

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1975

ENROLLED

HOUSE BILL No. 1426

Originating in the House Committee on Finance.
(By Mr.)

PASSED April 12, 1975

In Effect ninety days from Passage



MADE BY THE CLERK
JAMES B. MCNEELY
CLERK OF THE HOUSE

THIS DATE 4-19-75

ENROLLED

H. B. 1426

(Originating in the House Committee on Finance)

[Passed April 12, 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-five, to the Public Land Corporation, Account No. 566, chapter two, acts of the Legislature, second extraordinary session, one thousand nine hundred seventy-four, known as the "Budget Bill."

✓ WHEREAS, The Governor has stated that he will be able to acquire federal money⁵ to match any appropriation of state moneys for the purpose of providing for a National Track and Field Hall of Fame; and

WHEREAS, The Attorney General of West Virginia rendered an opinion, dated February 18, 1975, wherein he stated that public moneys may only be appropriated by the Legislature where title to land and buildings would be in the name of the state of West Virginia and a public agency thereof and that appropriations made to any private identity would violate article X, Section 6 of the State Constitution; 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 Governor submitted to the Legislature the Budget Document, dated January 9, 1975, which included a statement of the state fund, general revenue, including the fiscal year 1974-75, in

which it is set forth and stated that balances and investments, as of July 1, 1974, and funds transferred from the Department of Welfare after the close of fiscal year 1974, amount to \$106,542,995, and in addition thereto, estimated revenues for fiscal year 1974-75 of \$557,154,120 which said amounts total \$663,697,115, and as reduced by net appropriation balances forwarded of \$68,156,381, and regular appropriations for fiscal year 1974-75 of \$504,266,182, which said regular appropriations are offset by estimated expirations for fiscal year 1974-75 of \$13,000,000, thereby leaving net unencumbered balances of \$104,274,552 available for appropriation and expenditure for said fiscal year 1974-75; a portion of said net unencumbered balance is hereby appropriated by the terms of this supplementary appropriation bill; therefore,

Be it enacted by the Legislature of West Virginia:

That chapter two, acts of the Legislature, second extraordinary session, one thousand nine hundred seventy-four, known as the Budget Bill, be supplemented by adding thereto the following:

1 **TITLE II—APPROPRIATIONS.**

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

3 **CONSERVATION AND DEVELOPMENT**

4 106—*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 revenue
8 moneys to match federal funds in providing for a National
9 Track and Field Hall of Fame, the land and buildings of
10 such to be in the name of the state of West Virginia and a
11 public agency thereof. Such state moneys herein appropriated
12 shall be available for expenditure upon the effective date of
13 the bill. Any unexpended balance remaining in this account
14 at the close of the fiscal year 1974-75 is hereby reappropriated
15 for expenditure during the fiscal year 1975-76. Such moneys
16 may be transferred to a special fund to match and aid federal
17 funds.

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

James L. Davis
Chairman Senate Committee

Clarence C. Chestnut
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

James L. Davis
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

W. R. Burton
President of the Senate

Louis T. McRae
Speaker House of Delegates

The within approved this the 18th
day of April, 1975.

Arch A. Shaare Jr.
Governor



PRESENTED TO THE
GOVERNOR

Date 4/18/75

Time 1:55 PM.