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**WEST VIRGINIA LEGISLATURE**

**SEVENTY-EIGHTH LEGISLATURE**

**REGULAR SESSION, 2008**

*First Extraordinary*

**ENROLLED**

**Senate Bill No. 1006**

(BY SENATORS HELMICK, SHARPE, PLYMALE,  
CHAFIN, PREZIOSO, EDGELL, LOVE, BAILEY, BOWMAN,  
McCABE, UNGER, FANNING, SYPOLT, FACEMYER,  
BOLEY, SPROUSE AND GUILLIS)

[Passed March 16, 2008; in effect from passage.]

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OFFICE OF THE  
SECRETARY OF STATE

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**Senate Bill No. 1006**

(BY SENATORS HELMICK, SHARPE, PLYMALE,  
CHAFIN, PREZIOSO, EDGELL, LOVE, BAILEY, BOWMAN,  
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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 West Virginia Conservation Agency, fund 0132, fiscal year 2008, organization 1400, to the Department of Administration - Office of the Secretary, fund 0186, fiscal year 2008, organization 0201, to the Department of Administration - Consolidated Public Retirement Board, fund 0195, fiscal year 2008, organization 0205, to the Department of Commerce - West

Virginia Development Office, fund 0256, fiscal year 2008, organization 0307, to the Department of Commerce - WORKFORCE West Virginia, fund 0572, fiscal year 2008, organization 0323, to the Department of Education and the Arts - Office of the Secretary, fund 0294, fiscal year 2008, organization 0431, to the Department of Health and Human Resources - Division of Health - Central Office, fund 0407, fiscal year 2008, organization 0506, to the Department of Health and Human Resources - Division of Human Services, fund 0403, fiscal year 2008, organization 0511, to the Department of Military Affairs and Public Safety - Division of Corrections - Correctional Units, fund 0450, fiscal year 2008, organization 0608, and to the Higher Education Policy Commission - Administration - Control Account, fund 0589, fiscal year 2008, organization 0441, by supplementing and amending chapter twelve, Acts of the Legislature, regular session, two thousand seven, known as the budget bill.

WHEREAS, The Governor submitted to the Legislature the Executive Budget Document, dated the ninth day of January, two thousand eight, containing a statement of the State Fund, General Revenue, setting forth therein the cash balance as of the first day of July, two thousand seven, and further included the estimate of revenues for the fiscal year two thousand eight, less net appropriation balances forwarded and regular appropriations for the fiscal year two thousand eight; 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 eight; 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 eight, to fund 0132, fiscal year 2008, organization 1400, be supplemented and amended and by increasing an existing item of appropriation as follows:

1                   **TITLE II—APPROPRIATIONS.**

2           **Section 1. Appropriations of General Revenue.**

3                   **EXECUTIVE**

4                   *11—West Virginia Conservation Agency*

5                   (WV Code Chapter 19)

6                   Fund 0132 FY 2008 Org 1400

7				<b>General</b>
8		<b>Act-</b>		<b>Revenue</b>
9		<b>ivity</b>		<b>Funds</b>
10	5 Soil Conservation			
11	Projects (R) . . . . .	120	\$	5,250,000

12       And that the total appropriation for the fiscal year  
 13       ending the thirtieth day of June, two thousand eight, to  
 14       fund 0186, fiscal year 2008, organization 0201, be  
 15       supplemented and amended by adding a new item of  
 16       appropriation as follows:

17                   **TITLE II—APPROPRIATIONS.**

18           **Section 1. Appropriations of General Revenue.**

19                   **DEPARTMENT OF ADMINISTRATION**

20                    *18-Department of Administration-*  
21                    *Office of the Secretary*

22                    (WV Code Chapter 5F)

23                    Fund 0186 FY 2008 Org 0201

24				<b>General</b>
25		<b>Act-</b>		<b>Revenue</b>
26		<b>ivity</b>		<b>Funds</b>

27    3b Teachers' Retirement

28            Savings Realized    ..    095    \$    1,602,000

29    The above appropriation for Teachers' Retirement  
30    Savings Realized (fund 0186, activity 095) shall be  
31    transferred to the Department of Administration -  
32    Office of the Secretary - Employee Pension and Health  
33    Care Benefits Fund (fund 2044).

