

1 **ENROLLED**

2 COMMITTEE SUBSTITUTE

3 FOR

4 **Senate Bill No. 1002**

5 (BY SENATORS KESSLER (MR. PRESIDENT) AND M. HALL,

6 BY REQUEST OF THE EXECUTIVE)

7 _____
8 [Passed March 14, 2014; in effect from passage.]
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13 AN ACT expiring funds to the unappropriated balance in the State
14 Fund, General Revenue, for the fiscal year ending June 30,
15 2014, in the amount of \$10,000,000 from the Joint Expenses,
16 fund 0175, fiscal year 2006, organization 2300, activity 642,
17 in the amount of \$10,000,000 from the Joint Expenses, fund
18 0175, fiscal year 2007, organization 2300, activity 642, in
19 the amount of \$5,293,000 from the Joint Expenses, fund 0175,
20 fiscal year 2008, organization 2300, activity 642, in the
21 amount of \$20,000,000 from Joint Expenses, Joint Expense
22 Lottery Fund, fund 1736, fiscal year 2014, organization 2300,
23 in the amount of \$5,707,000 from Joint Expenses, Tax Reduction
24 and Federal Funding Increased Compliance, fund 1732, fiscal

1 year 2014, organization 2300, in the amount of \$9,000,000 from
2 the Attorney General, Consumer Protection Fund, fund 1509,
3 fiscal year 2014, organization 1500, and in the amount of
4 \$10,000,000 from the Department of Revenue, Insurance
5 Commissioner, Insurance Commission Fund, fund 7152, fiscal
6 year 2014, organization 0704, and making a supplementary
7 appropriation of public moneys out of the Treasury from the
8 balance of moneys remaining as an unappropriated balance in
9 the State Fund, General Revenue, to the Department of Military
10 Affairs and Public Safety, Division of Corrections -
11 Correctional Units, and to the Department of Military Affairs
12 and Public Safety, Division of Juvenile Services, by
13 supplementing and amending the appropriations for the fiscal
14 year ending June 30, 2014.

15 WHEREAS, The Governor finds that the account balances in Joint
16 Expense, fund 0175, fiscal year 2006, organization 2300, activity
17 642, Joint Expenses, fund 0175, fiscal year 2007, organization
18 2300, activity 642, Joint Expenses, fund 0175, fiscal year 2008,
19 organization 2300, activity 642, Joint Expenses, Joint Expense
20 Lottery Fund, fund 1736, fiscal year 2014, organization 2300, Joint
21 Expenses, Tax Reduction and Federal Funding Increased Compliance,
22 fund 1732, fiscal year 2014, organization 2300, the Attorney
23 General, Consumer Protection Fund, fund 1509, fiscal year 2014,
24 organization 1500, and the Department of Revenue, Insurance

1 Commissioner, Insurance Commission Fund, fund 7152, fiscal year
2 2014, organization 0704, exceed that which is necessary for the
3 purposes for which the accounts were established; and

4 WHEREAS, The Governor submitted to the Legislature the
5 Executive Budget Document, dated January 8, 2014, which included a
6 statement of the State Fund, General Revenue, setting forth therein
7 the cash balance as of July 1, 2013, and further included the
8 estimate of revenues for fiscal year 2014, less net appropriation
9 balances forwarded and regular appropriations for the fiscal year
10 2014; and

11 WHEREAS, The Secretary of the Department of Revenue has
12 submitted a monthly General Revenue Fund Collections Report for the
13 first seven months of fiscal year 2014 as prepared by the State
14 Budget Office; and

15 WHEREAS, This report demonstrates that the State of West
16 Virginia has experienced a revenue shortfall of approximately \$73.1
17 million for the first seven months of fiscal year 2014, as compared
18 to the monthly revenue estimates for the first seven months of the
19 fiscal year 2014; and

20 WHEREAS, Current economic and fiscal trends will result in
21 projected year-end revenue deficits, including projected shortfalls
22 in Personal Income Tax, Consumers Sales and Use Tax, and Interest
23 Income; and

