

SB 794

FILED

2006 MAR 24 P 4: 27

CLIVE EST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE
Regular Session, 2006

ENROLLED

SENATE BILL NO. 794

(By Senator Helmick, et al)

PASSED March 10, 2006

In Effect from Passage

FILED

2006 MAR 24 P 4: 27

STATE OF WEST VIRGINIA
SECRETARY OF STATE

ENROLLED

Senate Bill No. 794

(BY SENATORS HELMICK, SHARPE, PLYMALE,
EDGELL, LOVE, BAILEY, BOWMAN, UNGER, MINEAR,
BOLEY, FACEMYER AND GUILLS)

[Passed March 10, 2006; in effect from passage.]

AN ACT expiring funds to the unappropriated surplus balance in the State Fund, General Revenue, for the fiscal year ending the thirtieth day of June, two thousand six, in the amount of five million four hundred thousand dollars from the Joint Expenses, fund 0175, fiscal year 2005, organization 2300, activity 642, in the amount of one million dollars from the State Department of Education, fund 0313, fiscal year 2006, organization 0402, activity 097, in the amount of twenty-four million six hundred thousand dollars from the Tax Reduction and Federal Funding Increased Compliance Fund, fund 1732, fiscal year 2006, organization 2300, in the amount of six million six hundred twenty-nine thousand dollars from the Board of Risk and Insurance Management - Premium Tax Savings Fund, fund 2367, fiscal year 2006, organization 0218, and in the amount of one million two hundred fifty thousand dollars from the Public Service Commission, fund 8623, fiscal year 2006, organization 0926,

and 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 Department of Agriculture, fund 0131, fiscal year 2006, organization 1400, to the West Virginia Conservation Agency, fund 0132, fiscal year 2006, organization 1400, to the Consolidated Public Retirement Board, fund 0195, fiscal year 2006, organization 0205, to the State Department of Education, fund 0313, fiscal year 2006, organization 0402, to the State Board of Rehabilitation Services - Division of Rehabilitation Services, fund 0310, fiscal year 2006, organization 0932, to the Division of Human Services, fund 0403, fiscal year 2006, organization 0511, to Division of Corrections - correctional units, fund 0450, fiscal year 2006, organization 0608, and to the Aeronautics Commission, fund 0582, fiscal year 2006, organization 0807, by supplementing and amending the appropriations for the fiscal year ending the thirtieth day of June, two thousand six.

WHEREAS, The Legislature finds that the account balance in the Joint Expenses, fund 0175, fiscal year 2005, organization 2300, activity 642, the State Department of Education, fund 0313, fiscal year 2006, organization 0402, activity 097, the Tax Reduction and Federal Funding Increased Compliance Fund, fund 1732, fiscal year 2006, organization 2300, the Board of Risk and Insurance Management - Premium Tax Savings Fund, fund 2367, fiscal year 2006, organization 0218, the Public Service Commission, fund 8623, fiscal year 2006, organization 0926, exceeds that which is necessary for the purposes for which the accounts were established; and

WHEREAS, The Governor submitted to the Legislature the Executive Budget document, dated the eleventh day of January, two thousand six, which included a statement of the State Fund, General Revenue, 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 Executive Budget document, statement of the State Fund, General Revenue and this legislation 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 six; therefore

Be it enacted by the Legislature of West Virginia:

1 That the balance of the funds available for expenditure
2 in the fiscal year ending the thirtieth day of June, two
3 thousand six, to the Joint Expenses, fund 0175, fiscal year
4 2005, organization 2300, activity 642, be decreased by
5 expiring the amount of five million four hundred thousand
6 dollars; to the State Department of Education, fund 0313,
7 fiscal year 2006, organization 0402, activity 097, be
8 decreased by expiring the amount of one million dollars;
9 to the Tax Reduction and Federal Funding Increased
10 Compliance Fund, fund 1732, fiscal year 2006, organiza-
11 tion 2300, be decreased by expiring the amount of twenty-
12 four million six hundred thousand dollars; to the Board of
13 Risk and Insurance Management - Premium Tax Savings
14 Fund, fund 2367, fiscal year 2006, organization 0218, be
15 decreased by expiring the amount of six million six
16 hundred twenty-nine thousand dollars; and to the Public
17 Service Commission, fund 8623, fiscal year 2006, organiza-
18 tion 0926, be decreased by expiring the amount of one
19 million two hundred fifty thousand dollars to the unappro-
20 priated surplus balance of the State Fund, General Reve-
21 nue, to be available for appropriation during the fiscal
22 year two thousand six.

