

HB 124
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OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

FIRST EXTRAORDINARY SESSION, 2006

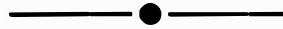


ENROLLED

COMMITTEE SUBSTITUTE
FOR

House Bill No. 124

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



Passed June 14, 2006

In Effect from Passage

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OFFICE WEST VIRGINIA
SECRETARY OF STATE

E N R O L L E D

COMMITTEE SUBSTITUTE

FOR

H. B. 124

(BY MR. SPEAKER, MR. KISS, AND DELEGATE TRUMP)

[BY REQUEST OF THE EXECUTIVE]

[Passed June 14, 2006: 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 balance in the State Fund, General Revenue, to the Department of Administration - Consolidated Public Retirement Board, fund 0195, fiscal year 2006, organization 0205, to the Department of Administration - Division of General Services, fund 0230, fiscal year 2006, organization 0211, to the Department of Administration - Public Defender Services, fund 0226, fiscal year 2006, organization 0221, to the Department of Administration - Public Employees Insurance Agency, fund 0200, fiscal year 2006, organization 0225, to the Department of Commerce - West Virginia Development Office, fund 0256, fiscal year 2006, organization 0307, to the Department of Commerce - Division of Miners' Health, Safety and Training, fund 0277, fiscal year 2006, organization 0314, to the Department of Education and the Arts -

§ Division of Culture and History, fund 0293, fiscal year 2006, organization 0432, to the Department of Health and Human Resources - Division of Health - Central Office, fund 0407, fiscal year 2006, organization 0506, to the Department of Health and Human Resources - Consolidated Medical Service Fund, fund 0525, fiscal year 2006, organization 0506, to the Department of Health and Human Resources - Division of Human Services, fund 0403, fiscal year 2006, organization 0511, to the Department of Military Affairs and Public Safety - Division of Corrections - Correctional Units, fund 0450, fiscal year 2006, organization 0608, to the Department of Military Affairs and Public Safety - West Virginia State Police, fund 0453, fiscal year 2006, organization 0612, to the Department of Revenue - Tax Division, fund 0470, fiscal year 2006, organization 0702, to Higher Education - West Virginia Council for Community and Technical College Education - Control Account, fund 0596, fiscal year 2006, organization 0420, and to Higher Education - Higher Education Policy Commission - System - Control Account, fund 0586, fiscal year 2006, organization 0442, by supplementing and amending the appropriation for the fiscal year ending the thirtieth day of June, two thousand six.

WHEREAS, The Governor submitted to the Legislature the Executive Budget Document which included a Statement of the State Fund, General Revenue, dated the eleventh day of January, two thousand six, setting forth therein the cash balance as of the first day of July, two thousand five; and further included the estimate of revenues for the fiscal year two thousand six, less net appropriation balances forwarded and regular appropriations for fiscal year two thousand six; and

WHEREAS, It appears from the Governor's Statement of the State Fund - General Revenue there now remains an unappropriated balance in the state treasury which is available for appropriation during the fiscal year ending the thirtieth day of June, two thousand six; therefore

Be it enacted by the Legislature of West Virginia:

That the total appropriation for the fiscal year ending the thirtieth day of June, two thousand six, to fund 0195, fiscal year 2006, organization 0205, be supplemented and amended by increasing an existing item of appropriation as follows:

1 TITLE II – APPROPRIATIONS.

2 Section 1. Appropriations from General Revenue.

3 DEPARTMENT OF ADMINISTRATION

4 *18-Consolidated Public Retirement Board*

5 (WV Code Chapter 5)

6 Fund 0195 FY 2006 Org 0205

7			General
8		Act-	Revenue
9		ivity	Funds

10	1	Unclassified - Total - Transfer	402	\$ 28,390,300
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11 The above appropriation for Unclassified - Total - Transfer
12 (fund 0195, activity 402) shall be transferred to the Consoli-
13 dated Public Retirement Board - West Virginia Teachers'
14 Retirement System Employers Accumulation Fund (Fund
15 2601).