24 WHEREAS, Projected year-end revenue surpluses in various other

1 General Revenue sources will only offset a small portion of these
2 deficits; and

3 WHEREAS, The total projected year-end revenue deficit for the
4 General Revenue Fund is now projected to be higher than the
5 previous estimated deficit of \$60 million; and

6 WHEREAS, The Constitution of the State of West Virginia
7 requires that there be a balance between the state's revenues and
8 expenditures for each fiscal year; and

9 WHEREAS, On December 17, 2013, the Governor issued a
10 memorandum to cabinet secretaries implementing temporary
11 restrictions on general revenue-funded hiring to help reduce
12 expenditures and close the anticipated budget gap in fiscal year
13 2014; and

14 WHEREAS, On January 3, 2014, the Governor, after careful
15 analysis of fiscal year 2014 spending trends to date, issued
16 Executive Order 1-14 to effect a spending reduction of targeted
17 appropriation to aid in the balancing of the fiscal year 2014
18 budget; and

19 WHEREAS, This spending reduction is expected to generate a
20 savings of approximately \$33 million; and

21 WHEREAS, There are other possible spending reductions
22 available to the Governor should the need arise; and

23 WHEREAS, There is remaining an expected deficit in the budget
24 that must be balanced; therefore

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

2 That the balance of the funds available for expenditure in the
3 fiscal year ending June 30, 2014, to the Joint Expenses, fund 0175,
4 fiscal year 2006, organization 2300, activity 642, be decreased by
5 expiring the amount of \$10,000,000, and to the Joint Expenses, fund
6 0175, fiscal year 2007, organization 2300, activity 642, be
7 decreased by expiring the amount of \$10,000,000, and to the Joint
8 Expenses, fund 0175, fiscal year 2008, organization 2300, activity
9 642, be decreased by expiring the amount of \$5,293,000, and to the
10 Joint Expenses, Joint Expense Lottery Fund, fund 1736, fiscal year
11 2014, organization 2300, be decreased by expiring the amount of
12 \$20,000,000, and to the Joint Expenses, Tax Reduction and Federal
13 Funding Increased Compliance, fund 1732, fiscal year 2014,
14 organization 2300, be decreased by expiring the amount of
15 \$5,707,000, and to the Attorney General, Consumer Protection Fund,
16 fund 1509, fiscal year 2014, organization 1500, be decreased by
17 expiring the amount of \$9,000,000, and to the Department of
18 Revenue, Insurance Commissioner, Insurance Commission Fund, fund
19 7152, fiscal year 2014, organization 0704, be decreased by expiring
20 the amount of \$10,000,000, all to the unappropriated balance of the
21 State Fund, General Revenue, to be available during the fiscal year
22 ending June 30, 2014.

23 And, That the total appropriation for the fiscal year ending
24 June 30, 2014, to fund 0570, fiscal year 2014, organization 0621,

1 be supplemented and amended by decreasing existing items of
2 appropriation as follows:

3 TITLE II -- APPROPRIATIONS.

4 **Section 1. Appropriations from general revenue.**

5 **DEPARTMENT OF MILITARY AFFAIRS**

6 **AND PUBLIC SAFETY**

7 *78-Division of Juvenile Services*

8 (WV Code Chapter 49)

9 Fund 0570 FY 2014 Org 0621

			General
		Act-	Revenue
		ivity	Fund
13	3	Robert L. Shell Juvenile Center. . .	267 \$ 50,653
14	10	Kenneth Honey Rubenstein	
15	11	Juvenile Center (R).	980 106,445

16 And, That the total appropriation for the fiscal year ending
17 June 30, 2014, to fund 0450, fiscal year 2014, organization 0608,
18 be supplemented and amended by adding a new item of appropriation
19 as follows:

20 TITLE II -- APPROPRIATIONS.

21 **Section 1. Appropriations from general revenue.**

22 **DEPARTMENT OF MILITARY AFFAIRS**

23 **AND PUBLIC SAFETY**

24 *74-Division of Corrections -*

