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SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1989

— ● —

ENROLLED

Com. Sub. for
HOUSE BILL No. 2180

(By Mr. Speaker, Mr. Dambler & Del. R. Beck)

— ● —

Passed April 10, 1989

In Effect from Passage

ENROLLED
COMMITTEE SUBSTITUTE
FOR
H. B. 2180

(By MR. SPEAKER, MR. CHAMBERS, and DELEGATE R. BURK)

[Passed April 10, 1989; in effect from passage.]

AN ACT making appropriations of public money out of the treasury in accordance with section fifty-one, article six of the constitution.

Be it enacted by the Legislature of West Virginia:

TITLE I—GENERAL PROVISIONS.

1 **Section 1. General Policy.**—The purpose of this bill
2 is to appropriate money necessary for the economical
3 and efficient discharge of the duties and responsibilities
4 of the state and its agencies during the fiscal year one
5 thousand nine hundred ninety.

1 **Sec. 2. Definitions.**—For the purpose of this bill:

2 “Governor” shall mean the governor of the state of
3 West Virginia.

4 “Code” shall mean the code of West Virginia, one
5 thousand nine hundred thirty-one, as amended.

6 “Spending unit” shall mean the department, agency or
7 institution to which an appropriation is made.

8 The “fiscal year one thousand nine hundred ninety”
9 shall mean the period from July first, one thousand nine
10 hundred eighty-nine, through June thirtieth, one

11 thousand nine hundred ninety.

12 "From collections" shall mean that part of the total
13 appropriation which must be collected by the spending
14 unit to be available for expenditure. If the authorized
15 amount of collections is not collected, the total appropri-
16 ation for the spending unit shall be reduced automat-
17 ically by the amount of the deficiency in the collections.
18 If the amount collected exceeds the amount designated
19 "from collections," the excess shall be set aside in a
20 special surplus fund and may be expended for the
21 purpose of the spending unit as provided by article two,
22 chapter five-a of the code.

1 **Sec. 3. Classification of appropriations.**—An ap-
2 propriation for:

3 "Personal services" shall mean salaries, wages and
4 other compensation paid to full-time, part-time and
5 temporary employees of the spending unit but shall not
6 include fees or contractual payments paid to consultants
7 or to independent contractors engaged by the spending
8 unit.

9 From appropriations made to the spending units of
10 state government, upon approval of the governor, there
11 may be transferred to a special account an amount
12 sufficient to match federal funds under any federal act.

13 Unless otherwise specified, appropriations for per-
14 sonal services shall include salaries of heads of spending
15 units.

16 "Annual increment" shall mean funds appropriated
17 for "eligible employees" and shall be disbursed only in
18 accordance with article five, chapter five of the code.

19 Funds appropriated for "annual increment" shall be
20 transferred to "personal services" or other designated
21 items only as required.

22 "Employee benefits" shall mean social security
23 matching, workers' compensation, unemployment com-
24 pensation, pension and retirement contributions, public
25 employees insurance matching or any other benefit
26 normally paid by the employer as a direct cost of

27 employment. Should the appropriation be insufficient to
28 cover such costs, the remainder of such cost shall be paid
29 by each spending unit from its "personal services" line
30 item or its "unclassified" line item. Each spending unit
31 is hereby authorized and required to make such
32 payments.

33 "Current expenses" shall mean operating costs other
34 than personal services and shall not include equipment,
35 repairs and alterations, buildings or lands.

36 Each spending unit shall be responsible for all
37 contributions, payments or other costs related to
38 coverage and claims of its employees for unemployment
39 compensation. Such expenditures shall be considered a
40 current expense.

41 Each spending unit shall be responsible for and
42 charged monthly for all postage meter service and shall
43 reimburse the appropriate revolving fund monthly for
44 all such amounts. Such expenditures shall be considered
45 a current expense.

46 "Equipment" shall mean equipment items which have
47 an appreciable and calculable period of usefulness in
48 excess of one year.

49 "Repairs and alterations" shall mean routine mainte-
50 nance and repairs to structures and minor improve-
51 ments to property which do not increase the capital
52 assets.

53 "Buildings" shall include new construction and major
54 alteration of existing structures and the improvement of
55 lands and shall include shelter, support, storage,
56 protection or the improvement of a natural condition.

57 "Lands" shall mean the purchase of real property or
58 interest in real property.

59 "Capital outlay" shall mean and include buildings,
60 lands or buildings and lands, with such category or item
61 of appropriation to remain in effect as provided by
62 section twelve, article three, chapter twelve of the code.

63 Appropriations classified in any of the above categor-
64 ies shall be expended only for the purposes as defined

65 above and only for the spending units herein designated:
66 *Provided*, That the secretary of each department shall
67 have the authority to transfer within the department
68 those funds appropriated to the various agencies of the
69 department: *Provided, however*, That no more than
70 twenty-five percent of the funds appropriated to any one
71 agency or board may be transferred to other agencies
72 or boards within the department: *Provided, further*,
73 That no funds may be transferred from a special
74 revenue account, dedicated account, capital expenditure
75 account or any other account or funds specifically
76 exempted by the Legislature from transfer, except that
77 the use of appropriations from the state road fund
78 transferred to the office of the secretary of the depart-
79 ment of transportation is not a use other than the
80 purpose for which such funds were dedicated and is
81 permitted: *And, provided, further*, That if the Legisla-
82 ture by subsequent enactment consolidates agencies,
83 boards or functions, the secretary may transfer the
84 funds formerly appropriated to such agency, board or
85 function in order to implement such consideration.

86 Appropriations otherwise classified shall be expended
87 only where the distribution of expenditures for different
88 purposes cannot well be determined in advance or it is
89 necessary or desirable to permit the spending unit the
90 freedom to spend an appropriation for more than one of
91 the above classifications.

1 **Sec. 4. Method of expenditure.**—Money approp-
2 riated by this bill, unless otherwise specifically directed,
3 shall be appropriated and expended according to the
4 provisions of article three, chapter twelve of the code or
5 according to any law detailing a procedure specifically
6 limiting that article.

1 **Sec. 5. Maximum expenditures.**—No authority or
2 requirement of law shall be interpreted as requiring or
3 permitting an expenditure in excess of the appropria-
4 tions set out in this bill.

TITLE II—APPROPRIATIONS.

1 **Section 1. Appropriations from general re-**
2 **venue.**—From the state fund, general revenue, there are

3 hereby appropriated conditionally upon the fulfillment
 4 of the provisions set forth in article two, chapter five-
 5 a of the code, the following amounts, as itemized, for
 6 expenditure during the fiscal year one thousand nine
 7 hundred ninety.

1 **Sec. 2. Appropriations of federal funds.**—In
 2 accordance with article eleven, chapter four of the code,
 3 from federal funds there are hereby appropriated
 4 conditionally upon the fulfillment of the provisions set
 5 forth in article two, chapter five-a of the code the
 6 following amounts, as itemized, for expenditure during
 7 the fiscal year one thousand nine hundred ninety.

LEGISLATIVE

1—Senate

Acct. No. 1010

	Federal Funds Fiscal Year 1989-90	General Revenue Fund Fiscal Year 1989-90
1 Compensation of Members .. \$	—	\$ 277,000
2 Compensation and Per		
3 Diem of Officers and		
4 Employeecs.....	—	1,044,759
5 Expenses of Members	—	215,000
6 Repairs and Altercations	—	30,000
7 Current Expenses and		
8 Contingent Fund	—	510,000
9 Computer Supplies	—	15,000
10 Computer Systems	—	85,000
11 Printing Blue Book.....	—	190,000
12 Total	\$ —	\$ 2,366,759

13 The appropriations for the senate for the fiscal year
 14 1988-89 are to remain in full force and effect and are
 15 hereby reappropriated to June 30, 1990. Any balances
 16 so reappropriated may be transferred and credited to
 17 the 1989-90 accounts.

18 Upon the written request of the clerk of the senate,
19 the auditor shall transfer amounts between items of the
20 total appropriation in order to protect or increase the
21 efficiency of the service.

22 The clerk of the senate, with the approval of the
23 president, is authorized to draw his requisitions upon
24 the auditor, payable out of the Current Expenses and
25 Contingent Fund of the senate, for any bills for supplies
26 and services that may have been incurred by the senate
27 and not included in the appropriation bill, for supplies
28 and services incurred in preparation for the opening, the
29 conduct of the business and after adjournment of any
30 regular or extraordinary session, and for the necessary
31 operation of the senate offices, the requisitions for the
32 same to be accompanied by bills to be filed with the
33 auditor.

34 The clerk of the senate, with the written approval of
35 the president, or the president of the senate shall have
36 authority to employ such staff personnel during any
37 session of the Legislature as shall be needed in addition
38 to staff personnel authorized by the senate resolution
39 adopted during any such session. The clerk of the senate,
40 with the written approval of the president, or the
41 president of the senate shall have authority to employ
42 such staff personnel between sessions of the Legislature
43 as shall be needed, the compensation of all staff
44 personnel during and between sessions of the Legisla-
45 ture, notwithstanding any such senate resolution, to be
46 fixed by the president of the senate. The clerk is hereby
47 authorized to draw his requisitions upon the auditor for
48 the payment of all such staff personnel for such services,
49 payable out of the appropriation for Compensation and
50 Per Diem of Officers and Employees or Current
51 Expenses and Contingent Fund of the senate.

52 For duties imposed by law and the senate, the clerk
53 of the senate shall be paid a monthly salary as provided
54 in the senate resolution adopted February 1989 and
55 payable out of the amount appropriated for Compensa-
56 tion and Per Diem of Officers and Employees.

57 The distribution of the blue book shall be by the office

58 of the clerk of the senate and shall include seventy-five
 59 copies for each member of the Legislature and two
 60 copies for each classified and approved high and junior
 61 high school and one for each elementary school within
 62 the state.

2—*House of Delegates*

Acct. No. 1020

1	Compensation of Members ..	\$	—	\$	850,630
2	Compensation and				
3	Per Diem of Officers				
4	and Employees.....		—		575,938
5	Expenses of Members		—		630,750
6	Current Expenses and				
7	Contingent Fund		—		1,224,780
8	Total	\$	—	\$	3,282,098

9 The appropriations for the house of delegates for the
 10 fiscal year 1988-89 are to remain in full force and effect
 11 and are hereby reappropriated to June 30, 1990. Any
 12 balances so reappropriated may be transferred and
 13 credited to the 1989-90 accounts.

14 Upon the written request of the clerk of the house of
 15 delegates, the auditor shall transfer amounts between
 16 items of that total appropriation in order to protect or
 17 increase the efficiency of the service.

18 The clerk of the house of delegates, with the approval
 19 of the speaker, is authorized to draw his requisitions
 20 upon the auditor, payable out of the Current Expenses
 21 and Contingent Fund of the house of delegates, for any
 22 bills for supplies and services that may have been
 23 incurred by the house of delegates and not included in
 24 the appropriation bill, for bills for services and supplies
 25 incurred in preparation for the opening of the session
 26 and after adjournment, and for the necessary operation
 27 of the house of delegates' offices, the requisitions for the
 28 same to be accompanied by bills to be filed with the
 29 auditor.

30 The speaker of the house of delegates, upon approval
 31 of the house committee on rules, shall have authority to
 32 employ such staff personnel during and between

33 sessions of the Legislature as shall be needed, in addition
 34 to personnel designated in the house resolution, and the
 35 compensation of all personnel shall be as fixed in such
 36 house resolution for the session, or fixed by the speaker,
 37 with the approval of the house committee on rules,
 38 during and between sessions of the legislature, notwith-
 39 standing such house resolution. The clerk of the house
 40 is hereby authorized to draw requisitions upon the
 41 auditor for such services, payable out of the appropri-
 42 ation for the Compensation and Per Diem of Officers
 43 and Employees or Current Expenses and Contingent
 44 Fund of the house of delegates.

45 For duties imposed by law and by the house of
 46 delegates, including salary allowed by law as keeper of
 47 the rolls, the clerk of the house of delegates shall be paid
 48 a monthly salary as provided in the house resolution,
 49 unless increased between sessions under the authority of
 50 the speaker, with the approval of the house committee
 51 on rules, and payable out of the appropriation for
 52 Compensation and Per Diem of Officers and Employees
 53 or Current Expenses and Contingent Fund of the house
 54 of delegates.