16 And, that the total appropriation for the fiscal year ending
17 the thirtieth day of June, two thousand six, to fund 0230, fiscal
18 year 2006, organization 0211, be supplemented and amended
19 by increasing an existing item of appropriation as follows:

20 TITLE II – APPROPRIATIONS.

21 Section 1. Appropriations from General Revenue.

22 **DEPARTMENT OF ADMINISTRATION**

23 *20-Division of General Services*

24 (WV Code Chapter 5A)

25 Fund 0230 FY 2006 Org 0211

26			General
27		Act-	Revenue
28		ivity	Funds

29	4	Unclassified (R)	099	\$ 500,000
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30 Any unexpended balance remaining in the appropriation for
 31 Unclassified (fund 0230, activity 099) at the close of the fiscal
 32 year two thousand six is hereby reappropriated for expenditure
 33 during the fiscal year two thousand seven.

34 And, that the total appropriation for the fiscal year ending
 35 the thirtieth day of June, two thousand six, to fund 0226, fiscal
 36 year 2006, organization 0221, be supplemented and amended
 37 by increasing existing items of appropriation as follows:

38 **TITLE II – APPROPRIATIONS.**

39 **Section 1. Appropriations from General Revenue.**

40 **DEPARTMENT OF ADMINISTRATION**

41 *25-Public Defender Services*

42 (WV Code Chapter 29)

43 Fund 0226 FY 2006 Org 0221

44			General
45		Act-	Revenue
46		ivity	Funds

47	7	Public Defender Corporation (R) . .	352	\$ 1,500,000
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48	8	Appointed Counsel - Public Defender		
49	9	Conflicts (R)	568	1,300,000
50	10	Appointed Counsel Fees (R)	788	2,200,000

51 Any unexpended balance remaining in the appropriation for
 52 Appointed Counsel - Public Defender Conflicts (fund 0226,
 53 activity 568) at the close of the fiscal year two thousand six is
 54 hereby reappropriated for expenditure during the fiscal year two
 55 thousand seven.

56 And, that the total appropriation for the fiscal year ending
 57 the thirtieth day of June, two thousand six, to fund 0200, fiscal
 58 year 2006, organization 0225, be supplemented and amended
 59 by adding thereto a new item of appropriation as follows:

60 TITLE II – APPROPRIATIONS.

61 Section 1. Appropriations from General Revenue.

62 DEPARTMENT OF ADMINISTRATION

63 *27-Public Employees Insurance Agency*

64 (WV Code Chapter 5)

65 Fund 0200 FY 2006 Org 0225.

66				General
67			Act-	Revenue
68			ivity	Funds
69	1	Employees Subsidy (R)	922	\$ 3,900,000

70 Any unexpended balance remaining in the appropriation for
 71 Employees Subsidy (fund 0200, activity 922) at the close of the
 72 fiscal year two thousand six is hereby reappropriated for
 73 expenditure during the fiscal year two thousand seven.

74 And, that the items of the total appropriation from the State
75 Fund, General Revenue, to the Department of Commerce -
76 West Virginia Development Office, fund 0256, fiscal year
77 2006, organization 0307, be supplemented, increased and
78 amended by adding thereto new items of appropriation as
79 follows:

80 TITLE II – APPROPRIATIONS.

81 Section 1. Appropriations from General Revenue.

82 DEPARTMENT OF COMMERCE

83 *33-West Virginia Development Office*

84 (WV Code Chapter 5B)

85 Fund 0256 FY 2006 Org 0307

86			General
87			Revenue
88			Funds
		Act- ivity	
89	42a Infrastructure Projects	079	\$ 14,000,000
90	42b Housing Development		
91	Fund Grants	089	250,000

92 The above appropriation for Infrastructure Projects (fund
93 0256, activity 079) shall be transferred to the West Virginia
94 Infrastructure Fund (Fund 3384).

95 The above appropriation for Housing Development Fund
96 Grants (fund 0256, activity 089) shall be granted to the West
97 Virginia Housing Development Fund to assist families that
98 must be relocated away from the floodplains.

99 And, that the items of the total appropriation from the State
100 Fund, General Revenue, to the Department of Commerce -

101 Division of Miners' Health, Safety and Training, fund 0277,
 102 fiscal year 2006, organization 03 14, be supplemented, increased
 103 and amended to hereafter read as follows:

104 **TITLE II – APPROPRIATIONS.**

105 **Section 1. Appropriations from General Revenue.**

106 **DEPARTMENT OF COMMERCE**

107 *36-Division of Miners' Health, Safety and Training*

108 (WV Code Chapter 22)

109 Fund 0277, FY 2006, Org 0314

110			General
111		Act-	Revenue
112		ivity	Funds
113	1	Personal Services	001 \$ 4,102,856
114	2	Annual Increment	004 70,600
115	3	Employee Benefits	010 1,551,243
116	4	Unclassified (R)	099 647,893
117	5	WV Diesel Equipment Commission	712 38,034
118	6	BRIM Premium	913 <u>72,573</u>
119	7	Total	\$ 6,483,199

120 From the appropriation above (fund 0277) at least \$500,000
 121 shall be used in developing, procuring and/or deploying
 122 technologies to assist in locating and communicating with
 123 trapped miners, supporting life, transporting rescue personnel
 124 and rescued individuals through underground mines and
 125 otherwise assist with mine rescue operations.