23 And that the total appropriation for the fiscal year
24 ending the thirtieth day of June, two thousand six, to fund
25 0131, fiscal year 2006, organization 1400, be supplemented
26 and amended by increasing existing items of appropriation
27 and adding new items of appropriation as follows:

28 TITLE II-APPROPRIATIONS.

29 Section 1. Appropriations from General Revenue.

30 EXECUTIVE

31 10-Department of Agriculture

32 (WV Code Chapter 19)

33 Fund 0131 FY 2006 Org 1400

			General
		Act-	Revenue
		ivity	Funds
37	7	Unclassified - Surplus (R)	097 \$ 985,500
38	12	Predator Control - Surplus (R)	65,000
39	20a	Jackson's Mill - Surplus (R) . . .	842 500,000
40	20b	4-H Camp Improvements -	
41		Surplus (R)	600,000

42 Any unexpended balance remaining in the appropriation
43 for Predator Control - Surplus (fund 0131, activity),
44 Jackson's Mill - Surplus (fund 0131, activity 842), and 4-H
45 Camp Improvements - Surplus (fund 0131, activity) at the
46 close of the fiscal year 2006 is hereby reappropriated for
47 expenditure during the fiscal year 2007.

48 And that the total appropriation for the fiscal year
49 ending the thirtieth day of June, two thousand six, to fund
50 0132, fiscal year 2006, organization 1400, be supplemented
51 and amended by increasing an existing item of appropria-
52 tion as follows:

53 TITLE II-APPROPRIATIONS.

54 Section 1. Appropriations from General Revenue.

55 EXECUTIVE

56 11-West Virginia Conservation Agency

57 (WV Code Chapter 19)

58	Fund 0132, FY 2006, Org 1400,		
59			General
60		Act-	Revenue
61		ivity	Funds
62	5 Soil Conservation Projects -		
63	Surplus (R)	269	\$ 2,100,000

64 And that the total appropriation for the fiscal year
65 ending the thirtieth day of June, two thousand six, to fund
66 0195, fiscal 2006, organization 0205, be supplemented and
67 amended by increasing an existing item of appropriation
68 as follows:

69 TITLE II-APPROPRIATIONS.

70 Section 1. Appropriations from General Revenue.

71 DEPARTMENT OF ADMINISTRATION

72 18 - Consolidated Public Retirement Board

73 (WV Code Chapter 5)

74 Fund 0195, FY 2006, Org 0205,

75			General
76		Act-	Revenue
77		ivity	Fund
78	1 Unclassified - Total -		
79	Transfer - Surplus	682	\$ 32,895,500

80 From the above appropriation for Unclassified - Total -
81 Transfer - Surplus (fund 0195, activity 682) shall be
82 transferred to the Consolidated Public Retirement Board -
83 West Virginia Teachers' Retirement System Employers
84 Accumulation Fund (Fund 2601).

85 And that the total appropriation for the fiscal year
86 ending the thirtieth day of June, two thousand six, to fund
87 0313, fiscal year 2006, organization 0402, be supplemented

88 and amended by adding new items of appropriation as
89 follows:

90 TITLE II-APPROPRIATIONS.

91 Section 1. Appropriations from General Revenue.

92 DEPARTMENT OF EDUCATION

93 *41-State Department of Education*

94 (WV Code Chapters 18 and 18A)

95 Fund 0313, FY 2006, Org 0402.

96	97	98	Act- ivity	General Revenue Funds
99	27a	Transportation Costs -		
100		Surplus (R)		\$ 3,500,000
101	27b	Educational Enhancements -		
102		Surplus (R)		4,000,000

103 Any unexpended balance remaining in the appropria-
104 tion for Transportation Costs - Surplus (fund 0313,
105 activity) and Educational Enhancements - Surplus (fund
106 0313, activity) at the close of the fiscal year two thousand
107 six is hereby reappropriated for expenditure in the fiscal
108 year two thousand seven.

