

**WEST VIRGINIA LEGISLATURE**  
**2016 SECOND EXTRAORDINARY SESSION**

**Introduced**

**Senate Bill 2001**

**FISCAL  
NOTE**

BY SENATORS COLE (MR. PRESIDENT) AND KESSLER

(BY REQUEST OF THE EXECUTIVE)

[Introduced September 18, 2016]

1 A BILL expiring funds to the unappropriated surplus balance in the State Fund, General Revenue,  
2 for the fiscal year ending June 30, 2017, in the amount of \$13,700,000 from the balance  
3 of moneys remaining as an unappropriated balance in Lottery Net Profits, in the amount  
4 of \$7,300,000 from the balance of moneys remaining as an unappropriated balance in the  
5 State Excess Lottery Revenue Fund, and in the amount of \$55,000,000 from the  
6 Department of Revenue, Office of the Secretary – Revenue Shortfall Reserve Fund, fund  
7 7005, fiscal year 2017, organization 0701, and making a supplementary appropriation of  
8 public moneys out of the Treasury from the balance of moneys remaining as an  
9 unappropriated surplus balance in the State Fund, General Revenue, to the Governor’s  
10 Office – Civil Contingent Fund, fund 0105, fiscal year 2017, organization 0100, by  
11 supplementing and amending the appropriation for the fiscal year ending June 30, 2017.

1 Whereas, The Governor submitted to the Legislature a Statement of the Lottery Fund,  
2 dated September 18, 2016, setting forth therein the unappropriated cash balance as of July 1,  
3 2016, and further included the estimate of revenues for the fiscal year 2017, less regular  
4 appropriations for fiscal year 2017; and

5 Whereas, It appears from the Governor’s Statement of the Lottery Fund there now remains  
6 an unappropriated balance in the State Treasury, which is available for expiration during the fiscal  
7 year ending June 30, 2017; and

8 Whereas, The Governor submitted to the Legislature a Statement of the State Excess  
9 Lottery Revenue Fund, dated September 18, 2016, setting forth therein the cash balance as of  
10 July 1, 2016, and further included the estimate of revenue for the fiscal year 2017, less regular  
11 appropriations for the fiscal year 2017; and

12 Whereas, It appears from the Governor’s Statement of the State Excess Lottery Revenue  
13 Fund there now remains an unappropriated balance in the State Treasury which is available for  
14 expiration during the fiscal year ending June 30, 2017; and

15           Whereas, The Revenue Shortfall Reserve Fund may be drawn on for natural disasters,  
16 including the ongoing State of Emergency and federally-declared flood disaster that commenced  
17 on June 23, 2016; and

18           Whereas, The Governor submitted to the Legislature a statement of the State Fund,  
19 General Revenue, dated September 18, 2016, setting forth therein the cash balance as of July 1,  
20 2016, and further included the estimate of revenues for the fiscal year 2017, less net appropriation  
21 balances forwarded and regular and surplus appropriations for the fiscal year 2017, and further  
22 included recommended expirations to the surplus balance of the State Fund General Revenue;  
23 and

24           Whereas, It appears from the Governor's Statement of the State Fund, General Revenue,  
25 and this legislation, there now remains an unappropriated surplus balance in the Treasury which  
26 is available for appropriation during the fiscal year ending June 30, 2017; therefore

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

1           That the balance of the moneys remaining as an unappropriated balance for the fiscal  
2 year ending June 30, 2017, in Lottery Net Profits be decreased by expiring the amount of  
3 \$13,700,000, that the balance of the moneys remaining as an unappropriated balance for the  
4 fiscal year ending June 30, 2017 in the State Excess Lottery Revenue Fund be decreased by  
5 expiring the amount of \$7,300,000, and that the balance of the moneys available in the fiscal year  
6 ending June 30, 2017, in the Department of Revenue, Office of the Secretary – Revenue Shortfall  
7 Reserve Fund, fund 7005, fiscal year 2017, organization 0701 be decreased by expiring the  
8 amount of \$55,000,000, all to the unappropriated surplus balance of the State Fund, General  
9 Revenue to be available for appropriation during the fiscal year ending June 30, 2017.

1           And, that the total appropriation for the fiscal year ending June 30, 2017, to fund 0105,  
2 fiscal year 2017, organization 0100, be supplemented and amended by adding a new item of  
3 appropriation as follows:

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**TITLE II – APPROPRIATIONS.**

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

**EXECUTIVE**

*7 – Governor’s Office –*

*Civil Contingent Fund*

(WV Code Chapter 5)

Fund 0105 FY 2017 Org 0100

	<b>Appro-</b>		<b>General</b>
	<b>priation</b>		<b>Revenue</b>
			<b>Fund</b>

1	1	Civil Contingent Fund - Surplus.....	26300	\$	85,000,000
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Any federal reimbursements received to reimburse disbursements from this appropriation or funds transferred from this appropriation shall be credited back to this appropriation.

NOTE: The purpose of this supplemental appropriation bill is to expire funds from the aforesaid accounts to the unappropriated surplus balance of the State Fund, General Revenue, and to add a new appropriation for expenditure for the fiscal year 2017.