126 Any unexpended balance remaining in the appropriation for
 127 Unclassified (fund 0277, activity 099) at the close of the fiscal

128 year two thousand six is hereby reappropriated for expenditure
129 during the fiscal year two thousand seven.

130 And, that the total appropriation for the fiscal year ending
131 the thirtieth day of June, two thousand six, to fund 0293, fiscal
132 year 2006, organization 0432, be supplemented and amended
133 by adding thereto a new item of appropriation as follows:

134 TITLE II – APPROPRIATIONS.

135 Section 1. Appropriations from General Revenue.

136 DEPARTMENT OF EDUCATION AND THE ARTS

137 *48-Division of Culture and History*

138 (WV Code Chapter 29)

139 Fund 0293 FY 2006 Org 0432

140		Act-	General
141		ivity	Revenue
142			Funds
143 7a	Capital Outlay, Repairs and		
144 7b	Equipment (R)	589	\$ 350,000

145 Any unexpended balance remaining in the appropriation for
146 Capital Outlay, Repairs and Equipment (fund 0293, activity
147 589) at the close of the fiscal year two thousand six is hereby
148 reappropriated for expenditure during the fiscal year two
149 thousand seven.

150 And, that the total appropriation for the fiscal year ending
151 the thirtieth day of June, two thousand six, to fund 0407, fiscal
152 year 2006, organization 0506, be supplemented and amended
153 by increasing existing items of appropriation as follows:

154 TITLE II – APPROPRIATIONS.

155 Section 1. Appropriations from General Revenue.

156 DEPARTMENT OF HEALTH AND
157 HUMAN RESOURCES

158 *56-Division of Health-*

159 *Central Office*

160 (WV Code Chapter 16)

161 Fund 0407 FY 2006 Org 0506

162			General
163		Act-	Revenue
164		ivity	Funds

165	15	Statewide EMS Program		
166		Support (R)	383	\$ 362,465

167 Any unexpended balance remaining in the appropriation for
168 Statewide EMS Program Support (fund 0407, activity 383) at
169 the close of the fiscal year two thousand six is hereby
170 reappropriated for expenditure during the fiscal year two
171 thousand seven.

172 And, that the total appropriation for the fiscal year ending
173 the thirtieth day of June, two thousand six, to fund 0525, fiscal
174 year 2006, organization 0506, be supplemented and amended
175 by increasing an existing item of appropriation and adding
176 thereto a new item of appropriation as follows:

177 TITLE II – APPROPRIATIONS.

178 Section 1. Appropriations from General Revenue.

179 **DEPARTMENT OF HEALTH AND**
180 **HUMAN RESOURCES**

181 *57-Consolidated Medical Service Fund*

182 (WV Code Chapter 16)

183 Fund 0525 FY 2006 Org 0506

184			General
185		Act-	Revenue
186		ivity	Funds
187	8 Institutional Facilities Operations .	335	\$ 1,039,000
188	12b Capital Outlay (R)	511	8,673,000

189 And, that the total appropriation for the fiscal year ending
190 the thirtieth day of June, two thousand six, to fund 0403, fiscal
191 year 2006, organization 0511, be supplemented and amended
192 by increasing an existing item of appropriation as follows:

193 **TITLE II – APPROPRIATIONS.**

194 **Section 1. Appropriations from General Revenue.**

195 **DEPARTMENT OF HEALTH AND**
196 **HUMAN RESOURCES**

197 *60-Division of Human Services*

198 (WV Code Chapters 9, 48 and 49)

199 Fund 0403 FY 2006 Org 0511

200			General
201		Act-	Revenue
202		ivity	Funds
203	10 Social Services	195	\$ 1,000,000

204 And, that the total appropriation for the fiscal year ending
 205 the thirtieth day of June, two thousand six, to fund 0450, fiscal
 206 year 2006, organization 0608, be supplemented and amended
 207 by increasing an existing item of appropriation and adding
 208 thereto a new item of appropriation as follows:

