WEST VIRGINIA LEGISLATURE
2nd EXTRAORDINARY Session, 2004

ENROLLED

SENATE BILL NO. 2011

(By Senators Tomblin, Mr. President, and Sprouse)

PASSED June 15, 2004

In Effect from Passage
ENROLLED
Senate Bill No. 2011

(BY SENATORS TOMBLIN, MR. PRESIDENT, AND SPROUSE,
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 amending Title II, section nine, to read as
follows:

1 Sec. 9. Appropriations from surplus accrued.—The
2 following items are hereby appropriated from the state
3 excess lottery revenue fund and are to be available for
4 expenditure during the fiscal year two thousand five out
5 of surplus funds only, as determined by the director of the
6 lottery, accrued from the fiscal year ending the thirtieth
It is the intent and mandate of the Legislature that the following appropriations be payable only from surplus accrued from the fiscal year ending the thirtieth day of June, two thousand four.

In the event that surplus revenues available from the fiscal year ending the thirtieth day of June, 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 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.

324—Governor's Office

(WV Code Chapter 5)

Fund 1046, FY 2005, Org 0100

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<tr>
<th>Description</th>
<th>Code</th>
<th>Amount</th>
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<tr>
<td>Publication of Papers and Transition Expenses</td>
<td>066</td>
<td>$325,000</td>
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325—Division of Corrections—Correctional Units

(WV Code Chapters 25, 28, 49 and 62)

Fund 6283, FY 2005, Org 0608

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<td>Payments to Federal, County and/or Regional Jails</td>
<td>067</td>
<td>$3,887,620</td>
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326—Tax Division
(WV Code Chapter 11)
Fund 7082 FY 2005 Org 0702.

1 1 Remittance Processor -
2 2 Lottery Surplus .............. 054 $ 200,000

327—West Virginia State Police
(WV Code Chapter 15)
Fund 6394 FY 2005 Org 0612

1 1 Handgun Replacement -
2 2 Lottery Surplus .............. 057 $ 400,000

328—Division of Health—
Central Office
(WV Code Chapter 16)
Fund 5219 FY 2005 Org 0506

1 1 Chief Medical Examiner -
2 2 Capital Improvements -
3 3 Lottery Surplus .............. 051 $ 1,050,000

329—Higher Education Policy Commission—
Administration
Control Account
(WV Code Chapter 18B)
Fund 4932 FY 2005 Org 0441

1 1 PROMISE Scholarship -
2 2 Lottery Surplus .............. 077 $ 3,000,000

3 The above appropriation for PROMISE Scholarship -
4 Lottery Surplus (activity 077) shall be transferred to the
5 PROMISE Scholarship Fund (fund 4296, org 0441) estab-
6 lished by section seven, article seven, chapter eighteen-cof
7 the code of West Virginia.
The purpose of this supplementary appropriation bill is to supplement, amend, add and increase items of appropriations in the aforesaid accounts for the designated spending units for expenditure during the fiscal year two thousand five.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Signature]
Chairman Senate Committee

[Signature]
Chairman House Committee

Originated in the Senate.

In effect from passage.

[Signature]
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

[Signature]
President of the Senate

[Signature]
Speaker House of Delegates

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

[Signature]
Governor