3—Joint Expenses

Acct. No. 1030

(WV Code Chapter 4)

1	Joint Committee on			
2	Government and Finance	\$	—	\$ 4,454,223
3	Legislative Printing		—	790,000
4	Legislative Rule-Making			
5	Review Committee		—	126,500
6	National Conference of			
7	State Legislatures		—	—0—
8	Education Commission			
9	of the States		—	—0—
10	National Association of			
11	State Auditors,			
12	Comptrollers			
13	and Treasurers		—	—0—
14	Governmental Accounting			
15	Standards Board		—	—0—

16	Council of State		
17	Governments	—	—0—
18	Total	\$ —	\$ 5,370,723

19 The appropriation for Joint Expenses for the fiscal
20 year 1988-89 is to remain in full force and effect and
21 is hereby reappropriated to June 30, 1990. Any balances
22 so reappropriated may be transferred and credited to
23 the 1989-90 accounts.

24 Upon written request of the clerk of the senate, with
25 the approval of the president of the senate, and the clerk
26 of the house of delegates, with approval of the speaker
27 of the house of delegates, and a copy to the legislative
28 auditor, the auditor shall transfer amounts between
29 items of the total appropriation in order to protect or
30 increase the efficiency of the service.

JUDICIAL

4—Supreme Court—General Judicial

Acct. No. 1110

1	Personal Services	\$ —	\$ 19,074,003
2	Annual Increment	—	160,000
3	Other Expenses	—	2,850,000
4	Judges' Retirement		
5	System	—	1,174,400
6	Other Court Costs	—	2,200,000
7	Judicial Training		
8	Program	—	250,000
9	Mental Hygiene Fund	—	400,000
10	Social Security Matching ...	—	1,420,000
11	Public Employees		
12	Retirement Matching	—	1,650,000
13	Public Employees		
14	Health Insurance	—	1,520,000
15	Board of Risk and		
16	Insurance Management ..	—	—0—
17	Total	\$ —	\$ 30,698,403

18 Any unexpended balances remaining in this appropri-
19 ation at the close of the fiscal year 1988-89 are hereby
20 reappropriated for expenditure during the fiscal year

21 1989-90. Any balances so reappropriated may be
 22 transferred and credited to the 1989-90 accounts.

23 The appropriation shall be administered by the
 24 administrative director of the supreme court of appeals,
 25 who shall draw his requisitions for warrants in payment
 26 in the form of payrolls, making deductions therefrom as
 27 required by law for taxes and other items.

28 The appropriation for Judges' Retirement System is
 29 to be transferred to the judges' retirement fund, in
 30 accordance with the law relating thereto, upon requisi-
 31 tion of the administrative director of the supreme court
 32 of appeals.

EXECUTIVE

5—Governor's Office

(WV Code Chapter 5)

Acct. No. 1200

1	Salary of Governor	\$	—	\$	72,000
2	Unclassified		—		<u>1,280,696</u>
3	Total	\$	—	\$	1,352,696

6—Governor's Office—Custodial Fund

(WV Code Chapter 5)

Acct. No. 1230

1	Unclassified—Total	\$	—	\$	339,739
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2 To be used for current general expenses, including
 3 compensation of employees, household maintenance, cost
 4 of official functions and additional household expenses
 5 occasioned by such official functions.

*7—Governor's Office—
 Civil Contingent Fund*

(WV Code Chapter 5)

Acct. No. 1240

1	Humanities Foundation				
2	Grants.....	\$	—	\$	200,000
3	Unclassified—	\$	—		<u>712,500</u>
4	Total	\$	—	\$	912,500

5 Any unexpended balance remaining in the appropri-
 6 ation (account no. 1240-06) at the close of the fiscal year
 7 1988-89 is hereby reappropriated for expenditure
 8 during the fiscal year 1989-90.

9 From this appropriation there may be expended, at
 10 the discretion of the governor, an amount not to exceed
 11 \$1,000 as West Virginia's contribution to the Interstate
 12 Oil Compact Commission.

*8—Governor's Office—
 Debt Service*

(WV Code Chapter 5)

Acct. No. 1250

1	Pneumoconiosis Fund			
2	(Debt Service)	\$	—	\$ —0—
3	Loan Fund—(Debt Service) ..		—	\$ —0—
4	Total	\$	—	\$ —0—

9—Auditor's Office—General Administration

(WV Code Chapter 12)

Acct. No. 1500

1	Salary of Auditor	\$	—	\$ 46,800
2	Other Personal Services		—	1,461,929
3	Annual Increment		—	28,440
4	Employee Benefits		—	406,112
5	Unclassified		—	584,175
6	Total	\$	—	\$ 2,527,456

10—Treasurer's Office

(WV Code Chapter 12)

Acct. No. 1600

1	Salary of Treasurer	\$	—	\$ 50,400
2	Other Personal Services		—	496,510
3	Annual Increment		—	7,128
4	Employee Benefits		—	144,465
5	Unclassified		—	202,130
6	Total	\$	—	\$ 900,633

*11—Treasurer's Office—
School Building Sinking Fund*

(WV Code Chapter 12)

Acct. No. 1650

1 Total \$ — \$ 13,346,500
2 Any unexpended balance remaining in the appropri-
3 ation for Treasurer's Office—School Building Sinking
4 Fund (account no. 1650-06) at the close of the fiscal year
5 1988-89 is hereby reappropriated for expenditure
6 during the fiscal year 1989-90.

12—Attorney General

(WV Code Chapters 5, 14, 46 and 47)

Acct. No. 2400

1 Salary of Attorney
2 General..... \$ — \$ 50,400
3 Other Personal Services — 1,831,360
4 Annual Increment — 15,480
5 Employee Benefits — 423,351
6 Asbestos Litigation Fund ... — 360,000
7 Unclassified — 417,603
8 Total \$ — \$ 3,098,194

9 Any unexpended balance remaining in the appropri-
10 ation for Publication of Reports and Opinions (account
11 no. 2400-05) at the close of the fiscal year 1988-89 is
12 hereby reappropriated for expenditure during the fiscal
13 year 1989-90.

14 When legal counsel or secretarial help is appointed by
15 the attorney general for any state spending unit, this
16 account shall be reimbursed from such unit's appropri-
17 ated account.

13—Secretary of State

(WV Code Chapters 3, 5 and 59)

Acct. No. 2500

1 Salary of Secretary
2 of State..... \$ — \$ 43,200

13 [Enr. Com. Sub. for H. B. 2180

3	Other Personal Services	—	441,526
4	Annual Increment	—	4,248
5	Employee Benefits	—	140,552
6	Unclassified	—	149,828
7	Special Election	—	1,184,994
8	Total	\$ —	\$ 1,964,348

14—State Elections Commission

(WV Code Chapter 3)

Acct. No. 2600

1	Unclassified—Total	\$ —	\$ 11,400
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15—Department of Agriculture

(WV Code Chapter 19)

Acct. No. 5100

1	Salary of		
2	Commissioner	\$ —	\$ 46,800
3	Other Personal		
4	Services	—	2,045,456
5	Annual Increment	—	46,476
6	Employee Benefits	—	597,519
7	Unclassified	1,699,588	669,032
8	Total	\$ 1,699,588	\$ 3,405,283

9 Out of the above general revenue funds a sum may
 10 be used to match federal funds for the eradication and
 11 control of pest and plant disease.

16—Farm Management Commission

(WV Code Chapter 19)

Acct. No. 5110

1	Personal Services	\$ —	\$ 592,940
2	Annual Increment	—	16,848
3	Employee Benefits	—	195,954
4	Unclassified	—	901,373
5	Total	\$ —	\$ 1,707,115

17—Department of Agriculture—
Soil Conservation Committee

(WV Code Chapter 19)

Acct. No. 5120

1	Personal Services	\$	—	\$	304,748
2	Annual Increment		—		4,400
3	Employee Benefits		—		83,288
4	Construction, Maintenance				
5	and Emergency Repairs ..		—		1,259,919
6	Unclassified		—		88,393
7	Total	\$	—	\$	1,740,748

18—Department of Agriculture—
Division of Rural Resources
(Matching Fund)

(WV Code Chapter 19)

Acct. No. 5130

1	Personal Services	\$	—	\$	449,585
2	Annual Increment		—		11,952
3	Employee Benefits		—		147,511
4	Unclassified		—		226,825
5	Total	\$	—	\$	835,873

6 Any part or all of this appropriation from the general
7 revenue may be transferred to a special revenue fund
8 for the purpose of matching federal funds for the above-
9 named program.

19—Department of Agriculture—
Meat Inspection

(WV Code Chapter 19)

Acct. No. 5140

1	Personal Services	\$	—	\$	249,600
2	Annual Increment		—		7,055
3	Employee Benefits		—		45,940
4	Unclassified		604,118		80,042
5	Total	\$	604,118	\$	382,637

6 Any part or all of this appropriation from general
7 revenue may be transferred to a special revenue fund

8 for the purpose of matching federal funds for the above-
9 named program.

*20—Department of Agriculture—
Agricultural Awards*

(WV Code Chapter 19)

Acct. No. 5150

1	Agricultural Awards	\$	—	\$	66,500
2	Fairs and Festivals		—		186,627
3	Total	\$	—	\$	253,127

DEPARTMENT OF ADMINISTRATION

*21—Department of Administration—
Office of the Secretary*

(WV Code Chapter 5F)

Acct. No. 2050

1	Unclassified—Total	\$	—	\$	187,500
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*22—Division of Finance
and Administration*

(WV Code Chapter 5A)

Acct. No. 2100

1	Personal Services	\$	—	\$	1,923,766
2	Annual Increment		—		40,000
3	Employee Benefits		—		576,986
4	Unclassified		2,410,451		1,728,713
5	Fire Service Fee		—		39,000
6	National Governors'				
7	Association		—		57,400
8	Southern States				
9	Energy Board		—		23,938
10	Total	\$	2,410,451	\$	4,389,803

11 Any unexpended balance remaining in the appropri-
12 ation (1) Retrofit Elevator in Attorney General's Section
13 and (2) Retrofit Other Elevators in the Capitol Building
14 (account no. 2100-28) at the close of the fiscal year 1988-

15 89 is hereby reappropriated for expenditure during the
16 fiscal year 1989-90.

17 There is hereby established a revolving fund for
18 postage meter service requirements for all spending
19 units operating from the general revenue fund, from
20 special revenue funds or receiving reimbursement for
21 postage from the federal government.

22 Each spending unit shall be charged monthly for all
23 postage meter service and shall reimburse the revolving
24 fund monthly for all such amounts.

25 The division of highways shall reimburse account no.
26 8148-42 for all actual expenses incurred pursuant to the
27 provisions of section thirteen, article two-a, chapter
28 seventeen of the code.

*23—Board of Risk and
Insurance Management*

(WV Code Chapter 29)

Acct. No. 2250

1	Personal Services	\$	—		\$	12,000
2	Employec Benefits		—			—0—
3	Unclassified		—			4,169,291
4	Total	\$	—		\$	4,181,291

5 The Unclassified item of appropriation herein in-
6 cludes funding for the purpose of paying premiums, self-
7 insurance losses, loss adjustment expenses and loss
8 prevention engineering fees for property, casualty and
9 fidelity insurance for the various state agencies, except
10 those operating from special revenue funds, with such
11 special revenue fund agencies to be billed by the state
12 board of insurance and with such costs to be a proper
13 charge against such spending units.

14 These funds may be transferred to a special account
15 for the payment of premiums, self-insurance losses, loss
16 adjustment expenses and loss prevention engineering
17 fees and may be transferred to a special account for
18 disbursement for payment of premiums and insurance
19 losses.

