows:

TITLE II—APPROPRIATIONS.

Section 1. Appropriations from General Revenue.

DEPARTMENT OF VETERANS' ASSISTANCE

91-Department of Veterans' Assistance

(WV Code Chapter 9A)

Fund 0456 FY 2012 Org 0613

		General
	Act-	Revenue
	ivity	Fund
9a Veterans Bonus - Surplus (R) . .	344 \$	1,000,000

253 Any unexpended balance remaining in the above appro-
254 priation for Veterans Bonus - Surplus (fund 0456, activity
255 344) at the close of fiscal year 2012 is hereby reappropriated
256 for expenditure during the fiscal year 2013.

257 And, That the total appropriation for the fiscal year
258 ending June 30, 2012, to fund 0596, fiscal year 2012, organi-
259 zation 0420, be supplemented and amended by adding a new
260 item of appropriation as follows:

261 TITLE II—APPROPRIATIONS.

262 Section 1. Appropriations from General Revenue.

263 HIGHER EDUCATION

264 94-West Virginia Council for

265 Community and Technical College Education -

266 Control Account

267 (WV Code Chapter 18B)

268 Fund 0596 FY 2012 Org 0420

269 General

270 Act- Revenue

271 ivity Fund

272 18a Capital Improvements -

273 Surplus (R) 661 \$ 2,700,000

274 Any unexpended balance remaining in the above appro-
275 priation for Capital Improvements - Surplus (fund 0596,
276 activity 661) at the close of fiscal year 2012 is hereby
277 reappropriated for expenditure during the fiscal year 2013.

278 The purpose of this supplemental appropriation bill is to
279 supplement, amend, increase and add items of appropriations
280 in the aforesaid accounts for the designated spending units
281 for expenditure during the fiscal year 2012.