34    And that the total appropriation for the fiscal year  
35    ending the thirtieth day of June, two thousand eight, to  
36    fund 0195, fiscal year 2008, organization 0205, be  
37    supplemented and amended by adding new items of  
38    appropriation as follows:

39                    **TITLE II—APPROPRIATIONS.**

40                    **Section 1. Appropriations of General Revenue.**

41                    **DEPARTMENT OF ADMINISTRATION**

42                    *19-Consolidated Public Retirement Board*

43                    (WV Code Chapter 5)

					<b>General</b>
					<b>Revenue</b>
					<b>Funds</b>
1 Pension Merger Admini-					
2 strative Costs (R) . . . .	429	\$		2,000,000	
3 Supplemental Benefits for					
4 Annuitants (R) . . . . .	892			2,042,400	

57 Any unexpended balance remaining in the  
58 appropriation for Supplemental Benefits for  
59 Annuitants (fund 0195, activity 892) at the close of the  
60 fiscal year two thousand eight is hereby reappropriated  
61 for expenditure during the fiscal year two thousand  
62 nine.

68 TITLE II—APPROPRIATIONS.

## 70 DEPARTMENT OF COMMERCE

71 *36-West Virginia Development Office*

72 (WV Code Chapter 5B)

73 Fund 0256 FY 2008 Org 0307

74		General
75	Act-	Revenue
76	ivity	Funds

75	<b>Act-</b>	<b>Revenue</b>
76	<b>ivity</b>	<b>Funds</b>

76 **ivity Funds**

77	7	Unclassified .....	099	\$	100,000
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78 35 Local Economic Development

79	Assistance (R) . . . .	819	650,000
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80 The above appropriation for Unclassified is for the  
81 Southern Appalachian Labor School's Youth Build  
82 Program.

81 Southern Appalachian Labor School's Youth Build  
82 Program.

82 Program.

83 And that chapter twelve, Acts of the Legislature,  
84 regular session, two thousand seven, known as the  
85 budget bill, be supplemented and amended by adding to  
86 Title II, section one thereof the following:

84 regular session, two thousand seven, known as the  
85 budget bill, be supplemented and amended by adding to  
86 Title II, section one thereof the following:

85 budget bill, be supplemented and amended by adding to  
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87 TITLE II—APPROPRIATIONS.

**88 Section 1. Appropriations of General Revenue.**

89 DEPARTMENT OF COMMERCE

90 *41a-WORKFORCE West Virginia*

**91 (WV Code Chapter 23)**

Fund 0572 FY 2008 Org 0323

93			<b>General</b>
94		<b>Act-</b>	<b>Revenue</b>
95		<b>ivity</b>	<b>Funds</b>

96 1 Unclassified -

97 Total (R) ..... 096 \$ 674,392

98 Any unexpended balance remaining in the  
 99 appropriation for Unclassified - Total (fund 0572,  
 100 activity 096) at the close of the fiscal year two thousand  
 101 eight is hereby reappropriated for expenditure during  
 102 the fiscal year two thousand nine.

103 And that the total appropriation for the fiscal year  
 104 ending the thirtieth day of June, two thousand eight, to  
 105 fund 0294, fiscal year 2008, organization 0431, be  
 106 supplemented and amended by increasing an existing  
 107 item of appropriation as follows:

108 TITLE II—APPROPRIATIONS.

109 Section 1. Appropriations of General Revenue.

110 DEPARTMENT OF EDUCATION AND THE ARTS

111 52—Department of Education and the Arts—  
 112 Office of the Secretary

113 (WV Code Chapter 5F)

114 Fund 0294 FY 2008 Org 0431.

115			<b>General</b>
116		<b>Act-</b>	<b>Revenue</b>
117		<b>ivity</b>	<b>Funds</b>



118 1 Unclassified (R) . . . . . 099 \$ 100,000

119 And that the total appropriation for the fiscal year  
120 ending the thirtieth day of June, two thousand eight, to  
121 fund 0407, fiscal year 2008, organization 0506, be  
122 supplemented and amended by increasing an existing  
123 item of appropriation as follows:

124 TITLE II—APPROPRIATIONS.

125 Section 1. Appropriations of General Revenue.

126 DEPARTMENT OF HEALTH AND HUMAN  
127 RESOURCES

128 61—Division of Health-  
129 Central Office

130 (WV Code Chapter 16)