24—*Commission on Uniform State Laws*

(WV Code Chapter 29)

Acct. No. 2450

1	Unclassified—Total	\$	—	\$	15,000
2	To pay expenses of members of the commission on				
3	uniform state laws.				

25—*Teachers' Retirement System*

(WV Code Chapter 18)

Acct. No. 2980

1	Unclassified—Total	\$	—	\$	11,849,969
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26—*Division of Personnel of the
Civil Service System and the
Civil Service Commission*

(WV Code Chapter 29)

Acct. No. 5840

1	Personal Services	\$	—	\$	780,718
2	Annual Increment		—		15,012
3	Employee Benefits		—		224,895
4	Unclassified		—		166,676
5	Total	\$	—	\$	1,187,301

6 The director shall maintain accurate records reflect-
 7 ing the cost of administering the provisions of this
 8 appropriation. At the close of each quarter-year period,
 9 the director shall summarize the cost and shall bill each
 10 department, commission, board or agency which re-
 11 ceives support from any funds other than the general
 12 revenue fund for a prorata share of the administrative
 13 cost based on the relationship between the quarterly
 14 average number of employees in the service of such
 15 department, commission, board or agency and the
 16 quarterly average number of employees in the service
 17 of all the departments, commissions, boards and
 18 agencies of the state for the appropriate calendar
 19 quarter.

20 This reimbursement is to be deposited in the general
 21 revenue fund.

27—Public Legal Services Council

(WV Code Chapter 29)

Acct. No. 5900

1	Personal Services	\$	—	\$	234,585
2	Annual Increment		—		2,556
3	Employee Benefits		—		54,130
4	Unclassified		—		6,170,267
5	Total	\$	—	\$	6,461,538
6	Any unexpended balances remaining in the appropri-				
7	ations for Appointed Counsel Fees (account no. 5900-11)				
8	and Unclassified (account no. 5900-18) at the close of the				
9	fiscal year 1988-89 are hereby reappropriated for				
10	expenditure during the fiscal year 1989-90.				

28—Education and State Employees Grievance Board

(WV Code Chapter 18)

Acct. No. 6015

1	Personal Services	\$	—	\$	337,417
2	Annual Increment		—		2,196
3	Employee Benefits		—		73,902
4	Unclassified		—		128,990
5	Total	\$	—	\$	542,505

29—Public Employees Retirement System

(WV Code Chapter 5)

Acct. No. 6140

1	Supplemental Benefits for				
2	Annuitants—Total	\$	—	\$	2,030,000
3	The division of highways, division of motor vehicles,				
4	workers' compensation commissioner, public service				
5	commission and other departments or divisions operat-				
6	ing from special revenue funds and/or federal funds				
7	shall pay their proportionate share of the retirement				
8	costs for their respective divisions. When specific				
9	appropriations are not made, such payments may be				
10	made from the balances in the various special revenue				
11	funds in excess of specific appropriations.				

30—Public Employees Insurance Agency

(WV Code Chapter 5)

Acct. No. 6150

1 Unclassified—Total \$ — \$ —0—

2 The above appropriation and any special revenue
3 received are intended to cover employers' contribution
4 as defined in article sixteen, chapter five of the code.

5 The division of highways, division of motor vehicles,
6 workers' compensation commissioner, public service
7 commission and other departments or divisions operat-
8 ing from special revenue funds and/or federal funds
9 shall pay their proportionate share of the public
10 employees health insurance cost for their respective
11 divisions. When specific appropriations are not made,
12 such payments may be made from the balances in the
13 various special revenue funds in excess of specific
14 appropriations.

31—Ethics Commission

(WV Code Chapter 6B)

Acct. No. 6155

1 Unclassified—Total \$ — \$ 400,000

**DEPARTMENT OF COMMERCE, LABOR
AND ENVIRONMENTAL RESOURCES**

*32—Department of Commerce, Labor
and Environmental Resources—
Office of the Secretary*

(WV Code Chapter 5F)

Acct. No. 1205

1 Unclassified—Total \$ — \$ 187,500

*33—Office of Community and
Industrial Development*

(WV Code Chapter 5B)

Acct. No. 1210

1 Personal Services \$ — \$ 1,954,784
2 Annual Increment — 23,565

3	Employee Benefits	—	435,192
4	Unclassified	<u>12,774,444</u>	<u>3,165,107</u>
5	Total	\$12,774,444	\$ 5,578,648

1 Any unexpended balances remaining in the appropri-
 2 ations for Partnership Grants (account no. 1210-15) and
 3 Flood (account no. 1210-19) at the close of the fiscal year
 4 1988-89 are hereby reappropriated for expenditure
 5 during the fiscal year 1989-90.

*34—Office of Community and Industrial
 Development—Emergency Employment,
 Training and Education*

(WV Code Chapter 5)

Acct. No. 1220

1 Any unexpended balances remaining in the appropri-
 2 ations for Emergency Jobs Program—Public Service
 3 Jobs (account no. 1220-05) at the close of the fiscal year
 4 1988-89 is hereby reappropriated for expenditure
 5 during the fiscal year 1989-90.

*35—Resource Recovery—
 Solid Waste Disposal Authority*

(WV Code Chapter 16)

Acct. No. 4020

1	Personal Services	\$ —	\$ 71,124
2	Annual Increment	—	1,008
3	Employee Benefits	—	16,955
4	Unclassified	<u>—</u>	<u>26,449</u>
5	Total	\$ —	\$ 115,536

36—Division of Labor

(WV Code Chapters 21 and 47)

Acct. No. 4500

1	Personal Services	\$ —	\$ 845,028
2	Annual Increment	—	10,008
3	Employee Benefits	—	282,235
4	Unclassified	<u>298,836</u>	<u>158,857</u>
5	Total	\$ 298,836	\$ 1,296,128

37—Division of Commerce

(WV Code Chapter 5B)

Acct. No. 4625

1	Personal Services	\$	—	\$	6,773,716
2	Annual Increment		—		201,404
3	Employee Benefits		—		2,366,094
4	Unclassified		400,000		—0—
5	Total	\$	400,000	\$	9,341,214

6 Any unexpended balances remaining in the appropri-
 7 ations for Cacapon State Park (account no. 4625-65) and
 8 Capital Outlay (account no. 4625-10) at the close of the
 9 fiscal year 1988-89 are hereby reappropriated for
 10 expenditure during the fiscal year 1989-90.

11 Any revenue derived from mineral extraction at any
 12 state park shall be deposited in a special revenue
 13 account of the division of commerce, first for bond debt
 14 payment purposes and with any remainder to be for
 15 park operation and improvement purposes.

16 The Blennerhassett Historical State Park, account
 17 number 5660, funding is now included in lines 1, 2, 3,
 18 4, and 5.

*38—Board of Coal Mine
 Health and Safety*

(WV Code Chapter 22)

Acct. No. 4720

1	Personal Services	\$	—	\$	45,992
2	Annual Increment		—		288
3	Employee Benefits		—		8,460
4	Unclassified		—		8,595
5	Total	\$	—	\$	63,335

*39—Interstate Commission on
 Potomac River Basin*

(WV Code Chapter 29)

Acct. No. 4730

1 West Virginia's

2	Contribution			
3	to the Interstate			
4	Commission on			
5	Potomac River Basin—			
6	Total	\$	—	\$ 25,620

*40—Ohio River Valley Water
Sanitation Commission*

(WV Code Chapter 29)

Acct. No. 4740

1	West Virginia's			
2	Contribution to the			
3	Ohio River Valley			
4	Water Sanitation			
5	Commission—			
6	Total	\$	—	\$ 85,725

*41—Coal Mine Safety and
Technical Review Committee*

(WV Code Chapter 22)

Acct. No. 4750

1	Personal Services	\$	—	\$ 7,680
2	Employee Benefits		—	1,312
3	Unclassified		—	63,307
4	Total	\$	—	\$ 72,299

*42—Air Pollution
Control Commission*

(WV Code Chapter 16)

Acct. No. 4760

1	Personal Services	\$	—	\$ 571,709
2	Annual Increment		—	6,684
3	Employee Benefits		—	156,519
4	Unclassified		1,242,415	196,090
5	Total	\$	1,242,415	\$ 931,002

43—Division of Energy

(WV Code Chapter 22)

Acct. No. 4775

1	Personal Services	\$	—	\$	4,458,780
2	Annual Increment		—		78,000
3	Employee Benefits		—		1,192,714
4	Unclassified		<u>97,573,930</u>		<u>1,112,477</u>
5	Total	\$	<u>97,573,930</u>	\$	<u>6,841,971</u>

44— Division of Forestry

(WV Code Chapter 19)

Acct. No. 5160

1	Personal Services	\$	—	\$	1,993,795
2	Annual Increment		—		42,768
3	Employee Benefits		—		363,933
4	Unclassified		<u>320,610</u>		<u>526,759</u>
5	Total	\$	<u>320,610</u>	\$	<u>2,927,255</u>

6 Out of the above general revenue funds, a sum may
7 be used to match federal funds for cooperative studies
8 or other funds for similar purposes.

45—Geological and Economic Survey

(WV Code Chapter 29)

Acct. No. 5200

1	Personal Services	\$	—	\$	1,186,339
2	Annual Increment		—		19,404
3	Employee Benefits		—		316,589
4	Unclassified		<u>627,000</u>		<u>163,559</u>
5	Total	\$	<u>627,000</u>	\$	<u>1,685,891</u>

6 The Unclassified appropriation includes funding to
7 secure federal and other contracts and may be trans-
8 ferred to a special revenue account for the purpose of
9 providing advance funding for such contracts.

10 Any unexpended balance remaining in the appropri-
11 ation To Secure Federal and Other Contracts (account
12 no. 5200-07) at the close of the fiscal year 1988-89 is
13 hereby reappropriated for expenditure during the fiscal
14 year 1989-90.

46—Water Resources Board

(WV Code Chapter 20)

Acct. No. 5640

1	Personal Services	\$	—	\$	62,012
2	Annual Increment		—		792
3	Employee Benefits		—		13,023
4	Unclassified		—		49,039
5	Total	\$	—	\$	124,866

47—Division of Natural Resources

(WV Code Chapter 20)

Acct. No. 5650

1	Personal Services	\$	—	\$	2,834,016
2	Annual Increment		—		67,968
3	Employee Benefits		—		799,276
4	Black Fly Control				
5	Spraying Project		—		230,000
6	Unclassified		10,616,851		777,788
7	Total	\$	10,616,851	\$	4,709,048

48—Blennerhassett Historical
Park Commission

(WV Code Chapter 29)

Acct. No. 5660

1	Personal Services	\$	—	\$	—0—
2	Annual Increment		—		—0—
3	Employee Benefits		—		—0—
4	Unclassified		—		—0—
5	Total	\$	—	\$	—0—

6 Any unexpended balances remaining in the appropri-
 7 ations for Blennerhassett Island (account no. 5660-07)
 8 and in the item in this account designated Unclassified
 9 at the close of the fiscal year 1988-89 is hereby
 10 reappropriated for expenditure during the fiscal year
 11 1989-90.

49—*Water Development Authority*

(WV Code Chapter 20)

Acct. No. 5670

1 Unclassified—Total \$18,919,200 \$ —0—

2 Any unexpended balances remaining in the appropri-
 3 ations for Phase III Hardship Grants (account no. 5670-
 4 08), Hardship Grants (account no. 5670-10), Loan and
 5 Grant Program (account no. 5670-17) and Capital
 6 Outlay-Sewer (account no. 5670-20) at the close of the
 7 fiscal year 1988-89 are hereby reappropriated for
 8 expenditure during the fiscal year 1989-90.

