WEST VIRGINIA LEGISLATURE
FIRST REGULAR SESSION, 1999

ENROLLED

House Bill No. 3032
(By Delegates Campbell, Kominar, Jenkins, Kelley, Pettit, Facemyer and Border)

Passed March 13, 1999
In Effect Ninety Days from Passage
ENROLLED

H. B. 3032

(BY DELEGATES CAMPBELL, KOMINAR, JENKINS, KELLEY, PETTIT, FACEMYER AND BORDER)

[Passed March 13, 1999; in effect ninety days from passage.]

AN ACT to amend article two, chapter five-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section fourteen-a, relating to creating a reserve fund for the support of the public employees insurance agency programs; providing for appropriation of the fund by the Legislature; requiring state agencies to transfer a percentage of annualized expenditures of state funds to the fund; providing for exemptions; and requiring an annual report to the Governor and the Legislature.

Be it enacted by the Legislature of West Virginia:

That article two, chapter five-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section fourteen-a, to read as follows:

ARTICLE 2. FINANCE DIVISION.
§5A-2-14a. Reserves for the public employees insurance programs.

(a) There is hereby created a special revenue account in the state treasury, designated the "Public Employees Insurance
Reserve Fund”, which shall be an interest bearing account and
may be invested in accordance with the provisions of article six,
chapter twelve of this code, with the interest income a proper
credit to the fund.

(b) The fund shall consist of moneys appropriated by the
Legislature and moneys transferred annually pursuant to the
provisions of subsection (c) of this section. These moneys shall
be held in reserve and appropriated by the Legislature only for
the support of the programs provided by the public employees
insurance agency.

(c) Beginning on the thirty-first day of May, two thousand,
and annually thereafter, each state agency except for the higher
education central office created in article four, chapter eighteen-
b; the higher education governing boards as defined in articles
two and three, chapter eighteen-b; and the state institutions of
higher education as defined in section two, article one, chapter
eighteen-b all of this code shall transfer one percent of its
annualized expenditures from state funds, excluding federal
funds based on filled full time equivalents as determined by the
state budget office as of the first day of April for that fiscal
year, to the public employees insurance reserve fund. The
secretary may exempt that transfer only upon a showing by the
requesting agency that the continued operation of that agency
is dependent upon receipt of the exemption: Provided, That for
the fiscal year beginning on the first day of July, one thousand
nine hundred ninety-nine, the higher education central office
created in article four, chapter eighteen-b of this code; the
higher education governing boards as defined in articles two
and three, chapter eighteen-b of this code; and the state institu-
tions of higher education as defined in section two, article one,
chapter eighteen-b of this code are exempt from the provisions
of this subsection.

(d) On the first day of January, two thousand one, and
annually thereafter, the secretary shall provide a report to the
Governor and the Legislature on the amount of reserves
established pursuant to the provisions of this section, the
number of exemptions granted and the agencies receiving those
exemptions.
That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker of the House of Delegates

The within approved this the 6th
day of April, 1999.

Governor