131 Fund 0407 FY 2008 Org 0506

132			General
133		Act-	Revenue
134		ivity	Funds

135 33 Health Right Free

136 Clinics . . . . . 727 \$ 1,000,000

137 And that the total appropriation for the fiscal year  
138 ending the thirtieth day of June, two thousand eight, to  
139 fund 0403, fiscal year 2008, organization 0511, be  
140 supplemented and amended by increasing an existing  
141 item of appropriation and adding a new item of  
142 appropriation as follows:

143 TITLE II—APPROPRIATIONS.

144 Section 1. Appropriations of General Revenue.

145 DEPARTMENT OF HEALTH AND HUMAN  
146 RESOURCES

147 *65—Division of Human Services*

148 (WV Code Chapters 9, 48 and 49)

149 Fund 0403, FY 2008, Org 0511

150				General
151		Act-		Revenue
152		ivity		Funds

153	20 OSCAR and			
154	RAPIDS .....	515	\$	875,000

155	33a Capital Outlay and			
156	Maintenance (R) . .	755		500,000

157 Any unexpended balance remaining in the  
158 appropriation for Capital Outlay and Maintenance  
159 (fund 0403, activity 755) at the close of the fiscal year  
160 two thousand eight is hereby reappropriated for  
161 expenditure during the fiscal year two thousand nine.

162 And that the total appropriation for the fiscal year  
163 ending the thirtieth day of June, two thousand eight, to  
164 fund 0450, fiscal year 2008, organization 0608, be  
165 supplemented and amended by increasing an existing  
166 item of appropriation as follows:

## 167 TITLE II—APPROPRIATIONS.

## 168 Section 1. Appropriations of General Revenue.

169 DEPARTMENT OF MILITARY AFFAIRS  
170 AND PUBLIC SAFETY171 72—Division of Corrections—  
172 Correctional Units

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

174 Fund 0450 FY 2008, Org 0608.

175				General
176		Act-		Revenue
177		ivity		Funds

178	12	Payments to Federal,		
179	13	County and/or Regional		
180		Jails (R) . . . . .	555	\$ 7,207,843

181 Any unexpended balance remaining in the  
182 appropriation for Payments to Federal, County and/or  
183 Regional Jails (fund 0450, activity 555) at the close of  
184 the fiscal year two thousand eight is hereby  
185 reappropriated for expenditure during the fiscal year  
186 two thousand nine.

187 And that the total appropriation for the fiscal year  
188 ending the thirtieth day of June, two thousand eight, to  
189 fund 0589, fiscal year 2008, organization 0441, be  
190 supplemented and amended by adding a new item of  
191 appropriation as follows:

192 TITLE II—APPROPRIATIONS.

193 Section 1. Appropriations of General Revenue.

194 HIGHER EDUCATION

195 90—Higher Education Policy Commission-  
 196 Administration-  
 197 Control Account

198 (WV Code Chapter 18B)

199 Fund 0589 FY 2008 Org 0441

200			General
201		Act-	Revenue
202		ivity	Funds

203	7a Capital Outlay and		
204	Maintenance (R) . .	755	\$ 8,000,000

205 Any unexpended balance remaining in the  
 206 appropriation for Capital Outlay and Maintenance  
 207 (fund 0589, activity 755) at the close of the fiscal year  
 208 two thousand eight is hereby reappropriated for  
 209 expenditure during the fiscal year two thousand nine.

210 The purpose of this supplemental appropriation bill is  
 211 to supplement, amend, increase and add items of  
 212 appropriations in the aforesaid accounts for the  
 213 designated spending units for expenditure during the  
 214 fiscal year two thousand eight.


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

  
.....  
Chairman Senate Committee

  
.....  
Chairman House Committee

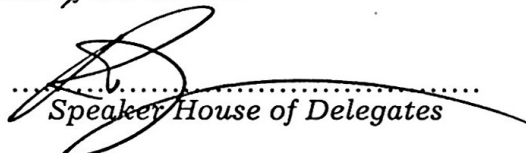
Originated in the Senate.

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 *21st* Day of *March* ....., 2008.

  
.....  
Governor

PRESENTED TO THE  
GOVERNOR

MAR 20 2008

Time

4:20 pm