DEPARTMENT OF EDUCATION

50—*State Department of Education*

(WV Code Chapters 18 and 18A)

Acct. No. 2860

1	Personal Services	\$	—	\$	2,654,931
2	Annual Increment		—		42,781
3	Employee Benefits		—		923,538
4	Unclassified		3,163,800		7,531,400
5	Education of				
6	Institutionalized				
7	Juveniles		—		1,213,042
8	Total	\$	3,163,800	\$	12,365,692

9 The above appropriation includes the state board of
 10 education and their executive office.

51—*State Department of Education—*

School Lunch Program

(WV Code Chapters 18 and 18A)

Acct. No. 2870

1	Personal Services	\$	—	\$	156,684
2	Annual Increment		—		3,708
3	Employee Benefits		—		59,954
4	Unclassified		51,029,681		1,722,724
5	Total	\$	51,029,681	\$	1,943,070

52—*State Board of Education—
Vocational Division*

(WV Code Chapters 18 and 18A)

Acct. No. 2890

1	Personal Services	\$	—	\$	665,100
2	Annual Increment		—		10,000
3	Employee Benefits		—		183,738
4	Unclassified		10,344,779		11,776,876
5	Albert Yanni				
6	Vocational Program		—		325,000
7	Total		\$10,344,779	\$	12,960,714

53—*State Department of Education—
State Aid to Schools*

(WV Code Chapters 18 and 18A)

Acct. No. 2950

1	Unclassified	\$	—	\$	—0—
2	Professional Educators		—		481,692,211
3	Salary Equity		—		11,274,055
4	Service Personnel		—		174,086,119
5	Fixed Charges		—		240,400,000
6	Transportation		—		23,734,641
7	Administration		—		6,179,454
8	Other Current Expenses		—		83,796,821
9	Improve Instructional				
10	Programs		—		45,952,893
11	Rural Loss Assistance		—		305,976
12	Basic Foundation				
13	Allowances		—		1,067,422,170
14	Less Local Share		—		(143,314,077)
15	Total Basic State Aid		—		924,108,093
16	Increased Enrollment		—		400,000
17	Incentive for Administration		—		9,876
18	Total	\$	—	\$	924,517,969

54—*State Department of Education—
Aid for Exceptional Children*

(WV Code Chapters 18 and 18A)

Acct. No. 2960

1	Unclassified—Total	\$24,133,000	\$	—0—
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55—*West Virginia Schools for the Deaf and the Blind*

(WV Code Chapters 18 and 18A)

Acct. No. 3330

1	Personal Services	\$	—	\$	3,914,782
2	Annual Increment		—		5,040
3	Employee Benefits		—		940,167
4	Unclassified		—		1,304,807
5	Total	\$	—	\$	6,164,796

56—*State FFA-FHA Camp and Conference Center*

(WV Code Chapters 18 and 18A)

Acct. No. 3360

1	Personal Services	\$	—	\$	131,996
2	Annual Increment		—		2,989
3	Employee Benefits		—		24,727
4	Unclassified		—		68,175
5	Total	\$	—	\$	227,887

57—*State Board of Rehabilitation—
Division of Rehabilitation Services*

(WV Code Chapter 18)

Acct. No. 4405

1	Personal Services	\$	—	\$	4,413,458
2	Annual Increment		—		276,480
3	Employee Benefits		—		2,189,455
4	Unclassified		26,911,000		3,851,979
5	Certification of the				
6	Rehabilitation Center		—		500,000
7	Total	\$	26,911,000	\$	11,231,372

**DEPARTMENT OF EDUCATION
AND THE ARTS**

58—*Department of Education and the Arts—
Office of the Secretary*

(WV Code Chapter 5F)

Acct. No. 2755

1	Underwood-Smith			
2	Scholarship Program	\$	—	\$ 400,000
3	Market Pay Adjustment		—	225,000
4	Unclassified	\$	—	187,500
5	Total	\$	—	\$ 812,500

*59—Board of Directors of
State College System*

Control Account

(WV Code Chapter 18B)

Acct. No. 2785

1	Unclassified—Total			\$ 66,694,541
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60—Board of Regents (Control)

(WV Code Chapter 18)

Acct. No. 2790

1	Unclassified—Total	\$	—	\$ —0—
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*61—Board of Trustees of the
University System of West Virginia*

(Board of Regents)

Control Account

(WV Code Chapter 18B)

Acct. No. 2795

1	Unclassified—Total			\$123,201,844
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*62—Board of Trustees of the University System
of West Virginia Board of Directors of the
State College System*

(Board of Regents)

Consolidated Staff Account

(WV Code Chapter 18B)

Acct. No. 2800

1	Personal Services	\$	—	\$ —0—
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2	Annual Increment	—	—0—
3	Employee Benefits	—	—0—
4	Unclassified	—	—0—
5	Unclassified (Central Office)	—	1,204,682
6	Higher Education Grant		
7	Program	—	3,595,000
8	Contract Tuition Program...	—	681,000
9	Eminent Scholars Program	—	150,000
10	Total	\$ —	\$ 5,630,682

11 Any unexpended balance remaining in the appropri-
 12 ation for Asbestos Litigation (account no. 2800-21) at the
 13 close of the fiscal year 1988-89 is hereby reappropriated
 14 for expenditure during the fiscal year 1989-90.

63—School of Osteopathic Medicine

(WV Code Chapter 18)

Acct. No. 2810

1	Unclassified—Total	\$ —	\$ —0—
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64—Marshall University—Medical School

(WV Code Chapter 18)

Acct. No. 2840

1	Unclassified—Total	\$ —	\$ —0—
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*65—West Virginia University—
Schools of Health Sciences*

(WV Code Chapter 18)

Acct. No. 2850

1	Unclassified—Total	\$ —	\$ —0—
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2 May be transferred to West Virginia University—
 3 medical school fund upon requisition of the governor.

*66—Board of Trustees of the
University System of West Virginia*

(Board of Regents)

Medical Schools and Health Science Center Account

(WV Code Chapter 18B)

Acct. No. 2855

1	Unclassified—Total	\$	—	\$	46,977,475
	<i>67—Educational Broadcasting Authority</i>				
	(WV Code Chapter 10)				

Acct. No. 2910

1	Personal Services	\$	—	\$	84,867
2	Annual Increment		—		648
3	Employee Benefits		—		649,948
4	Unclassified		1,423,800		4,886,010
5	Total	\$	1,423,800	\$	5,621,473

6 The Unclassified appropriation includes funding for
 7 the construction and operation of regional ETV and
 8 radio stations. These funds may be transferred to special
 9 revenue accounts for matching college, university, city,
 10 county, federal and/or other generated revenue.

68—Library Commission

(WV Code Chapter 10)

Acct. No. 3500

1	Personal Services	\$	—	\$	944,951
2	Annual Increment		—		22,536
3	Employee Benefits		—		257,861
4	Unclassified		1,137,593		6,570,574
5	Total	\$	1,137,593	\$	7,795,922

69—Division of Culture and History

(WV Code Chapter 29)

Acct. No. 3510

1	Personal Services	\$	—	\$	1,107,990
2	Annual Increment		—		13,806
3	Project 2021		—		325,000
4	Employee Benefits		—		379,177
5	Unclassified		1,946,250		2,452,003
6	Total	\$	1,946,250	\$	4,277,976

7 The Unclassified appropriation includes funding for
 8 the Arts Fund, Department Programming Funds,

9 Grants, Fairs and Festivals and Washington Carver
 10 Camp and shall be expended only upon authorization of
 11 the division of culture and history and in accordance
 12 with the provisions of chapter five-a and article three,
 13 chapter twelve of the code.

14 All federal moneys received as reimbursement to the
 15 division of culture and history for moneys expended
 16 from the general revenue fund for the Arts Fund and
 17 Historical Preservation are hereby reappropriated for
 18 the purposes as originally made, including personal
 19 services, current expenses and equipment.

**DEPARTMENT OF HEALTH
 AND HUMAN RESOURCES**

*70—Department of Health and Human
 Resources—Office of the Secretary*

(WV Code Chapter 5F)

Acct. No. 3990

1 Unclassified—Total \$ — \$ 187,500

*71—Division of Health—
 Central Office*

(WV Code Chapter 16)

Acct. No. 4000

1	Personal Services	\$	—	\$	5,130,530
2	Menden-Shaffer Study		—		25,000
3	Annual Increment		—		100,000
4	Corporate Nonprofit				
5	Community Health				
6	Centers—F.M.H.A.				
7	Mortgage Finance		—		105,913
8	Employee Benefits		—		1,648,770
9	Unclassified		—		4,511,924
10	Total	\$	—	\$	11,522,137

11 Any unexpended balances remaining in the appropri-
 12 ations for Placement Programs for the Developmentally
 13 Disabled (account no. 4000-13), Agent Orange (account
 14 no. 4000-17) and Reimbursement to Community Mental

15 Health and Mental Retardation Centers (account no.
 16 4201-18) at the close of the fiscal year 1988-89 are
 17 hereby reappropriated for expenditure during the fiscal
 18 year 1989-90.

*72—Division of Veterans' Affairs—
 Veterans' Home*

(WV Code Chapter 9A)

Acct. No. 4010

1	Personal Services	\$	—	\$	787,169
2	Annual Increment		—		18,504
3	Employee Benefits		—		260,479
4	Unclassified		422,400		—0—
5	Total	\$	422,400	\$	1,066,152

6 Any unexpended balances remaining in the appropri-
 7 ations for Repairs and Alterations (account no. 4010-02)
 8 and Equipment (account no. 4010-03) at the close of the
 9 fiscal year 1988-89 are hereby reappropriated for
 10 expenditure during the fiscal year 1989-90.

73—Division of Veterans' Affairs

(WV Code Chapter 9A)

Acct. No. 4040

1	Personal Services	\$	—	\$	625,114
2	Annual Increment		—		13,104
3	Employee Benefits		—		206,958
4	Unclassified		—		92,029
5	Total	\$	—	\$	937,205

74—Division of Human Services

(WV Code Chapters 9, 48 and 49)

Acct. No. 4050

1	Personal Services	\$	—	\$	10,142,098
2	Annual Increment		—		478,400
3	Employee Benefits		—		3,042,782
4	Medical Services		—		99,148,917
5	Unclassified		460,944,761		52,108,489
6	Total	\$	460,944,761	\$	164,920,686

7 Medical services line item includes funding for Title
8 XIX Waiver.

75—Commission on Aging

(WV Code Chapter 29)

Acct. No. 4060

1	State Office Function			
2	Personal Services	\$	—	\$ 114,222
3	Annual Increment		—	2,268
4	Employee Benefits		—	33,971
5	Unclassified	11,085,000		7,500
6	Area Agencies on Aging			
7	Administration		—	706,032
8	Substate Ombudsman		—	262,908
9	Local Programs			
10	Service Delivery Costs		—	2,227,243
11	Attorney General		—	14,000
12	Silver Haired Legislature		—	20,000
13	Golden Mountaineer		—	22,500
14	Total	\$11,085,000	\$	3,410,644

15 Any unexpended balance remaining in the appropri-
16 ation for Senior Citizen Centers—Land Acquisition,
17 Construction Repairs and Alterations (account no. 4060-
18 10) at the close of the fiscal year 1988-89 is hereby
19 reappropriated for expenditure during the fiscal year
20 1989-90.

76—Developmental Disabilities Planning Council

Acct. No. 4080

1 Unclassified—Total \$ 686,610 \$ —

77—Consolidated Medical Service Fund

Acct. No. 4190

1	Foster Grandparents			
2	Stipends/Travel	\$	—	\$ 62,000
3	Institutional Facilities			
4	Operations	\$	—	\$ 47,068,946
5	Employee Benefits		—	15,034,308
6	Poision Control			
7	Hotline		—	250,000

8	ICF/MR Match	—	5,800,000
9	Special Olympics	—	28,000
10	State Aid to		
11	Local Agencies	—	6,700,000
12	Maternal and Child		
13	Health Clinic,		
14	Clinicians & Medical		
15	Contracts and Fees	—	2,600,000
16	Continuum of Care.....	—	850,000
17	Primary Care		
18	Contracts to Community		
19	Health Centers	—	2,705,000
20	Epidemiology Research	—	250,000
21	Grants to Counties		
22	and EMS Entities	—	1,725,000
23	Behavioral Health		
24	Program	—	28,027,000
25	Unclassified	24,182,962	—0—
26	Total	\$24,182,962	\$111,100,254

27 Any unexpended balance remaining in the appropri-
 28 ation for Placement Programs for the Developmentally
 29 Disabled (account no. 4190-16) at the close of the fiscal
 30 year 1988-89 is hereby reappropriated for expenditure
 31 during the fiscal year 1989-90.

32 The director of health, prior to the beginning of the
 33 fiscal year, shall file with the legislative auditor an
 34 expenditure schedule for each formerly separate
 35 spending unit which has been consolidated into the
 36 above account and which receives a portion of the above
 37 appropriation. He shall also, within fifteen days after
 38 the close of the six-month period of said fiscal year, file
 39 with the legislative auditor an itemized report of
 40 expenditures made during the preceding six-month
 41 period.

42 Includes funds for state match ICF-MR Group Homes.

43 Additional funds have been appropriated in account
 44 no. 8500 for operation of the medical facilities.

45 No funds from this account, or any other health
 46 department account shall be used to pay for the Court
 47 Monitor salaries or expenses.