109 And that the total appropriation for the fiscal year
110 ending the thirtieth day of June, two thousand six, to fund
111 0310, fiscal year 2006, organization 0932, be supplemented
112 and amended by increasing an existing item of appropria-
113 tion and adding a new item of appropriation as follows:

114 TITLE II-APPROPRIATIONS.

115 Section 1. Appropriations from General Revenue.

116 DEPARTMENT OF EDUCATION AND THE ARTS

117 *51-State Board of Rehabilitation-*

118	<i>Division of Rehabilitation Services</i>		
119	(WV Code Chapter 18)		
120	Fund <u>0310</u> , FY <u>2006</u> , Org <u>0932</u> ,		
121			General
122		Act-	Revenue
123		ivity	Funds
124	1	Personal Services - Surplus 243	\$ 246,000
125	10	Capital Outlay, Repairs and	
126		Equipment - Surplus (R) 677	782,000

127 And that the total appropriation for the fiscal year
 128 ending the thirtieth day of June, two thousand six, to fund
 129 0403, fiscal year 2006, organization 0511, be supplemented
 130 and amended by increasing an existing item of appropria-
 131 tion as follows:

132 **TITLE II-APPROPRIATIONS.**

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

134 **DEPARTMENT OF HEALTH AND**
 135 **HUMAN RESOURCES**

136 *60-Division of Human Services*

137 (WV Code Chapters 9, 48 and 49)

138 Fund 0403, FY 2006, Org 0511,

139			General
140		Act-	Revenue
141		ivity	Funds
142	32	Indigent Burials-Surplus (R) 076	\$ 100,000

143 And that the total appropriation for the fiscal year
 144 ending the thirtieth day of June, two thousand six, to fund
 145 0450, fiscal year 2006, organization 0608, be supplemented
 146 and amended by increasing an existing item of appropria-
 147 tion as follows:

148 TITLE II-APPROPRIATIONS.

149 Section 1. Appropriations from General Revenue.

150 DEPARTMENT OF MILITARY AFFAIRS
151 AND PUBLIC SAFETY

152 *67-Division of Corrections-*
153 *Correctional Units*

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

155 Fund 0450, FY 2006, Org 0608.

156	157	158	Act- ivity	General Revenue Funds
159	1	097	097	\$ 1,500,000

160 Any unexpended balance remaining in the appropriation
161 for Unclassified - Surplus (fund 0450, activity 097) at the
162 close of the fiscal year two thousand six is hereby
163 reappropriated for expenditure during the fiscal year two
164 thousand seven.

165 And that the total appropriation for the fiscal year
166 ending the thirtieth day of June, two thousand six, to fund
167 0582, fiscal year 2006, organization 0807, be supplemented
168 and amended by increasing an existing item of appropria-
169 tion as follows:

170 TITLE II - APPROPRIATIONS.

171 Section 1. Appropriations from General Revenue.

172 DEPARTMENT OF TRANSPORTATION

173 *83-Aeronautics Commission*

174 (WV Code Chapter 29)

175 Fund 0582, FY 2006, Org 0807.

176				General
177			Act-	Revenue
178			ivity	Funds
179	1	Unclassified - Surplus (R)	097	\$ 400,000

180 The purpose of this bill is to expire funds into the
 181 unappropriated surplus balance in the State Fund, General
 182 Revenue, and to supplement, amend, add, and increase
 183 items of appropriation in the aforesaid accounts for the
 184 designated spending units for expenditure during the fiscal
 185 year two thousand six.

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

Claude White

.....
Chairman Senate Committee

R. Berry

.....
Chairman House Committee

Originated in the Senate.

In effect from passage.

Daniel E. Cleburne

.....
Clerk of the Senate

James M. Bond

.....
Clerk of the House of Delegates

Carl Ray Tomblin

.....
President of the Senate

Robert S. Taylor

.....
Speaker House of Delegates

The within *is approved* this the *24th*

Day of *March*, 2006.

[Signature]

.....
Governor

PRESENTED TO THE
GOVERNOR

MAR 24 2006

Time 1:16 pm