WEST VIRGINIA LEGISLATURE
SECOND EXTRAORDINARY SESSION, 2004

ENROLLED

House Bill No. 212

(By Mr. Speaker, Mr. Kiss, and Delegate Trump)
[By Request of the Executive]

Passed June 15, 2004
In Effect from Passage
ENROLLED

H. B. 212

(By Mr. Speaker, Mr. Kiss, and Delegate Trump)
[By Request of the Executive]

[Passed June 15, 2004; in effect from passage.]

AN ACT supplementing and amending chapter thirteen, acts of the Legislature, regular session, two thousand four, known as the budget bill, all supplementing and amending the appropriation for the fiscal year ending the thirtieth day of June, two thousand five.

Be it enacted by the Legislature of West Virginia:

That chapter thirteen, acts of the Legislature, regular session, two thousand four, known as the budget bill, be supplemented and amended by creating Title II, section eight-a to read as follows:

Sec. 8a. Appropriations from general revenue surplus accrued.—The following items are hereby appropriated from the state fund, general revenue, and are to be available for expenditure during the fiscal year two thousand five out of surplus funds only, accrued from the fiscal year ending the thirtieth day of June, two thousand four, subject to the terms and conditions set forth in this section.
It is the intent and mandate of the Legislature that the following appropriations be payable only from surplus accrued as of the thirty-first day of July, two thousand four, from the fiscal year ending the thirtieth day of June, two thousand four.

In the event that surplus revenues available on the thirty-first day of July, two thousand four, are not sufficient to meet all the appropriations made pursuant to this section, then the appropriations shall be made to the extent that surplus funds are available as of the date mandated and shall be allocated first to provide the necessary funds to meet the first appropriation of this section; next, to provide the funds necessary for the second appropriation of this section; and subsequently to provide the funds necessary for each appropriation in succession before any funds are provided for the next subsequent appropriation.

314—Department of Administration—

Office of the Secretary

(WV Code Chapter 5F)

Fund 0186 FY 2005 Org 0201

1 Lease Rental Payments -
   2 Surplus ..................... 081 $ 4,536,897

315—Division of Human Services

(WV Code Chapters 9, 48 and 49)

Fund 0403 FY 2005 Org 0511

1 Social Services - Surplus ........ 082 $ 5,000,000
2 Rural Hospitals Under 150
3 Beds - Surplus .................. 046 750,000
4 Total ....................... $ 5,750,000
<table>
<thead>
<tr>
<th>Line</th>
<th>Program Name</th>
<th>Fund Code</th>
<th>Fiscal Year</th>
<th>Organization Code</th>
<th>Allocation</th>
</tr>
</thead>
<tbody>
<tr>
<td>35</td>
<td>316—Division of Health—</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Central Office</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>(WV Code Chapter 16)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>38</td>
<td>Fund 0407 FY 2005, Org 0506</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>39</td>
<td>1 Primary Care Centers - Mortgage</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>40</td>
<td>2 Finance - Surplus</td>
<td>083</td>
<td>350,000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>41</td>
<td>317—West Virginia Conservation Agency</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>42</td>
<td>(WV Code Chapter 19)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>43</td>
<td>Fund 0132 FY 2005, Org 1400</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>44</td>
<td>1 Soil Conservation Projects -</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>45</td>
<td>2 Surplus</td>
<td>269</td>
<td>750,000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>46</td>
<td>318—Adjutant General—</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>47</td>
<td>State Militia</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>48</td>
<td>(WV Code Chapter 15)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>49</td>
<td>Fund 0433 FY 2005, Org 0603</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>50</td>
<td>1 Armory Capital Improvements -</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>51</td>
<td>2 Surplus</td>
<td>325</td>
<td>2,000,000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>52</td>
<td>319—West Virginia Development Office</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>53</td>
<td>(WV Code Chapter 5B)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>54</td>
<td>Fund 0256 FY 2005, Org 0307</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>55</td>
<td>1 Local Economic Development</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>56</td>
<td>2 Assistance - Surplus</td>
<td>266</td>
<td>5,000,000</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Enr. H. B. 212]

57  3 Southern West Virginia Career Center -
58  4 Surplus .......................... 591 $ 150,000
59  5 Total .............................. $  6,150,000

60  320—Governor’s Office—

61  Civil Contingent Fund

62  (WV Code Chapter 5)

63  Fund 0105 FY 2005 Org 0100

64  1 Civil Contingent Fund - Surplus . 263 $ 400,000
65  2 Business & Economic Development
66  3 Stimulus - Surplus .............. 084 $ 1,500,000
67  4 Total .............................. $ 1,900,000

68  From the above appropriation to civil contingent fund -
69  surplus, $300,000 shall be allocated to Wyoming County and
70  $100,000 shall be allocated to Greenbrier County for flood
71  reparations.

72  321—West Virginia Development Office—

73  Division of Tourism

74  (WV Code Chapter 5B)

75  Fund 0246 FY 2005 Org 0304

76  1 Hatfield McCoy Recreational
77  2 Trail - Surplus ................. 085 $ 400,000

78  322—Tax Division

79  (WV Code Chapter 11)

80  Fund 0470 FY 2005 Org 0702

81  1 Unclassified - Surplus .......... 097 $ 75,250
323—Governor’s Office—

Governor’s Cabinet on Children and Families

(WV Code Chapter 5)

Fund 0104 FY 2005 Org 0100

<table>
<thead>
<tr>
<th></th>
<th>Description</th>
<th>Budget</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Starting Points Centers and Parent</td>
<td></td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>Education Services - Surplus</td>
<td>080</td>
<td>$238,539</td>
</tr>
<tr>
<td>1</td>
<td>Total TITLE II, Section 8a</td>
<td></td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>General Revenue Surplus Accrued</td>
<td></td>
<td>$21,150,686</td>
</tr>
</tbody>
</table>

The purpose of this supplementary appropriation bill is to supplement and create items of appropriations in the aforesaid accounts for the designated spending units for expenditure during the fiscal year two thousand five.
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.

In effect from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker of the House of Delegates

The within is approved this the 18th day of June, 2004.

Governor
PRESENTED TO THE
GOVERNOR
DATE 01/04
TIME 3:30 P.M.