78—*Human Rights Commission*

(WV Code Chapter 5)

Acct. No. 5980

1	Personal Services	\$	—	\$	378,376
2	Annual Increment		—		6,389
3	Employee Benefits		—		111,023
4	Unclassified		102,190		181,219
5	Total	\$	102,190	\$	677,007

79—*Women's Commission*

(WV Code Chapter 29)

Acct. No. 6000

1	Personal Services	\$	—	\$	50,893
2	Annual Increment		—		432
3	Employee Benefits		—		8,956
4	Unclassified		—		10,424
5	Total	\$	—	\$	70,705

DEPARTMENT OF PUBLIC SAFETY80—*Department of Public Safety—**Office of the Secretary*

(WV Code Chapter 5F)

Acct. No. 1255

1	Unclassified—Total	\$	—	\$	187,500
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81—*Office of Emergency Services and Advisory Council—**Division of Emergency Services*

(WV Code Chapter 15)

Acct. No. 1300

1	Personal Services	\$	—	\$	203,214
2	Annual Increment		—		5,868
3	Employee Benefits		—		57,722
4	Unclassified		805,527		11,172
5	Integrated Flood				
6	Observance Warning				
7	System—Equipment		273,000		—
8	Total	\$	1,078,527	\$	277,976

82—Board of Probation and Parole

(WV Code Chapter 62)

Acct. No. 3650

1	Salaries of Members			
2	of Board of Probation			
3	and Parole	\$	—	\$ 81,000
4	Other Personal Services		—	54,152
5	Annual Increment		—	1,188
6	Employee Benefits		—	28,930
7	Unclassified		—	21,123
8	Total	\$	—	\$ 186,393

83—Division of Corrections—
Central Office

(WV Code Chapters 25, 28, 29 and 62)

Acct. No. 3680

1	Personal Services	\$	—	\$ 380,869
2	Annual Increment		—	6,408
3	Employee Benefits		—	99,765
4	Unclassified		—	164,290
5	Total	\$	—	\$ 651,332

84—Division of Corrections—
Correctional Units

(WV Code Chapters 25, 28, 29 and 62)

Acct. No. 3770

1	Personal Services	\$	—	\$ 12,125,856
2	Annual Increment		—	182,818
3	Employee Benefits		—	3,726,355
4	Unclassified		—	8,017,158
5	Total	\$	—	\$ 24,052,187

6 Any unexpended balances remaining in the appropri-
 7 ations for Capital Outlay (account no. 3770-04) and
 8 Pruntytown Facility—Unclassified (account no. 3770-07)
 9 at the close of the fiscal year 1988-89 are hereby

10 reappropriated for expenditure during the fiscal year
 11 1989-90.

12 The commissioner of corrections, prior to the begin-
 13 ning of the fiscal year, shall file with the legislative
 14 auditor an expenditure schedule for each formerly
 15 separate spending unit which has been consolidated into
 16 the above account and which receives a portion of the
 17 above appropriation. He shall also, within fifteen days
 18 after the close of each six-month period of said fiscal
 19 year, file with the legislative auditor an itemized report
 20 of expenditures made during the preceeding six-month
 21 period. Such report shall include the total of expendi-
 22 tures made for personal services, annual increment,
 23 current expenses (inmate medical expenses and other),
 24 repairs and alterations and equipment.

85—*Division of Public Safety*

(WV Code Chapter 15)

Acct. No. 5700

1	Personal Services	\$	—	\$	15,797,532
2	Annual Increment		—		91,944
3	Employee Benefits		—		3,928,188
4	Unclassified		372,025		7,080,230
5	Total	\$	372,025	\$	26,897,894

86—*Adjutant General—State Militia*

(WV Code Chapter 15)

Acct. No. 5800

1	Personal Services	\$	—	\$	256,723
2	Annual Increment		—		5,652
3	Employee Benefits		—		430,779
4	Unclassified		2,952,101		3,413,666
5	Total	\$	2,952,101	\$	4,106,820

87—*Fire Commission*

(WV Code Chapter 29)

Acct. No. 6170

1	Personal Services	\$	—	\$	544,552
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2	Annual Increment	—	11,196
3	Employee Benefits	—	165,242
4	Unclassified	—	155,350
5	Total	\$ —	\$ 876,340

DEPARTMENT OF TAX AND REVENUE

88—Department of Tax and Revenue

Office of the Secretary

(WV Code Chapter 5F)

Acct. No. 1680

1	Unclassified--Total	\$ —	\$ 187,500
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89—Municipal Bond Commission

(WV Code Chapter 13)

Acct. No. 1700

1	Personal Services	\$ —	\$ 74,570
2	Annual Increment	—	1,044
3	Employee Benefits	—	20,702
4	Unclassified	—	18,697
5	Total	\$ —	\$ 115,013

90—Tax Division

(WV Code Chapter 11)

Acct. No. 1800

1	Personal Services	\$ —	\$ 8,838,180
2	Annual Increment	—	145,000
3	Employee Benefits	—	2,472,404
4	Unclassified	—	4,212,756
5	Total	\$ —	\$ 15,668,340

6 Any unexpended balance remaining in the appropri-
 7 ation for Other Expenses (account no. 1800-07) at the
 8 close of the fiscal year 1988-89 is hereby reappropriated
 9 for expenditure during the fiscal year 1989-90.

*91—Division of Professional and
 Occupational Licenses—
 State Athletic Commission*

(WV Code Chapter 29)

Acct. No. 4790

1	Unclassified—Total	\$	—	\$	5,225
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*92—Office of Nonintoxicating
Beer Commissioner*

(WV Code Chapter 11)

Acct. No. 4900

1	Personal Services	\$	—	\$	313,581
2	Annual Increment		—		4,250
3	Employee Benefits		—		79,439
4	Unclassified		—		86,773
5	Total	\$	—	\$	484,043

93—Racing Commission

(WV Code Chapter 19)

Acct. No. 4950

1	Personal Services	\$	—	\$	1,027,293
2	Annual Increment		—		8,000
3	Employee Benefits		—		256,517
4	Unclassified		—		90,000
5	Total	\$	—	\$	1,381,810

DEPARTMENT OF TRANSPORTATION

*94—Department of Transportation—
Office of the Secretary*

(WV Code Chapter 5F)

Acct. No. 4825

1	Civil Air Patrol	\$	—	\$	85,000
2	Unclassified—		—		187,500
3	Total	\$	—	\$	272,500

4 Any unexpended balance remaining in the appropri-
5 ation for Aeronautics Commission—Airport Matching
6 (account no. 1210-23) at the close of the fiscal year 1988-
7 89 is hereby reappropriated for expenditure during the
8 fiscal year 1989-90.

95—*Railroad Maintenance Authority*

(WV Code Chapter 29)

Acct. No. 5690

1	Personal Services	\$	—	\$	424,258
2	Annual Increment		—		5,364
3	Unclassified		450,000		386,561
4	Total	\$	450,000	\$	816,183

1	Total Title II, Section 1—				
2	General Revenue		—	\$	1,740,210,436

3 **Sec. 3. Appropriations from other funds.**—From
4 the funds designated there are hereby appropriated
5 conditionally upon the fulfillment of the provisions set
6 forth in article two, chapter five-a of the code, the
7 following amounts, as itemized, for expenditure during
8 the fiscal year one thousand nine hundred ninety.

9 **Sec. 4. Appropriations of federal funds.**—In accor-
10 dance with article eleven, chapter four of the code, from
11 federal funds there are hereby appropriated condition-
12 ally upon the fulfillment of the provisions set forth in
13 article two, chapter five-a of the code the following
14 amounts, as itemized, for expenditure during the fiscal
15 year one thousand nine hundred ninety.

EXECUTIVE

96—*Treasurer's Office—
Abandoned and Unclaimed Property*

(WV Code Chapters 12 and 36)

Acct. No. 8000

TO BE PAID FROM SPECIAL REVENUE FUND

		Federal Funds Fiscal Year 1989-90		Other Funds Fiscal Year 1989-90
1	Personal Services	\$	—	\$ 122,259
2	Annual Increment		—	468

3	Employee Benefits	—	21,525
4	Unclassified	—	34,238
5	Total	\$ —	\$ 178,490

*97—Auditor's Office—
Land Department Operating Fund*
(WV Code Chapters 11A, 12 and 36)
Acct. No. 8120

TO BE PAID FROM SPECIAL REVENUE FUND

1	Unclassified—Total	\$ —	\$ 11,400
2	The total amount of this appropriation shall be paid		
3	from the special revenue fund out of fees and collections		
4	as provided by law.		

98—Department of Agriculture
(WV Code Chapter 19)
Acct. No. 8180

TO BE PAID FROM SPECIAL REVENUE FUND

1	Personal Services	\$ —	\$ 209,201
2	Employee Benefits	—	37,614
3	Unclassified	—	487,663
4	Total	\$ —	\$ 734,478

5 The total amount of this appropriation shall be paid
6 from a special revenue fund out of collections made by
7 the department of agriculture as provided by law.

99—General John McCausland Memorial Farm
(WV Code Chapter 19)
Acct. No. 8194

TO BE PAID FROM SPECIAL REVENUE FUND

1	Unclassified—Total	\$ —	\$ 75,921
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Funds for the above appropriation shall be expended in accordance with article twenty-six, chapter nineteen of the code.

DEPARTMENT OF ADMINISTRATION

*100—Division of Finance and Administration—
Revolving Fund*

(WV Code Chapter 5A)

Acct. No. 8140

TO BE PAID FROM SPECIAL REVENUE FUND

1	Personal Services	\$	—	\$	700,509
2	Annual Increment		—		15,768
3	Employee Benefits		—		138,743
4	Unclassified		—		633,560
5	Total	\$	—	\$	1,488,580

6 The total amount of this appropriation shall be paid
7 from a special revenue fund as provided by article two,
8 chapter five-a of the code.

9 The above appropriation includes salaries and operat-
10 ing expenses.

11 There is hereby appropriated from this fund, in
12 addition to the above appropriation, the necessary
13 amount for the purchase of supplies for resale.

101—Division of Finance and Administration—

Information System Services Division Fund

(WV Code Chapter 5A)

Acct. No. 8151

TO BE PAID FROM SPECIAL REVENUE FUND

1	Personal Services	\$	—	\$	2,969,343
2	Annual Increment		—		49,644
3	Employee Benefits		—		528,323
4	Unclassified		—		968,840
5	Total	\$	—	\$	4,516,150

6 The total amount of this appropriation shall be paid
7 from a special revenue fund out of collections made by
8 the division of finance and administration as provided
9 by law.

10 There is hereby appropriated from this fund, in
11 addition to the above appropriation, the necessary

12 amount for the procurement of data processing equip-
 13 ment, telecommunications expenses and supplies for
 14 resale.

**DEPARTMENT OF COMMERCE, LABOR
 AND ENVIRONMENTAL RESOURCES**

102—Division of Natural Resources

(WV Code Chapter 20)

Acct. No. 8300

TO BE PAID FROM SPECIAL REVENUE FUND

1	Personal Services	\$	—	\$	4,356,331
2	Annual Increment		—		93,960
3	Employee Benefits		—		1,306,922
4	Unclassified		—		2,303,769
5	Land Purchase and				
6	Buildings		756,800		859,650
7	Total	\$	756,800	\$	8,920,632

8 Any unexpended balance remaining in the appropri-
 9 ation for Land Purchase and Buildings (account no.
 10 8300-09) at the close of the fiscal year 1988-89 is hereby
 11 reappropriated for expenditure during the fiscal year
 12 1989-90. Any unexpected balance remaining in the
 13 appropriation for Land Purchase and Building (account
 14 no. 8300-09) and Land Purchase and Building (account
 15 no. 8300-23) is reflected in the approved FY-88 Expen-
 16 diture Schedule and the June 1989 Financial Statement
 17 of the Division of Natural Resources and available for
 18 capital improvement and land purchase purposes is
 19 hereby reappropriated for expenditure in the Fiscal
 20 Year 1989-90, all in accordance with Section Thirty-
 21 Four, Article Two, Chapter Twenty of the Code.

22 The total amount of this appropriation shall be paid
 23 from a special revenue fund out of fees collected by the
 24 division of natural resources. Expenditures shall be
 25 limited to the amounts appropriated except for federal
 26 funds received and special funds collected.

