WEST VIRGINIA LEGISLATURE
3rd Extraordinary Session, 2004

ENROLLED

SENATE BILL NO. 3001

(By Senators [insert names]

PASSED November 16, 2004

In Effect from Passage
ENROLLED

Senate Bill No. 3001

(By Senators Tomblin, Mr. President, and Sprouse,
By Request of the Executive)

[Passed November 16, 2004; in effect from passage.]

AN ACT to amend and reenact §11B-2-15 of the code of West Virginia, 1931, as amended, relating to appropriation in certain fiscal years of moneys to the bureau for medical services of the department of health and human resources from funds held in reserve for the public employees insurance agency.

Be it enacted by the Legislature of West Virginia:

That §11B-2-15 of the code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 2. STATE BUDGET OFFICE.

§11B-2-15. Reserves for public employees insurance program.

1 (a) There is hereby continued a special revenue account in the state treasury, designated the "Public Employees Insurance Reserve Fund", which is 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: Provided, That
in only the fiscal year beginning the first day of July, two
thousand two, and in each of the next five fiscal years
thereafter, and ending on the thirtieth day of June, two
thousand eight, the moneys held in the fund may be
appropriated to the bureau for medical services of the
department of health and human resources.

(c) Annually each state agency, except for 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 of said chapter;
and the state institutions of higher education as defined in
section two, article one of said chapter shall transfer one
percent of its annualized expenditures from state funds,
excluding federal funds based on filled full-time equiva-
lents as determined by the state budget office as of the
first day of April for that fiscal year, to the public employ-
ees 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.

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

Chairman Senate Committee

Chairman House Committee

Originated in the Senate.

In effect from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within is approved this the 2nd Day of December, 2004.

Governor