209 TITLE II – APPROPRIATIONS.

210 Section 1. Appropriations from General Revenue.

211 DEPARTMENT OF MILITARY AFFAIRS
 212 AND PUBLIC SAFETY

213 *67-Division of Corrections-*

214 *Correctional Units*

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

216 Fund 0450 FY 2006 Org 0608.

217			General
218		Act-	Revenue
219		ivity	Funds
220	11	Payments to Federal, County and/or	
221	12	Regional Jails (R)	555 \$ 8,266,546
222	23a	Capital Outlay and	
223		Maintenance (R)	755 2,879,500

224 Any unexpended balance remaining in the appropriation for
 225 Payments to Federal, County and/or Regional Jails (fund 0450,
 226 activity 555) at the close of the fiscal year two thousand six is
 227 hereby reappropriated for expenditure during the fiscal year two
 228 thousand seven.

229 And, that the total appropriation for the fiscal year ending
 230 the thirtieth day of June, two thousand six, to fund 0453, fiscal

231 year 2006, organization 0612, be supplemented and amended
232 by adding thereto a new item of appropriation as follows:

233 TITLE II – APPROPRIATIONS.

234 Section 1. Appropriations from General Revenue.

235 DEPARTMENT OF MILITARY AFFAIRS
236 AND PUBLIC SAFETY

237 *68-West Virginia State Police*

238 (WV Code Chapter 15)

239 Fund 0453, FY 2006, Org 0612

240			General
241		Act-	Revenue
242		ivity	Funds

243	16a Law Enforcement-		
244	Special Projects (R)	787	\$ 1,000,000

245 And, that the total appropriation for the fiscal year ending
246 the thirtieth day of June, two thousand six, to fund 0470, fiscal
247 year 2006, organization 0702, be supplemented and amended
248 by increasing an existing item of appropriation as follows:

249 TITLE II – APPROPRIATIONS.

250 Section 1. Appropriations from General Revenue.

251 DEPARTMENT OF REVENUE

252 *76-Tax Division*

253 (WV Code Chapter 11)

254	Fund 0470 FY 2006 Org 0702		
255			General
256		Act-	Revenue
257		ivity	Funds
258	4	Unclassified (R)	099 \$ 100,000

259 And, that the items of the total appropriation from the State
 260 Fund, General Revenue, to Higher Education - West Virginia
 261 Council for Community and Technical College Education -
 262 Control Account, fund 0596, fiscal year 2006, organization
 263 0420, be supplemented and amended by adding thereto a new
 264 item of appropriation as follows:

265 TITLE II – APPROPRIATIONS.

266 Section 1. Appropriations from General Revenue.

267 HIGHER EDUCATION

268 *85-West Virginia Council for*

269 *Community and Technical College Education-*

270 *Control Account*

271 (WV Code Chapter 18B)

272 Fund 0596 FY 2006 Org 0420

273			General
274		Act-	Revenue
275		ivity	Funds
276	23a	Community College Workforce	
277	23b	Development (R)	878 \$ 1,000,000

278 And, that the items of the total appropriation from the State
279 Fund, General Revenue, to Higher Education - Higher Educa-
280 tion Policy Commission - System - Control Account, fund
281 0586, fiscal year 2006, organization 0442, be supplemented and
282 amended by increasing an existing item of appropriation as
283 follows:

284 TITLE II – APPROPRIATIONS.

285 Section 1. Appropriations from General Revenue.

286 HIGHER EDUCATION

287 *87-Higher Education Policy Commission-*

288 *System-*

289 *Control Account*

290 (WV Code Chapter 18B)

291 Fund 0586 FY 2006 Org 0442

292	293	294	Act- ivity	General Revenue Funds
295	19 West Virginia University	459	\$ 300,000	

296 The purpose of this supplemental appropriation bill is to
297 supplement, amend, increase and add items of appropriations in
298 the aforesaid accounts for the designated spending units for
299 expenditure during the fiscal year two thousand six.

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.

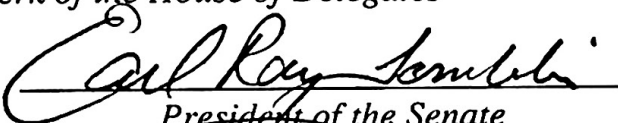
In effect from passage.



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 19th
day of June, 2006.



Governor

PRESENTED TO THE
GOVERNOR

JUN 19 2006

Time 10:15 am