103—Division of Banking

(WV Code Chapter 31A)

Acct. No. 8395

TO BE PAID FROM SPECIAL REVENUE FUND

1	Personal Services	\$	—	\$	722,737
2	Annual Increment		—		5,580
3	Employee Benefits		—		127,350
4	Unclassified		—		435,969
5	Total	\$	—	\$	1,291,636

104—Geological and Economic Survey

(WV Code Chapter 29)

Acct. No. 8589

TO BE PAID FROM SPECIAL REVENUE FUND

- 1 Unclassified—Total \$ — \$ 142,629
- 2 The above appropriation shall be used in accordance
- 3 with section four, article two, chapter twenty-nine of the
- 4 code.

DEPARTMENT OF EDUCATION

*105—State Department of Education—
Veterans' Education*

(WV Code Chapter 18)

Acct. No. 7979

TO BE PAID FROM FEDERAL FUNDS

- 1 Unclassified—Total \$ 101,336 \$ —
- 2 Expenditures from this appropriation shall not exceed
- 3 the amount to be reimbursed by the federal government.
- 4 Federal funds in excess of the amounts hereby approp-
- 5 riated may be made available by budget amendment
- 6 upon request of the state superintendent of schools and
- 7 the approval of the governor for any emergency which
- 8 might arise in the operation of this division during the
- 9 fiscal year.

**DEPARTMENT OF EDUCATION
AND THE ARTS**

106—Board of Regents—

Special Capital Improvement Fund

(WV Code Chapter 18)

Acct. No. 8830

TO BE PAID FROM SPECIAL REVENUE FUND

1 Debt Service—Total \$ — \$ 476,000

2 The total amount of this appropriation shall be paid
3 from the special capital improvement fund created in
4 section four, article twenty-four, chapter eighteen of the
5 code.

*107—Board of Regents—
State System Registration Fee—
Special Capital Improvement Fund
(Capital Improvement and Bond Retirement Fund)*

(WV Code Chapter 18)

Acct. No. 8835

TO BE PAID FROM SPECIAL REVENUE FUND

1	Debt Service	\$	—	\$	6,130,000
2	Capital Building Repairs				
3	& Alterations		—		4,500,000
4	(Supplements Operating				
5	Budgets of Colleges				
6	and Universities)				
7	Miscellaneous Projects		—		1,300,000
8	Total	\$	—	\$	11,930,000

9 Any unexpended balances remaining in prior years'
10 and 1988-89 appropriations are hereby reappropriated
11 for expenditure during the fiscal year 1989-90.

12 The total amount of this appropriation shall be paid
13 from the special capital improvement fund created by
14 section four, article twenty-four, chapter eighteen of the
15 code. Projects are to be paid on a cash basis and made
16 available from date of passage.

*108—Board of Regents—
State System Registration Fee—
Revenue Bond Construction Fund*

(WV Code Chapter 18)

Acct. No. 8845

TO BE PAID FROM SPECIAL REVENUE FUND

1	Capital Outlay	\$	—	\$	—0—
2	Marshall University				
3	Science Building				
4	Renovation		—		2,000,000
5	Fairmont State College				
6	Academic Building		—		6,500,000
7	West Virginia				
8	University Facilities				
9	Renovation		—		6,500,000
10	West Virginia				
11	Institute of Technology				
12	Science Hall				
13	Renovation		—		2,000,000
14	West Virginia				
15	Northern Community				
16	College Building				
17	Renovation		—		1,000,000
18	Bluefield State				
19	College Dickason				
20	Hall Renovation		—		500,000
21	West Liberty				
22	State College Shaw				
23	Hall Renovation		—		500,000
24	Concord College				
25	Administration Building/				
26	Science Hall				
27	Renovation		—		700,000
28	West Virginia				
29	School of Osteopathic				
30	Medicine Building				
31	Renovation		—		2,500,000
32	West Virginia				
33	State College				
34	Fleming Hall				
35	Renovation		—		500,000
36	State-Wide Computer				
37	System Upgrade		—		2,300,000
38	Total	\$	—	\$	25,000,000

39 The total amount of this appropriation shall be paid
 40 from the proceeds of revenue bonds issued pursuant to
 41 section four, article twenty four, chapter eighteen of the
 42 code. Projects are to be made available from the date
 43 of passage.

44 Any unexpended balances remaining in prior years'
 45 and the 1988-89 appropriations are hereby reappropri-
 46 ated and reauthorized for expenditure during the
 47 fiscal year 1989-90.

*109—Board of Regents—
 State System Tuition Fee—
 Special Capital Improvement Fund
 (Capital Improvement and
 Bond Retirement Fund)*

(WV Code Chapter 18)

Acct. No. 8855

TO BE PAID FROM SPECIAL REVENUE FUND

1	Debt Service	\$	—	\$ 11,150,000
2	Building and			
3	Campus Renewal		—	7,000,000
4	Dental School		—	1,200,000
5	WVU Computer		—	1,000,000
6	West Virginia			
7	Northern Community			
8	College New			
9	Martinsville		—	1,900,000
10	Total	\$	—	\$ 22,250,000

11 Any unexpended balances remaining in prior years'
 12 and 1988-89 appropriations are hereby reappropriated
 13 for expenditure during the fiscal year 1989-90.

14 The total amount of this appropriation shall be paid
 15 from the special capital improvement fund created by
 16 article twelve-b, chapter eighteen of the code. Projects
 17 are to be paid on a cash basis and made available from
 18 date of passage.

19 The above appropriation is intended to include repairs
 20 and alterations for Jackson's Mill.

*110—Board of Regents—
State System Tuition Fee—
Revenue Bond Construction Fund*

(WV Code Chapter 18)

Acct. No. 8860

TO BE PAID FROM SPECIAL REVENUE FUND

- 1 Any unexpended balances remaining in prior years'
2 and 1988-89 appropriations are hereby reappropriated
3 for expenditure during the fiscal year 1989-90.

*111—West Virginia University—
Schools of Health Sciences*

(WV Code Chapter 18)

Acct. No. 9280

TO BE PAID FROM MEDICAL SCHOOL FUND

- 1 Unclassified—Total \$ — \$ 14,664,430

- 2 Any unexpended balances remaining in the appropri-
3 ations for Capital Outlay (account no. 9280-08) and in
4 the 1988-89 appropriation for the West Virginia
5 University—Medical Center at the close of the fiscal
6 year 1988-89 are hereby reappropriated for expenditure
7 during the fiscal year 1989-90.

**DEPARTMENT OF HEALTH
AND HUMAN RESOURCES**

112—Board of Barbers and Beauticians

(WV Code Chapters 16 and 30)

Acct. No. 8220

TO BE PAID FROM SPECIAL REVENUE FUND

1	Personal Services	\$	—	\$	126,327
2	Annual Increment		—		3,492
3	Employee Benefits		—		22,705
4	Unclassified		—		90,041
5	Total	\$	—	\$	242,565

- 6 The total amount of this appropriation shall be paid

7 from a special revenue fund out of collections made by
 8 the board of barbers and bcauticians as provided by law.

113—Hospital Finance Authority

(WV Code Chapter 16)

Acct. No. 8330

TO BE PAID FROM SPECIAL REVENUE FUND

1	Personal Services	\$	—	\$	49,092
2	Annual Increment		—		437
3	Employee Benefits		—		8,632
4	Unclassified		—		70,245
5	Total	\$	—	\$	128,406

6 The total amount of this appropriation shall be paid
 7 from the special revenue fund out of fees and collections
 8 as provided by article twenty-nine-a, chapter sixteen of
 9 the code.

10 Special funds in excess of the amount herein approp-
 11 riated may be made available by budget amendment
 12 upon request of the commissioner of finance and
 13 administration and the approval of the governor.

114—State Board of Rehabilitation

Division of Rehabilitation Services

West Virginia Rehabilitation

Center—Special Account

(WV Code Chapter 18)

Acct. No. 8137

TO BE PAID FROM SPECIAL REVENUE FUND

1	Certification of the				
2	Rehabilitation Center	\$	—	\$	200,000
3	Total	\$	—	\$	200,000

115—Division of Health—

Hospital Services Revenue Account

(Special Fund)

(Capital Improvement, Renovation and Operation)

(WV Code Chapter 16)

Acct. No. 8500

TO BE PAID FROM SPECIAL REVENUE FUND

1	Unclassified	\$	—	\$	—0—
2	Debt Service		—		3,400,000
3	Institutional Facilities				
4	Operations		—		14,000,000
5	Medley Placement		—		4,600,000
6	Total	\$	—	\$	22,000,000

7 Any unexpended balance remaining in the appropri-
 8 ation for hospital services revenue account at the close
 9 of the fiscal year 1988-89 is hereby reappropriated for
 10 expenditure during the fiscal year 1989-90, except the
 11 following account numbers:

12 (Appropriation year '82): 8500-06, 8500-07, 8500-08,
 13 8500-10, 8500-11, 8500-12 and 8500-13. (Appropriation
 14 year '84): 8500-00, 8500-01, 8500-20, 8500-21, 8500-22,
 15 8500-23, 8500-24, 8500-25, 8500-26, 8500-27, 8500-28,
 16 8500-29, 8500-31, 8500-32, 8500-34 and 8500-35.
 17 (Appropriation year '85): 8500-00, 8500-01, 8500-21,
 18 8500-22, 8500-23, 8500-26, 8500-29, 8500-32, 8500-34,
 19 8500-38, 8500-39, 8500-41 and 8500-42. (Appropriation
 20 year '86): 8500-04, 8500-21, 8500-22, 8500-23, 8500-29,
 21 8500-32, 8500-38, 8500-40, 8500-44, 8500-45 and 8500-46.

22 The total amount of this appropriation shall be paid
 23 from the hospital services revenue account special fund
 24 created by section fifteen-a, article one, chapter sixteen
 25 of the code, and shall be used only for operating
 26 expenses and for improvements in connection with
 27 existing facilities, Medley and bond payments.

28 Projects are to be paid on a cash basis and made
 29 available from the date of passage. Items and projects
 30 of this appropriation are to begin as funds become
 31 available in the special fund or from bond proceeds.

32 Necessary funds from the above appropriation may be
 33 used for medical facilities operations, either in connec-
 34 tion with this account or in connection with the item
 35 designated Institutional Facilities Operations in the
 36 Consolidated Medical Services Fund (Account no. 4190).

116—*Health Care Cost Review Authority*

(WV Code Chapter 16)

Acct. No. 8564

TO BE PAID FROM SPECIAL REVENUE FUND

1	Personal Services	\$	—	\$	548,081
2	Annual Increment		—		5,544
3	Employee Benefits		—		96,607
4	Unclassified		—		365,817
5	Total	\$	—	\$	1,016,049

6 The above appropriation is to be expended in accordance with and pursuant to the provisions of article
7 twenty-nine-b, chapter sixteen of the code, and from the
8 special revolving fund designated health care cost
9 review fund.
10

117—*Workers' Compensation Fund*

(WV Code Chapter 23)

Acct. No. 9000

TO BE PAID FROM WORKERS' COMPENSATION FUND

1	Personal Services	\$	—	\$	7,976,803
2	Annual Increment		—		126,700
3	Employee Benefits		—		1,463,337
4	Unclassified		—		6,409,050
5	Employers' Excess				
6	Liability Fund		—		126,740
7	Total	\$	—	\$	16,102,630

8 There is hereby authorized to be paid out of the above
9 appropriation, the amount necessary for the premiums
10 on bonds given by the treasurer as bond custodian for
11 the protection of the workers' compensation fund. This
12 sum shall be transferred to the state board of insurance.

DEPARTMENT OF PUBLIC SAFETY

118—*Regional Jail and Prison Authority*

(WV Code Chapter 31)

Acct. No. 8051

TO BE PAID FROM SPECIAL REVENUE FUND

1	Personal Services	\$	—	\$	329,625
2	Annual Increment		—		2,808
3	Employee Benefits		—		62,563
4	Unclassified		—		194,864
5	Total	\$	—	\$	589,860

*119—Division of Public Safety—
Inspection Fees*

(WV Code Chapter 15)

Acct. No. 8350

TO BE PAID FROM SPECIAL REVENUE FUND

1	Personal Services	\$	—	\$	468,226
2	Annual Increment		—		1,404
3	Employee Benefits		—		114,535
4	Unclassified		—		152,510
5	Total	\$	—	\$	736,675

6 The total amount of this appropriation shall be paid
7 from the special revenue fund out of fees collected for
8 inspection stickers as provided by law.

