WEST VIRGINIA LEGISLATURE
SECOND REGULAR SESSION, 1998

ENROLLED

House Bill No. 4703
(By Delegates Michael, Doyle, Leach, Kelley, Campbell, Fantasia and Compton)

Passed March 14, 1998
In Effect from Passage
AN ACT expiring funds to the unappropriated surplus balance in the state fund, general revenue, for the fiscal year ending the thirtieth day of June, one thousand nine hundred ninety-eight, in the amount of twenty million dollars from the income tax refund reserve fund, account no. fund 1313, organization 1300, and making supplementary appropriations of public moneys out of the treasury from the unappropriated surplus balance for the fiscal year ending the thirtieth day of June, one thousand nine hundred ninety-eight, to the governor’s office, civil contingent fund, account no. fund 0105, fiscal year 1998, organization 0100; to the department of education, West Virginia schools for the deaf and the blind, account no. fund 0320, fiscal year 1998, organization 0403; to the department of health and human resources, division of human services, account no. fund 0403, fiscal year 1998, organization 0511; and to the department of military affairs and public safety, division of corrections—correctional units, account no. fund 0450, fiscal year 1998, organization 0608, all for expenditure during the fiscal year ending the thirtieth day of June, one thousand nine hundred ninety-eight.

WHEREAS, The Legislature finds that it anticipates that the funds available to assist flood and other natural disaster victims and to fund other needed infrastructure, community
development and other projects throughout the state will fall short of that needed during the fiscal year ending the thirtieth day of June, one thousand nine hundred ninety-eight; and

WHEREAS, The income tax refund reserve fund has a sufficient balance available for appropriation in the fiscal year ending the thirtieth day of June, one thousand nine hundred ninety-eight; and

WHEREAS, By the provisions of this legislation there now remains an unappropriated surplus balance in the state treasury which is available for appropriation during the fiscal year ending the thirtieth day of June, one thousand nine hundred ninety-eight; therefore

Be it enacted by the Legislature of West Virginia:

That the balance of funds in the income tax refund reserve fund, account no. fund 1313, organization 1300, be decreased by expiring the amount of twenty million dollars to the unappropriated surplus balance of the state fund, general revenue, and that the total appropriation for fiscal year ending the thirtieth day of June, one thousand nine hundred ninety-eight, to account no. fund 0105, fiscal year 1998, organization 0100, be supplemented and amended by increasing the total appropriation by five million dollars as follows:

**TITLE II—APPROPRIATIONS.**

Section 1. Appropriations from general revenue.

<table>
<thead>
<tr>
<th>Activity</th>
<th>General Revenue Fund</th>
</tr>
</thead>
<tbody>
<tr>
<td>Civil Contingent Fund - Surplus (R)</td>
<td>263</td>
</tr>
</tbody>
</table>
Any unexpended balances remaining in the appropriation for Civil Contingent Fund - Surplus (R) (fund 0105, activity 263) at the close of the fiscal year 1997-98 are hereby reappropriated for expenditure during the fiscal year 1998-1999.

That the total appropriation for fiscal year ending the thirtieth day of June, one thousand nine hundred ninety-eight, to account no. fund 0320, fiscal year 1998, organization 0403, be supplemented and amended by increasing the total appropriation by four hundred thousand dollars in a new line item as follows:

**TITLE II—APPROPRIATIONS.**

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

DEPARTMENT OF EDUCATION

39—West Virginia Schools for the Deaf and the Blind (WV Code Chapters 18 and 18A)

Account No.

Fund 0320 FY 1998 Org 0403

<table>
<thead>
<tr>
<th>Activity</th>
<th>General Revenue</th>
</tr>
</thead>
<tbody>
<tr>
<td>589 Capital Outlay, Repairs and Equipment (R)</td>
<td>$400,000</td>
</tr>
</tbody>
</table>

Any unexpended balances remaining in the appropriation for Capital Outlay, Repairs and Equipment (fund 0320, activity 589) at the close of the fiscal year 1997-98 are hereby reappropriated for expenditure during the fiscal year 1998-1999.

That the total appropriation for fiscal year ending the thirtieth day of June, one thousand nine hundred ninety-eight, to account no. fund 0403, fiscal year 1998, organization 0511, be supplemented and amended by increasing the total appropriation by fourteen million dollars in a new line item as follows:
TITLE II—APPROPRIATIONS.

Section 1. Appropriations from general revenue.

DEPARTMENT OF HEALTH
AND HUMAN SERVICES

56—Division of Human Services—
(WV Code Chapters 9, 48 and 49)

Account No.

Fund 0403 FY 1998 Org 0511

General
Activity
Revenue
Fund

35a Medical Services
35b Payment Backlog-Transfer . . . . . 783 $14,000,000

The total amount from the above appropriation to medical services payment backlog-transfer (fund 0403, activity 783) shall be transferred to the division of human services—medical services trust fund, account no. fund 5185, fiscal year 1998, organization 0511 (activity 260), to make payments of the medical services backlog.

And, that the total appropriation for fiscal year ending the thirtieth day of June, one thousand nine hundred ninety-eight, to account no. fund 0450, fiscal year 1998, organization 0608, be supplemented and amended by increasing the total appropriation by six hundred thousand dollars as follows:

TITLE II—APPROPRIATIONS.

Section 1. Appropriations from general revenue.

DEPARTMENT OF MILITARY AFFAIRS
AND PUBLIC SAFETY

62—Division of Corrections—
Correctional Units
(WV Code Chapters 25, 28, 49 and 62)
Account No. Fund 0450 FY 1998 Org 0608

<table>
<thead>
<tr>
<th>Activity</th>
<th>General Activity</th>
<th>Revenue Fund</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 Personal Services</td>
<td>001</td>
<td>$342,500</td>
</tr>
<tr>
<td>3 Employee Benefits</td>
<td>010</td>
<td>$130,000</td>
</tr>
<tr>
<td>4 Unclassified</td>
<td>099</td>
<td>$111,000</td>
</tr>
<tr>
<td>10 Inmate Medical Expense</td>
<td>535</td>
<td>$16,500</td>
</tr>
</tbody>
</table>

The purpose of this bill is to expire the sum of twenty million dollars from the income tax refund reserve fund, account no. fund 1313, organization 1300, and to supplement the governor's office, civil contingent fund, account no. fund 0105, fiscal year 1998, organization 0100, in the budget act for the fiscal year ending the thirtieth day of June, one thousand nine hundred ninety-eight, by adding five million dollars to the existing appropriation; to supplement the department of education, West Virginia schools for the deaf and the blind, account no. fund 0320, fiscal year 1998, organization 0403, in the budget act for the fiscal year ending the thirtieth day of June, one thousand nine hundred ninety-eight, by adding four hundred thousand dollars to a new line item in the existing appropriation; to supplement the department of health and human resources, division of human services, account no. fund 0403, fiscal year 1998, organization 0511, in the budget act for the fiscal year ending the thirtieth day of June, one thousand nine hundred ninety-eight, by adding fourteen million dollars to a new line item in the existing appropriation; and to supplement the department of military affairs and public safety, division of corrections—correctional units, account no. fund 0450, fiscal year 1998, organization 0608, in the budget act for the fiscal year ending the thirtieth day of June, one thousand nine hundred ninety-eight, by adding six hundred thousand dollars to the existing appropriation.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Signature]
Chairman Senate Committee

[Signature]
Chairman House Committee

Originating in the House.

Takes effect from passage.

[Signature]
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

[Signature]
President of the Senate

[Signature]
Speaker of the House of Delegates

The within approved this the 25th day of March, 1998.

[Signature]
Governor