

STATE OF WEST VIRGINIA
EXECUTIVE DEPARTMENT

Charleston

A PROCLAMATION

By the Governor

I, JIM JUSTICE, by virtue of the authority vested in the Governor by Section 7, Article VII, of the Constitution of West Virginia, do hereby call the West Virginia Legislature to convene in Extraordinary Session at 11 :00 AM on Monday, September 30, 2024, in its chambers in the State Capitol, the City of Charleston, for the limited purpose of considering and acting upon only the following matters:

FIRST: To amend the Code of West Virginia, 1931, as amended, to reduce the personal income tax by up to five percent and to provide for such other matters relating thereto as are determined necessary or advisable.

SECOND: To amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §11-21-26, to provide for a child and dependent care credit against the personal income tax in the amount of 50 percent of the allowed federal tax credit provided under 26 U.S.C. § 21.

THIRD: To amend the Code of West Virginia, 1931, as amended, to explicitly authorize application by public charter schools for funding by the School Building Authority from any monies specifically appropriated for the purpose of providing funds for public charter schools.

FOURTH: To amend the Code of West Virginia, 1931, as amended, to authorize West Virginia to be an agreement state with the United States Nuclear Regulatory Commission; to establish a comprehensive regulatory system for the control of sources of radiation for the protection of the public; to create the Radiation Control Act; to provide for declaration of policy and purpose; to provide for certain definitions; to provide for exemptions; to provide that the Department of Health is to be designated as the state radiation control agency; to provide for the Department's duties, authorities, and requirements for consistency with federal law and regulations; to provide for comprehensive programs and procedures to control radiation through general and specific licensing of radioactive materials and equipment; to establish rule making

authority under the Department concerning radiation control; to establish licensing and registration requirements and procedures; to establish fee schedules, funding sources, and forms; to establish procedures and requirements regarding radioactive materials and sureties; to create the Radiation Site Closure and Reclamation Fund with requirements and funding sources; to create the Radiation Licensure and Inspection Fund with requirements and funding sources; to allow for impounding sources of ionizing radiation; to provide authority for the Governor and the Department to enter into agreements with the federal government, other states, or interstate agencies; to define effects on local ordinances; to define enforcement procedures regarding violations of law; to establish civil penalties; and to establish felonies with criminal penalties.

FIFTH: To amend the Code of West Virginia, 1931, as amended, to permit certain research activities, to provide that an opioid treatment program may be developed only if part of an approved clinical trial, to provide that an opioid treatment program must have institutional review board approval, to describe an opioid treatment program that may be developed, to require an opioid treatment program to be limited to the timeframe set forth in the clinical trial, to permit an advanced practice registered nurse who is participating in a clinical trial to exceed prescription limitations under the trial, and to require a clinical trial to be registered with the Board of Pharmacy.

SIXTH: To supplement and amend the appropriations 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 Education, State Board of Education, State Department of Education, fund 0313, fiscal year 2025, organization 0402, in the amount of \$10,000,000, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025.

SEVENTH: To supplement and amend the appropriations 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 Executive, Governor's Office, Civil Contingent Fund, fund 0105, fiscal year 2025, organization 0100, in the amount of \$40,000,000 to provide funds for capital projects at rural hospitals in West Virginia, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025.

EIGHTH: To supplement and amend the appropriations 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 Executive, Governor's Office, Civil Contingent Fund, fund 0105, fiscal year 2025, organization 0100, in the amount of \$100,000,000 to provide matching funds for water, sewer, and other projects, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025.

NINTH: To supplement and amend the appropriations 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 Higher Education Policy Commission, Higher Education Policy Commission, Administration, Control Account, fund 0589, fiscal year 2025, organization 0441, in the amounts of \$17,000,000 for nursing program enhancement support and \$5,000,000 for fire and EMS training program support, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025.

TENTH: To supplement, amend, and increasing an existing item of appropriation from the State Road Fund to the Department of Transportation, Division of Highways, fund 9017, fiscal year 2025, organization 0803, to increase spending authority only, for the fiscal year ending June 30, 2025.

ELEVENTH: To supplement and amend the appropriations 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 Economic Development, Department of Economic Development, Office of the Secretary, fund 0256, fiscal year 2025, organization 0307, for directed transfers to the Economic Enhancement Grant Fund in the amount of \$125,000,000 and to the West Virginia Jobs Investment Trust in the amount of \$10,000,000, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025.

