

WEST VIRGINIA LEGISLATURE

FIRST EXTRAORDINARY SESSION, 1975

ENROLLED

SENATE BILL NO. 36

(By Mr. Leggerson)

PASSED November 5, 1975

In Effect ninty days from Passage

FILED IN THE OFFICE OF
SE RETARY OF STATE OF
WEST VIRGINIA

THIS DATE 11/20/75
5:30 P.M.

ENROLLED

Senate Bill No. 36

(By MR. ROGERSON)

[Passed November 5, 1975; in effect ninety days from passage.]

AN ACT making a supplementary appropriation of public money out of the treasury from the balance of all general revenue remaining unappropriated for the fiscal year ending June thirtieth, one thousand nine hundred seventy-six, to the Public Land Corporation, Account No. 566, an act, chapter eleven, acts of the Legislature, regular session, one thousand nine hundred seventy-five, known as the "Budget Bill".

WHEREAS, The Governor has stated that he will be able to acquire federal moneys to match any appropriation of state moneys for the purpose of providing for a National Track and Field Hall of Fame; and

WHEREAS, The Legislature intends that any expenditure of this appropriation be contingent upon receipt by the Governor of the aforesaid federal funds; and

WHEREAS, The Legislature, basing its action upon the estimate of revenue as provided by the Governor and the available cash balance, enacted a budget bill for the fiscal year 1975-76, thereby making appropriations to the various accounts of state spending units, which total appropriations were well within the total of all revenues available for appropriation for the fiscal year 1975-76; and

WHEREAS, In the regular session, one thousand nine hundred seventy-five, the Legislature enacted a supplementary appropriation bill, designated House Bill No. 1426, with the language of such bill, when considered in light of its effective date, subjecting the bill to being construed as void or voidable; and

WHEREAS, It is the intent of the Legislature that passage of this supplementary appropriation bill shall constitute a total voiding, repealing and nullification of said House Bill No. 1426 and to stand fully in lieu thereof in order to obviate any possible double-funding of this item and account; and

WHEREAS, The Governor has determined that there is an estimated surplus balance in the General Revenue Fund of \$47,606,475 as substantiated by estimates submitted by the Governor, which said surplus is available for appropriation and expenditure during the fiscal year ending June thirtieth, one thousand nine hundred seventy-six; a portion of which surplus balance is hereby appropriated by the terms of this supplementary appropriation bill; therefore,

Be it enacted by the Legislature of West Virginia:

That Account No. 566, chapter eleven, acts of the Legislature, regular session, one thousand nine hundred seventy-five, known as the Budget Bill, be supplemented by adding thereto the following purpose and sum to the designated line item:

1 TITLE II—APPROPRIATIONS

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

3 CONSERVATION AND DEVELOPMENT

4 110—*Public Land Corporation*

5 Acct. No. 566

6 National Track and Field Hall of Fame..... \$852,500

7 The purpose of this bill is to provide state general
8 revenue moneys to match federal funds in providing for
9 a National Track and Field Hall of Fame, the land and
10 buildings of such to be in the name of the state of West
11 Virginia and a public agency thereof. Such moneys may
12 be transferred to a special fund to match and aid federal
13 funds.

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

James L. Davis
Chairman Senate Committee

Harold B. Burton, Jr.
Chairman House Committee

Originated in the Senate.

To take effect from passage.

J. C. Dillon
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

W. T. Bratterton, Jr.
President of the Senate

Louis G. McManus
Speaker House of Delegates

The within approved this the 10th
day of November, 1975

Arch A. Moore, Jr.
Governor

PRESENTED TO THE
GOVERNOR

Date 11/7/75

Time 3:40 p.m.