WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 2005
SECOND EXTRAORDINARY

ENROLLED

House Bill No. 201

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

Passed April 16, 2005

In Effect from Passage
AN ACT making a supplementary appropriation of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated surplus balance in the State Fund, general revenue, to the Senate, fund 0165, fiscal year 2005, organization 2100, to the House of Delegates, fund 0170, fiscal year 2005, organization 2200, to the Joint Expenses, fund 0175, fiscal year 2005, organization 2300, to the Department of Administration - Division of Purchasing, fund 0210, fiscal year 2005, organization 0213, to the Department of Administration, Ethics Commission, fund 0223, fiscal year 2005, organization 0220, to the Educational Broadcasting Authority, fund 0300, fiscal year 2005, organization 0439, to the Department of Health and Human Resources, Division of Human Services, fund 0403, fiscal year 2005, organization 0511, to the Department of Military Affairs and Public Safety, West Virginia State Police, fund 0453, fiscal year 2005, organization 0612, to the Department of Transportation, Aeronautics Commission, fund 0582, fiscal year 2005, organization 0807, and to the Department of Environmental Protection, fund 0273, fiscal year 2005, organization 0313, by supplementing
and amending the appropriation for the fiscal year ending the thirtieth day of June, two thousand five.

WHEREAS, The governor submitted to the Legislature a statement of the state fund, general revenue, dated the ninth day of February, two thousand five, setting forth therein the cash balance as of the first day of July, two thousand four; and further included the estimate of revenues for the fiscal year two thousand five, less net appropriation balances forwarded and regular appropriations for fiscal year two thousand five; and

WHEREAS, It appears from the governor’s statement 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, two thousand five; therefore

*Be it enacted by the Legislature of West Virginia:*

That the total appropriation for fiscal year ending the thirtieth day of June, two thousand five, to fund 0165, fiscal year 2005, organization 2100, be supplemented and amended by increasing and adding a new item of appropriation to the total appropriation as follows:

<table>
<thead>
<tr>
<th>TITLE II — APPROPRIATIONS.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Section 1. Appropriations from general revenue.</td>
</tr>
<tr>
<td>LEGISLATIVE</td>
</tr>
<tr>
<td>I—Senate</td>
</tr>
<tr>
<td>Fund 0165 FY 2005 Org 2100</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Activity</th>
<th>General Revenue Fund</th>
</tr>
</thead>
<tbody>
<tr>
<td>12a Technology</td>
<td>725 $ 120,000</td>
</tr>
<tr>
<td>12b Improvements - Surplus(R)</td>
<td></td>
</tr>
</tbody>
</table>
Any unexpended balances remaining in the appropriation for technology improvements - surplus (fund 0165, activity 725) at the close of the fiscal year 2005 is hereby reappropriated for expenditure during the fiscal year 2006.

That the total appropriation for the fiscal year ending the thirtieth day of June, two thousand five, to fund 0170, fiscal year 2005, organization 2200, be supplemented and amended by increasing and adding a new item of appropriation to the total appropriation as follows:

TITLE II — APPROPRIATIONS.

Section 1. Appropriations from general revenue.

LEGISLATIVE

2-House of Delegates

Fund 0170 FY 2005 Org 2200

<table>
<thead>
<tr>
<th>Activity</th>
<th>General Revenue Fund</th>
</tr>
</thead>
<tbody>
<tr>
<td>7a Technology</td>
<td>$ 240,000</td>
</tr>
<tr>
<td>7b Improvements - Surplus (R) . . . 725</td>
<td>$ 240,000</td>
</tr>
</tbody>
</table>

Any unexpended balance remaining in the appropriation for technology improvements - surplus (fund 0170, activity 725) at the close of the fiscal year 2005 is hereby reappropriated for expenditure during the fiscal year 2006.

That the total appropriation for the fiscal year ending the thirtieth day of June, two thousand five, to fund 0175, fiscal year 2005, organization 2300, be supplemented and amended by increasing and adding a new item of appropriation to the total appropriation as follows:
TITLE II — APPROPRIATIONS.

Section 1. Appropriations from general revenue.

LEGISLATIVE

3-Joint Expenses

(WV Code Chapter 4)

Fund 0175 FY 2005 Org 2300

<table>
<thead>
<tr>
<th>General Revenue Fund</th>
</tr>
</thead>
<tbody>
<tr>
<td>Activity</td>
</tr>
<tr>
<td>12a Technology</td>
</tr>
<tr>
<td>12b Improvements - Surplus (R)</td>
</tr>
</tbody>
</table>

Any unexpended balance remaining in the appropriation for technology improvements - surplus (fund 0175, activity 725) at the close of the fiscal year 2005 is hereby reappropriated for expenditure during the fiscal year 2006.