TWELFTH: To supplement and amend the appropriations 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 Veterans' Assistance, Department of Veterans' Assistance, Veterans' Home, fund 0460, fiscal year 2025, organization 0618, in the amount of \$1,200,000, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025.

THIRTEENTH: To supplement and amend the appropriations 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 Health, Office of the Inspector General, fund 0437, fiscal year 2025, organization 0513, in the amount of \$2,000,000, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025.

FOURTEENTH: To supplement and amend the appropriations 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 Homeland Security, West Virginia State Police, fund 0453, fiscal year 2025, organization 0612, in the amount of \$375,000, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025.

FIFTEENTH: To supplement and amend the appropriations 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 Administration, Public Employees Insurance Agency, fund 0200, fiscal year 2025, organization 0225, in the amount of \$87,000,000, by supplementing and amending Chapter 11, Acts of the Legislature, Regular Session, 2024, known as the budget bill for the fiscal year ending June 30, 2025.

SIXTEENTH: To supplement and amend the appropriations 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 Miscellaneous Boards and Commissions, Adjutant General, State Militia, fund 0433, fiscal year 2025, organization 0603, in the total amount of \$15,675,000, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025.

SEVENTEENTH: To supplement and amend the appropriations 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 Environmental Protection, Division of Environmental Protection, fund 0273, fiscal year 2025, organization 0313, in the amount of \$2,800,000, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025.

EIGHTEENTH: To supplement and amend the appropriations 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 Administration, Office of Technology, fund 0204, fiscal year 2025, organization 0231, in the amount of \$10,900,000, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025.

NINETEENTH: To supplement and amend the appropriations 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 Higher Education Policy Commission, West Virginia University, General Administrative Fund, fund 0344, fiscal year 2025, organization 0463, in the amount of \$2,000,000, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025.

TWENTIETH: To supplement and amend the appropriations 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 Arts, Culture, and History, Division of Culture and History, fund 0293, fiscal year 2025, organization 0432, in the amount of \$300,000 by supplementing and amending the appropriations for the fiscal year ending June 30, 2025.

TWENTY-FIRST: To supplement and amend the appropriations 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 Executive, West Virginia Conservation Agency, fund 0132, fiscal year 2025, organization 1400, in the amount of \$1,150,000, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025.

TWENTY-SECOND: To supplement and amend the appropriations 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 Administration, Public Defender Services, fund 0226, fiscal year 2025, organization 0221, in the amount of \$1,050,000, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025.

TWENTY-THIRD: To supplement and amend the appropriations 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 Higher Education Policy Commission, West Virginia School of Osteopathic Medicine, fund 0336, fiscal year 2025, organization 0476, in the amount of

\$13,600,000, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025.

TWENTY-FOURTH: To supplement and amend the appropriations 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 Education, State Board of Education, Aid for Exceptional Children, fund 0314, fiscal year 2025, organization 0402, in the total amount of \$379,468, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025.

TWENTY-FIFTH: To supplement and amend, in one or more supplemental appropriations bills, the appropriations 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 Homeland Security, Division of Corrections and Rehabilitation, to provide funding for personnel and positions and for operating costs and current expenses, in the total approximate amount of \$32,500,000, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025.

TWENTY-SIXTH: To make a supplementary appropriation of public moneys out of the Treasury from the balance of moneys remaining unappropriated for the fiscal year ending June 30, 2025, to the Department of Homeland Security, Division of Corrections and Rehabilitation, Regional Jail and Correctional Facility Authority, fund 6675, fiscal year 2025, organization 0608, to increase spending authority only, by supplementing and amending the appropriations for the fiscal year ending June 30, 2025.

TWENTY-SEVENTH: To authorize and appropriate public funds sufficient to pay for the Extraordinary Session, as necessary.

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IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of West Virginia to be affixed.

DONE at the Capitol in the City of Charleston, State of West Virginia, this Twenty-Eighth Day of September, in the Year of our Lord, Two Thousand Twenty-Four, and in the One Hundred Sixty-Second Year of the State.



By the Governor

A handwritten signature in blue ink, appearing to read "James Justice".

GOVERNOR

A handwritten signature in blue ink, appearing to read "Mac Warner".

SECRETARY OF STATE