

SB 1005

WEST VIRGINIA LEGISLATURE
EIGHTY-FIRST LEGISLATURE
FIRST EXTRAORDINARY SESSION, 2013



ENROLLED

Senate Bill No. 1005

(BY SENATORS KESSLER (MR. PRESIDENT) AND M. HALL,
BY REQUEST OF THE EXECUTIVE)

[PASSED APRIL 18, 2013; IN EFFECT FROM PASSAGE.]

2013 APR 23 PM 3:39
SENATE
CLERK OF SENATE

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Senate Bill No. 1005

(BY SENATORS KESSLER (MR. PRESIDENT) AND M. HALL,
BY REQUEST OF THE EXECUTIVE)

[Passed April 18, 2013; in effect from passage.]

AN ACT expiring funds to the unappropriated surplus balance in the State Fund, General Revenue, for the fiscal year ending June 30, 2013, in the amount of \$10,317,860.71 from the Governor's Office - Civil Contingent Fund, fund 0105, fiscal year 2009, organization 0100, activity 236, and in the amount of \$7,459,913 from the Attorney General, Consumer Protection Recovery Fund, fund 1509, fiscal year 2013, organization 1500, and 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 - Civil Contingent Fund, fund 0105, fiscal year 2013, organization 0100, to the Attorney General, fund 0150, fiscal year 2013, organization 1500, to the Department of Commerce, West Virginia Development Office, fund 0256, fiscal year 2013, organization 0307, to the Department of Health and Human Resources, Consolidated Medical Service Fund, fund 0525, fiscal year 2013, organization 0506, to the Higher Education Policy Commission - Administration - Control Account, fund 0589, fiscal year 2013, organization 0441, and to the Higher Education Policy Commission - System - Control Account, fund 0586, fiscal year 2013, organization 0442, by supplementing and amending the appropriations for the fiscal year ending June 30, 2013.

WHEREAS, The Governor finds that the account balances in the Governor's Office - Civil Contingent Fund, fund 0105, fiscal year 2009, organization 0100, activity 236, and in the Attorney General, Consumer Protection Recovery Fund, fund 1509, fiscal year 2013, organization 1500, exceed that which is necessary for the purposes for which the accounts were established; and

WHEREAS, The Governor submitted to the Legislature the Executive Budget document, dated February 13, 2013, which included a statement of the State Fund, General Revenue, setting forth therein the cash balance as of July 1, 2012, and further included the estimate of revenues for the fiscal year 2013, less net appropriation balances forwarded and regular appropriations for the fiscal year 2013; and

WHEREAS, It appears from the Governor's Executive Budget document, statement of the State Fund, General Revenue, and this legislation, there now remains an unappropriated surplus balance in the State Treasury which is available for appropriation during the fiscal year ending June 30, 2013; therefore

Be it enacted by the Legislature of West Virginia:

That the balance of the funds available for expenditure in the fiscal year ending June 30, 2013, in the Governor's Office - Civil Contingent Fund, fund 0105, fiscal year 2009, organization 0100, activity 236, be decreased by expiring the amount of \$10,317,860.71, and in the Attorney General, Consumer Protection Recovery Fund, fund 1509, fiscal year 2013, organization 1500, be decreased by expiring the amount of \$7,459,913, all to the unappropriated surplus balance of the State Fund, General Revenue, to be available for appropriation during the fiscal year ending June 30, 2013.

And, That the total appropriation for the fiscal year ending June 30, 2013, to fund 0105, fiscal year 2013, organization 0100, 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 *7-Governor's Office –*
5 *Civil Contingent Fund*

6 (WV Code Chapter 5)

7 Fund 0105, FY 2013, Org 0100

8			General
9		Act-	Revenue
10		ivity	Fund

11	1b Natural Disasters - Surplus (R). .	764	\$ 10,317,860
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12 Any federal reimbursements received to remunerate
13 disbursement from this activity or funds transferred from this
14 activity shall be credited back to this activity.

15 Any unexpended balance remaining in the above
16 appropriation for Natural Disasters - Surplus (fund 0105,
17 activity 764) at the close of the fiscal year 2013 is hereby
18 reappropriated for expenditure during the fiscal year 2014.

19 And, That the total appropriation for the fiscal year
20 ending June 30, 2013, to fund 0150, fiscal year 2013,
21 organization 1500, be supplemented and amended by
22 increasing existing items and adding new items of
23 appropriation as follows:

1 TITLE II – APPROPRIATIONS.

2 Section 1. Appropriations from General Revenue.

3 EXECUTIVE

4 *15-Attorney General*

5 (WV Code Chapter 5, 14, 46A and 47)

6 Fund 0150 FY 2013 Org 1500

7				General
8			Act-	Revenue
9			ivity	Fund
10	1	Personal Services - Surplus.	243	\$ 309,000
11	4	Employee Benefits - Surplus.	250	115,425
12	8	Equipment - Surplus.	341	260,200
13	10a	Technology Improvements -		
14	10b	Surplus (R)	725	965,020
15	11a	Operating Expenses -		
16		Surplus (R).....	779	210,268

17 Any unexpended balance remaining in the above
18 appropriation for Equipment - Surplus (fund 0150, activity
19 341), Technology Improvements - Surplus (fund 0150,
20 activity 725), and Operating Expenses - Surplus (fund 0150,
21 activity 779) at the close of the fiscal year 2013 is hereby
22 reappropriated for expenditure during the fiscal year 2014.