That the total appropriation for fiscal year ending the thirtieth day of June, two thousand five, to fund 0210, fiscal year 2005, organization 0213, be supplemented and amended by increasing an existing item of appropriation as follows:

TITLE II — APPROPRIATIONS.

Section 1. Appropriations from general revenue.

DEPARTMENT OF ADMINISTRATION

22—Division of Purchasing
That the total appropriation for the fiscal year ending the thirtieth day of June, two thousand five, to fund 0223, fiscal year 2005, organization 0220, be supplemented and amended by increasing existing items of appropriation as follows:

**TITLE II — APPROPRIATIONS.**

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

**DEPARTMENT OF ADMINISTRATION**

26—*Ethics Commission*

(WV Code Chapter 6B)

Fund 0223 FY 2005 Org 0220

That the total appropriation for the fiscal year ending the thirtieth day of June, two thousand five, to fund 0300, fiscal
Enr. H. B. 201]

86 of year 2005, organization 0439, be supplemented and amended
87 by increasing an existing item of appropriation as follows:

88 TITLE II — APPROPRIATIONS.

89 Section 1. Appropriations from general revenue.

90 DEPARTMENT OF EDUCATION AND THE ARTS

91 43-Educational Broadcasting Authority

92 (WV Code Chapter 10)

93 Fund 0300 FY 2005 Org 0439

94                  General                Revenue
95 Activity     Fund       $          Activity     Fund       $
96
97 4 Unclassified - Surplus (R) ....... 097 $ 328,000

98 Any unexpended balance remaining in the appropriation for
99 unclassified-surplus (fund 0300, activity 097) at the close of the
100 fiscal year 2005 is hereby reappropriated for expenditure during
101 the fiscal year 2006.

102 That the total appropriation for the fiscal year ending the
103 thirtieth day of June, two thousand five, to fund 0403, fiscal
104 year 2005, organization 0511, be supplemented and amended
105 by increasing an existing item of appropriation as follows:

106 TITLE II — APPROPRIATIONS.

107 Section 1. Appropriations from general revenue.

108 DEPARTMENT OF HEALTH AND

109 HUMAN RESOURCES
50—Division of Human Services

(WV Code Chapters 9, 48 and 49)

Fund 0403 FY 2005 Org 0511

<table>
<thead>
<tr>
<th>General</th>
<th>Activity</th>
<th>Revenue</th>
<th>Fund</th>
</tr>
</thead>
<tbody>
<tr>
<td>35 Indigent Burials - Surplus . . . . . . . . . . . 076</td>
<td>$ 500,000</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

That the total appropriation for the fiscal year ending the thirtieth day of June, two thousand five, to fund 0453, fiscal year 2005, organization 0612, be supplemented and amended by increasing an existing item of appropriation as follows:

TITLE II — APPROPRIATIONS.

Section 1. Appropriations from general revenue.

DEPARTMENT OF MILITARY AFFAIRS
AND PUBLIC SAFETY

57-West Virginia State Police

(WV Code Chapter 15)

Fund 0453 FY 2005 Org 0612

<table>
<thead>
<tr>
<th>General</th>
<th>Activity</th>
<th>Revenue</th>
<th>Fund</th>
</tr>
</thead>
<tbody>
<tr>
<td>7 Barracks Maintenance and Construction - Surplus (R) . . . . . .</td>
<td>$ 1,250,000</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
That the total appropriation for the fiscal year ending the thirtieth day of June, two thousand five, to fund 0582, fiscal year 2005, organization 0807, be supplemented and amended by increasing an existing item of appropriation as follows:

**TITLE II — APPROPRIATIONS.**

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

**DEPARTMENT OF TRANSPORTATION**

72-Aeronautics Commission

(WV Code Chapter 29)

Fund 0582 FY 2005 Org 0807

<table>
<thead>
<tr>
<th>Activity</th>
<th>General Revenue Fund</th>
</tr>
</thead>
<tbody>
<tr>
<td>Unclassified - Surplus</td>
<td>$75,000</td>
</tr>
</tbody>
</table>

That the total appropriation for the fiscal year ending the thirtieth day of June, two thousand five, to fund 0273, fiscal year 2005, organization 0313, be supplemented and amended by increasing an existing item of appropriation as follows:

**TITLE II — APPROPRIATIONS.**

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

82—Division of Environmental Protection—
The above appropriation to unclassified-surplus (activity 097), three million dollars shall be transferred to fund 3287, org 0312 for the administration of loans by the solid waste management board to solid waste authorities on a revolving basis.

The purpose of this supplemental appropriation bill is to supplement, and increase 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.

[Signature]
Chairman Senate Committee

[Signature]
Chairman House Committee

Originating in the House.

In 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 is approved this the 22nd day of April, 2005.

[Signature]
Governor