*120—Division of Public Safety—
Drunk Driving Prevention Fund*

(WV Code Chapter 15)

Acct. No. 8355

TO BE PAID FROM SPECIAL REVENUE FUND

1	Unclassified—Total	\$	—	\$	642,000
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2 The total amount of this appropriation shall be paid
3 from the special revenue fund out of receipts collected
4 pursuant to sections nine-a and sixteen, article fifteen,
5 chapter eleven of the code and paid into a revolving fund
6 account in the state treasury.

121—Crime Victims Compensation Fund

(WV Code Chapter 14)

Acct. No. 8412

TO BE PAID FROM SPECIAL REVENUE FUND

1	Personal Services	\$	—	\$	105,719
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2	Annual Increment	—	468
3	Employee Benefits	—	18,368
4	Unclassified	700,000	43,125
5	Total	\$ 700,000	\$ 167,680

6 These funds are intended to be expended for court
7 costs and administrative costs and federal reimburse-
8 ment for compensation paid to crime victims.

DEPARTMENT OF TAX AND REVENUE

122—Agency of Insurance Commissioner

(WV Code Chapter 33)

Acct. No. 8016

TO BE PAID FROM SPECIAL REVENUE FUND

1	Personal Services	\$ —	\$ 925,412
2	Annual Increment	—	10,654
3	Employee Benefits	—	235,550
4	Unclassified	—	525,924
5	Total	\$ —	\$ 1,697,540

6 The total amount of this appropriation shall be paid
7 from a special revenue fund out of collections of fees and
8 charges as provided by law.

123—Racing Commission

(WV Code Chapter 19)

Acct. No. 8080

TO BE PAID FROM SPECIAL REVENUE FUND

1	Medical Expenses—Total ...	\$ —	\$ 114,000
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2 The total amount of this appropriation shall be paid
3 from the special revenue fund out of collections of
4 license fees and fines as provided by law.

5 No expenditures shall be made from this account
6 except for hospitalization, medical care and/or funeral
7 expenses for persons contributing to this fund.

*124—Office of Alcohol
Beverage Control Commissioner*

(WV Code Chapter 60)

Acct. No. 9270

TO BE PAID FROM SPECIAL REVENUE FUND

1	Personal Services	\$	—	\$	7,784,493
2	Annual Increment		—		200,100
3	Employee Benefits		—		1,485,134
4	Unclassified		—		6,944,634
5	Total	\$	—	\$	16,414,361

6 The total amount of this appropriation shall be paid
7 from a special revenue fund out of liquor revenues.

8 The above appropriation includes the salary of the
9 commissioner, salaries of store personnel and store
10 inspectors, store operating expenses and equipment, and
11 salaries, expenses and equipment of administration
12 offices.

13 There is hereby appropriated from liquor revenues, in
14 addition to the appropriation, the necessary amount for
15 the purchase of liquor as provided by law.

DEPARTMENT OF TRANSPORTATION

125—Division of Highways

(WV Code Chapters 17 and 17C)

Acct. No. 6700

TO BE PAID FROM STATE ROAD FUND

1	Maintenance, Expressway,				
2	Trunkline and Feeder	\$	—	\$	61,500,000
3	Maintenance, State				
4	Local Services		—		84,500,000
5	Maintenance, Contract				
6	Paving and Secondary				
7	Road Maintenance		—		50,750,000
8	Bridge Repair and				
9	Replacement		—		25,000,000
10	Industrial Access Road		—		1,899,000
11	Inventory Revolving		—		1,500,000
12	Equipment Revolving		—		17,514,000
13	General Operations		—		29,104,000

14	Annual Increment	—	206,000
15	Debt Service	—	81,300,000
16	Interstate Construction	—0—	50,000,000
17	Other Federal Aid Programs	—0—	140,000,000
18	Appalachian Program	—0—	38,000,000
19	Nonfederal Aid Construction	—	10,611,000
20	Highway Litter		
21	Control	—	1,930,000
22	Total	\$ —0—	\$593,814,000

23 The above appropriations are to be expended in
24 accordance with the provisions of chapters seventeen
25 and seventeen-c of the code.

26 The commissioner of highways shall have the author-
27 ity to operate revolving funds within the state road fund
28 for the operation and purchase of various types of
29 equipment used directly and indirectly in the construc-
30 tion and maintenance of roads and for the purchase of
31 inventories and materials and supplies.

32 There is hereby appropriated within the above items
33 sufficient money for the payment of claims, accrued or
34 arising during this budgetary period, to be paid in
35 accordance with sections seventeen and eighteen, article
36 two, chapter fourteen of the code.

37 It is the intent of the Legislature to capture and match
38 all federal funds available for expenditure on the
39 Appalachian Highway system at the earliest possible
40 time. Therefore, should amounts in excess of those
41 appropriated be required for the purposes of Appalach-
42 ian programs, funds in excess of the amount approp-
43 riated may be made available upon recommendation of
44 the Commissioner and approval of the Governor.
45 Further, for the purpose of Appalachian programs,
46 funds appropriated to line items may be transferred to
47 other line items upon recommendation of the Commis-
48 sioner and approval of the Governor.

126—Division of Motor Vehicles

(WV Code Chapters 17, 17A, 17B, 17C, 20 and 24)

Acct. No. 6710

TO BE PAID FROM STATE ROAD FUND

1	Personal Services	\$	—	\$	2,371,460
2	Annual Increment		—		46,312
3	Employee Benefits		—		651,208
4	Unclassified		100,000		3,462,613
5	Total	\$	100,000	\$	6,531,593

127—*Real Estate Commission*

(WV Code Chapter 47)

Acct. No. 8010

TO BE PAID FROM SPECIAL REVENUE FUND

1	Personal Services	\$	—	\$	125,968
2	Annual Increment		—		2,016
3	Employee Benefits		—		22,422
4	Unclassified		—		103,193
5	Total	\$	—	\$	253,599

6 The total amount of this appropriation shall be paid
 7 out of collections of license fees as provided by law.

MISCELLANEOUS BOARDS AND COMMISSIONS

128—*Public Service Commission*

(WV Code Chapter 24)

Acct. No. 8280

TO BE PAID FROM SPECIAL REVENUE FUND

1	Personal Services	\$	—	\$	3,907,451
2	Annual Increment		—		41,000
3	Employee Benefits		—		618,138
4	Unclassified		93,700		1,769,848
5	Total	\$	93,700	\$	6,336,437

6 Any unexpended balance remaining in the appropri-
 7 ation for Headquarters Building Development (account
 8 no. 8280-10) at the close of the fiscal year 1988-89 is
 9 hereby reappropriated for expenditure during the fiscal
 10 year 1989-90.

11 The total amount of this appropriation shall be paid

12 from a special revenue fund out of collections for special
 13 license fees from public service corporations as provided
 14 by law.

*129—Public Service Commission—
 Gas Pipeline Division*

(WV Code Chapter 24B)

Acct. No. 8285

TO BE PAID FROM SPECIAL REVENUE FUND

1	Personal Services	\$	—	\$	123,363
2	Annual Increment		—		1,296
3	Employee Benefits		—		21,764
4	Unclassified		119,600		75,016
5	Total	\$	119,600	\$	221,439

6 The total amount of this appropriation shall be paid
 7 from a special revenue fund out of receipts collected for
 8 or by the public service commission pursuant to and in
 9 the exercise of regulatory authority over pipeline
 10 companies as provided by law.

*130—Public Service Commission—
 Motor Carrier Division*

(WV Code Chapter 24A)

Acct. No. 8290

TO BE PAID FROM SPECIAL REVENUE FUND

1	Personal Services	\$	—	\$	1,116,885
2	Annual Increment		—		15,915
3	Employee Benefits		—		197,106
4	Unclassified		468,800		430,523
5	Total	\$	468,800	\$	1,760,429

6 The total amount of this appropriation shall be paid
 7 from a special revenue fund out of receipts collected for
 8 or by the public service commission pursuant to and in
 9 the exercise of regulatory authority over motor carriers
 10 as provided by law.

*131—Public Service Commission—
 Consumer Advocate*

(WV Code Chapter 24)

Acct. No. 8295

TO BE PAID FROM SPECIAL REVENUE FUND

1	Personal Services	\$	—	\$	308,195
2	Annual Increment		—		1,260
3	Employee Benefits		—		53,814
4	Unclassified		—		269,242
5	Total	\$	—	\$	632,511

6 The total amount of this appropriation shall be paid
7 from a special revenue fund out of collections made by
8 the public service commission.

1 **Sec. 5. Awards for claims against the state.—**

2 There are hereby appropriated, for the remainder of the
3 fiscal year 1988-89 and to remain in effect until June
4 30, 1990 from the funds as designated in the amount as
5 specified and for the claimant as named in enrolled
6 house bill no. 2408, acts, Legislature, regular session,
7 1989—crime victims compensation fund of \$166,000.00
8 for payment of claims against the state.

9 There are hereby appropriated, for the remainder of
10 the fiscal year 1988-89 and to remain in effect until June
11 30, 1990, from the funds as designated, in the amounts
12 as specified and for the claimants as named in enrolled
13 senate bill no. 615, acts, Legislature, regular session,
14 1989—state road funds of \$738,133.83, special revenue
15 funds of \$784,608.24, federal funds of \$5,695.50 and
16 workers' compensation funds of \$2,709.30.

17 There is hereby appropriated, for the remainder of the
18 fiscal year 1988-89 and to remain in effect until June
19 30, 1990, from the fund as designated, in the amounts
20 as specified and for the claimants as named in enrolled
21 senate bill no. 615 and in enrolled house bill no. 2426,
22 acts, Legislature, regular session, 1989—general re-
23 venue funds of \$503,407.02.

1 **Sec. 6. Supplemental and deficiency appropriati-**

2 **ons.—**From the state fund, general revenue, except as
3 otherwise provided, there are hereby appropriated the
4 following amounts, as itemized, for expenditure during

5 the fiscal year one thousand nine hundred eighty-nine
6 to supplement the 1988-89 appropriations, and to be
7 available for expenditure upon date of passage.

8 Any unexpended balances remaining in the appropri-
9 ations at the close of the fiscal year 1988-89 are hereby
10 reappropriated for expenditure during the fiscal year
11 1989-90.

132—Governor's Office

Acct. No. 1200

1	Other Personal Services	\$	—	\$	83,450
2	Current Expenses		—		77,500
3	Equipment		—		6,350
4	Total	\$	—	\$	167,300

*133—Governor's Office—
Civil Contingent Fund*

Acct. No. 1240

1	Unclassified	\$	—	\$	750,000
2	Buffalo Creek Claim		—		1,789,922
3	Total	\$	—	\$	2,539,922

*134—State Board of Risk and
Insurance Management*

Acct. No. 2250

1	Unclassified—Total	\$	—	\$	3,000,000
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135—West Virginia Board of Regents (Control)

Acct. No. 2790

1	Unclassified—Total	\$	—	\$	2,500,000
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136—West Virginia Board of Regents

Acct. No. 2800

1	Unclassified—Total	\$	—	\$	165,000
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137—State Department of Education

Acct. No. 2860

1	Tuition Waiver—Total	\$	—	\$	13,079
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138—Teachers Retirement System

Acct. No. 2980

1 Unclassified—Total \$ — \$ —0—

139—WV Library Commission

Acct. No. 3500

1 Unclassified—Total \$ — \$ 318,934

140—Department of Human Services

Acct. No. 4050

1	Unclassified	\$	—	\$	5,000,000
2	Medical Services		—		<u>25,851,083</u>
3	Total	\$	—	\$	30,851,083

141—Consolidated Medical Services Fund

Acct. No. 4190

1	Institutional Facilities	\$	—	\$	4,000,000
2	ICF/MR Match		—		<u>4,000,000</u>
3	Total	\$	—	\$	8,000,000

142—Department of Energy

Acct. No. 4775

1 Unclassified—Total \$ — \$ 135,000

*143—West Virginia Public
Legal Services Council*

Acct. No. 5900

1 Unclassified—Total \$ — \$ 1,800,000

144—Human Rights Commission

Acct. No. 5980

1 Unclassified—Total \$ — \$ 74,850

*145—West Virginia
Public Employees Retirement System*

Acct. No. 6140

1 Unclassified—Total \$ — \$ —0—

*146—West Virginia Public
Employees Insurance Agency*

Acct. No. 6150

1 Unclassified—Total \$ — \$ 7,750,000

1 Sec. 7. Net profits of the lottery, not to exceed
2 eighteen million dollars, are to be deposited by the
3 lottery director to the following accounts in the amounts
4 indicated. The auditor shall prorate each deposit of net
5 profits by the lottery director among the following
6 accounts not to exceed the amounts indicated. Net
7 profits in excess of eighteen million dollars are not
8 subject to spending authorized by article two, chapter
9 five-a of the code.