23 And, That the total appropriation for the fiscal year
24 ending June 30, 2013, to fund 256, fiscal year 2013,
25 organization 0307, be supplemented and amended by adding
26 a new item of appropriation as follows:

2MM
OK (R)

1 TITLE II – APPROPRIATIONS.

2 Section 1. Appropriations from General Revenue.

3 DEPARTMENT OF COMMERCE

4 *36-West Virginia Development Office*

5 (WV Code Chapter 5B)

6 Fund 0256 FY 2013 Org 0307

7		General
8	Act-	Revenue
9	ivity	Fund

10 21a Unclassified-Transfer-Surplus. . . 382 \$ 1,000,000

11 The above appropriation for Unclassified - Transfer -
12 Surplus (fund 0256, activity 382) shall be transferred to the
13 West Virginia Affordable Housing Trust Fund as established
14 under §31-18D.

15 And, That the total appropriation for the fiscal year
16 ending June 30, 2013, to fund 0525, fiscal year 2013,
17 organization 0506, be supplemented and amended by
18 increasing an existing item of appropriation as follows:

1 TITLE II – APPROPRIATIONS.

2 Section 1. Appropriations from General Revenue.

3 DEPARTMENT OF HEALTH AND HUMAN
4 RESOURCES

5 *64-Consolidated Medical Service Fund*

6 (WV Code Chapter 16)

7 Fund 0525 FY 2013 Org 0506

8			
9		Act-	General
10		ivity	Revenue
			Fund

11 6 Behavioral Health Program -

12 6a Surplus (R). 631 \$ 3,000,000

13 Any unexpended balance remaining in the above
14 appropriation for Behavioral Health Program - Surplus (fund
15 0525, activity 631) at the close of the fiscal year 2013 is
16 hereby reappropriated for expenditure during the fiscal year
17 2014.

18 And, That the total appropriation for the fiscal year
19 ending June 30, 2013, to fund 0589, fiscal year 2013,
20 organization 0441, be supplemented and amended by adding
21 a new item of appropriation as follows:

1 TITLE II – APPROPRIATIONS.

2 Section 1. Appropriations from General Revenue.

3 HIGHER EDUCATION

4 *93-Higher Education Policy Commission -*
5 *Administration*
6 *Control Account*

7 (WV Code Chapter 18B)

8 Fund 0589 FY 2013 Org 0441

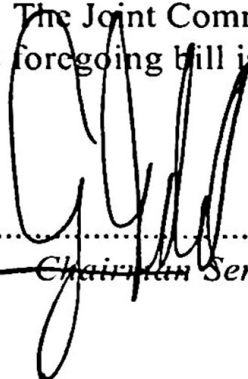
		Act- ivity	General Revenue Funds	<i>John M OK</i>
9				
10				
11				
12	2a	Unclassified - Surplus 097	\$ 250,000	
13	6	WVU - School of Health		
14	6a	Sciences - Surplus (R) 713	350,000	

15 Any unexpended balance remaining in the above
16 appropriation for WVU-School of Health Sciences - Surplus
17 (fund 0586, activity 713) at the close of the fiscal year 2013
18 is hereby reappropriated for expenditure during the fiscal
19 year 2014.

20 From the above appropriation for Unclassified - Surplus
21 (fund 0586, activity 097) \$250,000 is for West Virginia State
22 University Land Grant Match.

23 The purpose of this bill is to expire funds into the
24 unappropriated surplus balance in the State Fund, General
25 Revenue, and to supplement, amend, increase existing items
26 and add new items of appropriation in the aforesaid accounts
27 for the designated spending units for expenditure during the
28 fiscal year 2013.

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

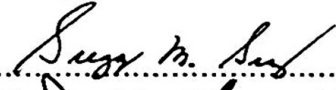

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Member ~~Chairman~~ Senate Committee

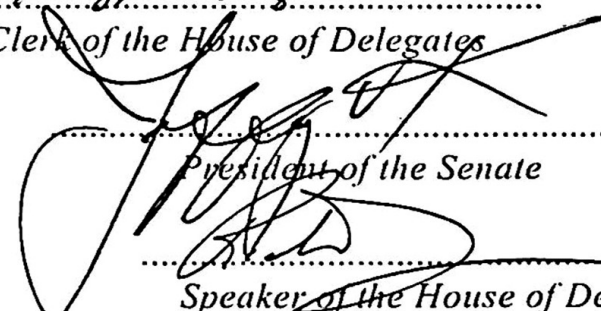

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Chairman House Committee

Originated in the Senate.

In effect from passage.


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Clerk of the Senate


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Clerk of the House of Delegates


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President of the Senate


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Speaker of the House of Delegates

OFFICE OF THE
CLERK OF THE SENATE
SECRETARY OF STATE

2013 APR 23 PM 3:39

The within is approved this the 23rd
Day of April, 2013.


.....
Governor

PRESENTED TO THE GOVERNOR

APR 23 2013

Time 1:20 pm