*147—Board of Trustees of the
University System of West Virginia
Board of Directors of the
State College System
(Board of Regents)*

(WV Code Chapter 18B)

Acct. No. 8825

TO BE PAID FROM LOTTERY NET PROFITS

1 Unclassified \$ — \$ 2,160,000

*148—State Department of Education
(WV Code Chapters 18 and 18A)*

Acct. No. 8243

TO BE PAID FROM LOTTERY NET PROFITS

1 Elementary Computer
2 Education \$ — \$ 7,020,000

*149—Department of Health and Human Resources
(WV Code Chapters 9, 48 and 49)*

Acct. No. 9132

TO BE PAID FROM LOTTERY NET PROFITS

1 Castrophic Health Care for
2 Senior Citizens \$ — \$ 1,800,000

150—*Division of Commerce*

(WV Code Chapter 5B)

Acct. No. 8546

TO BE PAID FROM LOTTERY NET PROFITS

1 Unclassified \$ — \$ 7,020,000

1 **Sec. 8. Appropriations and reappropriations—**
2 **revenue sharing trust fund.**—Any unexpended balan-
3 ces to appropriations made by the 1979, 1980, 1981,
4 1982, 1983, 1984, 1985, 1986, 1987, and 1988 budget acts
5 and any supplementary transfers or redesignations
6 made by the above-listed budget acts from the revenue
7 sharing trust fund at the close of the fiscal year 1988-
8 89 are hereby reappropriated for expenditure during
9 the fiscal year 1989-90.

151—*West Virginia Department of Highways*

Acct. No. 9705

1 Chief Mingo Recreation
2 Park Capital Outlay \$ — \$ 50,000

1 **Sec. 9. Appropriations from federal block**
2 **grants.**—The following items are hereby appropriated
3 from federal block grants to be available for expendi-
4 ture during the fiscal year 1989-90.

152—*Office of Community and Industrial
Development—Community Development*

Acct. No. 8029

TO BE PAID FROM FEDERAL FUNDS

1 Unclassified—Total \$ 15,288,000

153—*Office of Community and Industrial
Development—Job Partnership Training Act*

Acct. No. 8030

TO BE PAID FROM FEDERAL FUNDS

1 Unclassified—Total \$ 45,954,217

*154—Office of Community and Industrial
Development—Community Service*

Acct. No. 8031

TO BE PAID FROM FEDERAL FUNDS

1 Unclassified—Total \$ 6,323,664

*155—Office of Community and Industrial
Development—Justice Assistance*

Acct. No. 8032

TO BE PAID FROM FEDERAL FUNDS

1 To Local Entities—Total \$ 320,000

*156—State Department of Education—
Education Grant*

Acct. No. 8242

TO BE PAID FROM FEDERAL FUNDS

1 Unclassified—Total \$ 44,834,122

*157—Division of Health—
Maternal and Child Health*

Acct. No. 8502

TO BE PAID FROM FEDERAL FUNDS

1 Unclassified—Total \$ 7,350,340

*158—Division of Health—
Alcohol, Drug Abuse and Mental Health*

Acct. No. 8503

TO BE PAID FROM FEDERAL FUNDS

1 Unclassified—Total \$ 7,500,000

159—Division of Health—Preventive Health

Acct. No. 8506

TO BE PAID FROM FEDERAL FUNDS

1 Unclassified—Total \$ 1,499,572

160—Division of Health—

*Mental Health Services
for the Homeless
Acct. No. 8508*

TO BE PAID FROM FEDERAL FUNDS

1 Unclassified—Total \$ 400,000

*161—Division of Health—
Alcohol and Drug Abuse
Treatment and Rehabilitation
Acct. No. 8510*

TO BE PAID FROM FEDERAL FUNDS

1 Unclassified—Total \$ 750,000

*162—Division of Human Services—
Energy Assistance
Acct. No. 9147*

TO BE PAID FROM FEDERAL FUNDS

1 Unclassified—Total \$ 13,851,068

*163—Division of Human Services—
Social Services
Acct. No. 9161*

TO BE PAID FROM FEDERAL FUNDS

1 Unclassified—Total \$ 21,375,039

1 **Sec. 10. Appropriations from Surplus Re-**
2 **venue.**—The following items are hereby appropriated
3 from the state fund, general revenue, and are to be
4 available for expenditure during the fiscal year 1989-90
5 out of surplus funds only, subject to the terms and
6 conditions set forth in this section.

7 It is the intent and mandate of this Legislature that
8 the following appropriations made by this section shall
9 be payable only from the surplus accrued as of June 30,
10 1989.

11 In the event that the surplus revenues as of June 30,
12 1989 are not sufficient to meet all of the appropriations
13 made by this section, then the appropriations shall be

14 available, only to the extent of the total actual surplus
 15 accrued as of June 30, 1989.

164—Division of Finance and Administration

Acct. No. 2100

1 Urban Mass Transit
 2 Matching Funds \$ 1,000,000

165—Governor's Office-Debt Service

Acct. No. 1250

1 Loan Payback to Consolidated
 2 Investment Fund..... \$ 8,000,000

166—WV Public Employees Insurance Agency

Acct. No. 6150

1 PEIA State Contribution \$ 13,000,000

1 **Sec. 11. Special revenue appropriations.**—There
 2 are hereby appropriated for expenditure during the
 3 fiscal year one thousand nine hundred ninety appropri-
 4 ations made by general law from special revenue which
 5 are not paid into the state fund as general revenue under
 6 the provisions of section two, article two, chapter twelve
 7 of the code: *Provided*, That none of the money so
 8 appropriated by this section shall be available for
 9 expenditure except in compliance with and in conform-
 10 ity to the provisions of articles two and three, chapter
 11 twelve, and article two, chapter five-a of the code, unless
 12 the spending unit has filed with the director of the
 13 budget, the auditor and the legislative auditor prior to
 14 the beginning of each fiscal year:

15 (a) An estimate of the amount and sources of all
 16 revenues accruing to such fund;

17 (b) A detailed expenditure schedule showing for what
 18 purposes the fund is to be expended.

1 **Sec. 12. State improvement fund appropri-**
 2 **ations.**—Bequests or donations of nonpublic funds,
 3 received by the governor on behalf of the state during
 4 the fiscal year one thousand nine hundred ninety, for the
 5 purpose of making studies and recommendations

6 relative to improvements of the administration and
7 management of spending units in the executive branch
8 of state government, shall be deposited in the state
9 treasury in a separate account therein designated state
10 improvement fund.

11 There are hereby appropriated all moneys so depos-
12 ited during the fiscal year one thousand nine hundred
13 ninety to be expended as authorized by the governor, for
14 such studies and recommendations which may encom-
15 pass any problems of organization, procedures, systems,
16 functions, powers or duties of a state spending unit in
17 the executive branch, or the betterment of the economic,
18 social, educational, health and general welfare of the
19 state or its citizens.

1 **Sec. 13. Specific funds and collection accounts.—**

2 A fund or collection account which by law is dedicated
3 to a specific use is hereby appropriated in sufficient
4 amount to meet all lawful demands upon the fund or
5 collection account and shall be expended according to
6 the provisions of article three, chapter twelve of the
7 code.

1 **Sec. 14. Appropriations for refunding erroneous**
2 **payment.—** Money that has been erroneously paid into
3 the state treasury is hereby appropriated out of the fund
4 into which it was paid, for refund to the proper person.

5 When the officer authorized by law to collect money
6 for the state finds that a sum has been erroneously paid,
7 he shall issue his requisition upon the auditor for the
8 refunding of the proper amount. The auditor shall issue
9 his warrant to the treasurer and the treasurer shall pay
10 the warrant out of the fund into which the amount was
11 originally paid.

1 **Sec. 15. Sinking fund deficiencies.—**There is

2 hereby appropriated to the governor a sufficient amount
3 to meet any deficiencies that may arise in the mortgage
4 finance bond insurance fund of the West Virginia
5 housing development fund which is under the supervi-
6 sion and control of the municipal bond commission as
7 provided by section twenty-b, article eighteen, chapter
8 thirty-one of the code, or in the funds of the municipal

9 bond commission because of the failure of any state
 10 agency for either general obligations or revenue bonds
 11 or any local taxing district for general obligation bonds
 12 to remit funds necessary for the payment of interest and
 13 sinking fund requirements. The governor is authorized
 14 to transfer from time to time such amounts to the
 15 municipal bond commission as may be necessary for
 16 these purposes.

17 The municipal bond commission shall reimburse the
 18 state of West Virginia through the governor from the
 19 first remittance collected from the West Virginia
 20 housing development fund or from any state agency or
 21 local taxing district for which the governor advanced
 22 funds, with interest at the rate carried by the bonds for
 23 security or payment of which the advance was made.

1 **Sec. 16. Appropriations to pay costs of publica-**
 2 **tion of delinquent corporations.**—There is hereby
 3 appropriated out of the state fund, general revenue, out
 4 of funds not otherwise appropriated, to be paid upon
 5 requisition of the auditor and/or the governor, as the
 6 case may be, a sum sufficient to pay the cost of
 7 publication of delinquent corporations as provided by
 8 sections eighty-four and eighty-six, article twelve,
 9 chapter eleven of the code.

1 **Sec. 17. Appropriations for local governments.**—
 2 There are hereby appropriated for payment to counties,
 3 districts and municipal corporations such amounts as
 4 will be necessary to pay taxes due counties, districts and
 5 municipal corporations and which have been paid into
 6 the treasury:

- 7 (a) For redemption of lands;
- 8 (b) By public service corporations;
- 9 (c) For tax forfeitures.

1 **Sec. 18. Total appropriations.**—Where only a total
 2 sum is appropriated to a spending unit, the total sum
 3 shall include personal services, annual increment,
 4 current expenses, repairs and alterations, equipment
 5 and capital outlay, where not otherwise specifically
 6 provided and except as otherwise provided in TITLE I—

7 GENERAL PROVISIONS, Sec. 3.

1 **Sec. 19. General school fund.**—The balance of the
2 proceeds of the general school fund remaining after the
3 payment of the appropriations made by this act is
4 appropriated for expenditure in accordance with section
5 sixteen, article nine-a, chapter eighteen of the code.

TITLE III—ADMINISTRATION.

1 **Section 1. Appropriations conditional.**—The ex-
2 penditure of the appropriations made by this act, except
3 those appropriations made to the legislative and judicial
4 branches of the state government, are conditioned upon
5 the compliance by the spending unit with the require-
6 ments of article two, chapter five-a of the code.

7 Where spending units or parts of spending units have
8 been absorbed by or combined with other spending
9 units, it is the intent of this act ^{APPROPRIATIONS AND} that ~~reappropriations~~
10 shall be to the succeeding or later spending unit created
11 unless otherwise indicated.

ok
March 2, 1958
by
Boyer in log

1 **Sec. 2. Constitutionality.**—If any part of this act is
2 declared unconstitutional by a court of competent
3 jurisdiction, its decision shall not affect any portion of
4 this act which remains, but the remaining portion shall
5 be in full force and effect as if the portion declared
6 unconstitutional had never been a part of the act.

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

Frederick L. Parker.
Chairman Senate Committee

Bernard V. Kelly
Chairman House Committee

Originating in the House.

Takes effect from passage.

David C. Heth
Clerk of the Senate

Donald L. Kopp
Clerk of the House of Delegates

Tom D. Tinsley
President of the Senate

Bob P. ...
Speaker of the House of Delegates

The within *is approved* this the *15th*
day of *April*, 1989.

Marion Capron
Governor

GOVERNOR

Date 4/14/89

Time 5:00

RECEIVED

1989 APR 15 PM 7:59

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE