

SB 2003

FILED

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OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE
SEVENTY-NINTH LEGISLATURE
SECOND EXTRAORDINARY SESSION, 2009

—●—
ENROLLED

Senate Bill No. 2003

(BY SENATORS TOMBLIN (MR. PRESIDENT)
AND CARUTH, BY REQUEST OF THE EXECUTIVE)

[Passed June 17, 2009; in effect from passage.]

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Senate Bill No. 2003

(BY SENATORS TOMBLIN (MR. PRESIDENT) AND CARUTH,
BY REQUEST OF THE EXECUTIVE)

[Passed June 17, 2009; 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 Governor's Office - Civil Contingent Fund, fund 0105, fiscal year 2009, organization 0100, to the Treasurer's Office, fund 0126, fiscal year 2009, organization 1300, to the Secretary of State, fund 0155, fiscal year 2009, organization 1600, to the Department of Commerce - West Virginia Development Office, fund 0256, fiscal year 2009, organization 0307, to the Department of Education and the Arts - Division of Culture and History, fund 0293, fiscal year 2009, organization 0432, to the Department of Environmental Protection - Division of Environmental Protection, fund 0273, fiscal year 2009, organization 0313, to the Department of Health and Human Resources - Division of Health - Central Office, fund 0407, fiscal year 2009, organization 0506, to the Department of Health and Human Resources - Division of Human Services, fund 0403, fiscal year 2009, organization

0511, to the Department of Military Affairs and Public Safety - Division of Corrections - Correctional Units, fund 0450, fiscal year 2009, organization 0608, to the West Virginia Council for Community and Technical College Education - Control Account, fund 0596, fiscal year 2009, organization 0420, and to the Higher Education Policy Commission - System - Control Account, fund 0586, fiscal year 2009, organization 0442, by supplementing and amending the appropriations for the fiscal year ending June 30, 2009.

WHEREAS, The Governor submitted to the Legislature a Statement of the State Fund, General Revenue, dated June 15, 2009, setting forth therein the cash balance as of July 1, 2008, and further included the estimate of revenues for the fiscal year 2009, less net appropriation balances forwarded and regular appropriations for the fiscal year 2009; and

WHEREAS, It appears from the Statement of the State Fund, General Revenue, there now remains an unappropriated surplus balance in the State Treasury which is available for appropriation during the fiscal year ending June 30, 2009; therefore

Be it enacted by the Legislature of West Virginia:

1 That the total appropriation for the fiscal year ending
2 June 30, 2009, to fund 0105, fiscal year 2009, organization
3 0100, be supplemented and amended by increasing an
4 existing item of appropriation as follows:

5 TITLE II—APPROPRIATIONS.

6 Section 1. Appropriations of General Revenue.

7 EXECUTIVE

8 7—Governor's Office -
9 Civil Contingent Fund

10 (WV Code Chapter 5)

11 Fund 0105, FY 2009, Org 0100.

| | | | |
|----|----|---------------------------|------------------|
| 12 | | | General |
| 13 | | | Revenue |
| 14 | | Activity | Fund |
| 15 | 1a | May 2009 Flood Recovery - | |
| 16 | | Surplus(R) | 236 \$ 3,800,000 |

17 Any unexpended balance remaining in the appropria-
18 tion for May 2009 Flood Recovery - Surplus (fund 0105,
19 activity 236) at the close of the fiscal year 2009 is hereby
20 reappropriated for expenditure during the fiscal year
21 2010.

22 And that the total appropriation for the fiscal year
23 ending June 30, 2009, to fund 0126, fiscal year 2009,
24 organization 1300, be supplemented and amended by
25 increasing an existing item of appropriation as follows:

26 TITLE II-APPROPRIATIONS.

27 Section 1. Appropriations of General Revenue.

28 EXECUTIVE

29 9 - Treasurer's Office

30 (WV Code Chapter 12)

31 Fund 0126, FY 2009, Org 1300.

| | | | |
|----|---|--------------------------------|----------------|
| 32 | | | General |
| 33 | | | Revenue |
| 34 | | Activity | Fund |
| 35 | 8 | Personal Finance Education | |
| 36 | 9 | Program for 21st Century | |
| 37 | | Skills - Surplus (R) | 340 \$250,000 |

38 Any unexpended balance remaining in the appropria-
39 tions for Personal Finance Education Program for 21st
40 Century Skills (fund 0126, activity 313), and Personal
41 Finance Education Program for 21st Century Skills -

42 Surplus (fund 0126, activity 340) at the close of the fiscal
43 year 2009 are hereby reappropriated for expenditure
44 during the fiscal year 2010.

45 And that the total appropriation for the fiscal year
46 ending June 30, 2009, to fund 0155, fiscal year 2009,
47 organization 1600, be supplemented and amended by
48 increasing an existing item of appropriation as follows:

49 TITLE II-APPROPRIATIONS.

50 Section 1. Appropriations of General Revenue.

51 EXECUTIVE

52 16-Secretary of State

53 (WV Code Chapters 3, 5 and 59)

54 Fund 0155, FY 2009, Org 1600.

| | | | |
|----|----|--------------------------------|----------------|
| 55 | | | General |
| 56 | | | Revenue |
| 57 | | Activity | Fund |
| 58 | 37 | Unclassified - Surplus (R) ... | 097 \$325,000 |

59 Any unexpended balance remaining in the appropria-
60 tion for Unclassified - Surplus (fund 0155, activity 097) at
61 the close of the fiscal year 2009 is hereby reappropriated
62 for expenditure during the fiscal year 2010.

63 And that the total appropriation for the fiscal year
64 ending June 30, 2009, to fund 0256, fiscal year 2009,
65 organization 0307, be supplemented and amended by
66 increasing an existing item of appropriation as follows:

67 TITLE II-APPROPRIATIONS.

68 Section 1. Appropriations of General Revenue.

69 DEPARTMENT OF COMMERCE

70 35 - West Virginia Development Office

71 (WV Code Chapter 5B)

72 Fund 0256 FY 2009 Org 0307.

| | | | |
|----|---|--------------------------------------|----------------|
| 73 | | | General |
| 74 | | | Revenue |
| 75 | | Activity | Fund |
| 76 | 7 | Unclassified - Surplus (R) | 097 \$100,000 |

77 And that the total appropriation for the fiscal year
78 ending June 30, 2009, to fund 0293, fiscal year 2009,
79 organization 0432, be supplemented and amended by
80 adding a new item of appropriation as follows:

81 TITLE II-APPROPRIATIONS.

82 Section 1. Appropriations of General Revenue.

83 DEPARTMENT OF EDUCATION AND THE ARTS

84 *52 - Division of Culture and History*

85 (WV Code Chapter 29)

86 Fund 0293 FY 2009 Org 0432.

| | | | |
|----|----|-----------------------------------|----------------|
| 87 | | | General |
| 88 | | | Revenue |
| 89 | | Activity | Fund |
| 90 | 4a | Capital Outlay, Repairs & | |
| 91 | 4b | Equipment - Surplus (R) | 677 \$ 375,000 |

92 And that the total appropriation for the fiscal year
93 ending June 30, 2009, to fund 0273, fiscal year 2009,
94 organization 0313, be supplemented and amended by
95 increasing an existing item of appropriation as follows:

96 TITLE II-APPROPRIATIONS.

97 Section 1. Appropriations of General Revenue.

98 DEPARTMENT OF ENVIRONMENTAL PROTECTION

99 *57 - Division of Environmental Protection*

100 (WV Code Chapter 22)

101 Fund 0273, FY 2009, Org 0313.

| | | | |
|-----|---|-----------------|----------------|
| 102 | | | General |
| 103 | | | Revenue |
| 104 | | Activity | Fund |
| 105 | 4a Unclassified - Surplus (R) | 097 | \$ 250,000 |

106 Any unexpended balance remaining in the appropria-
107 tion for Unclassified - Surplus (fund 0273, activity 097) at
108 the close of the fiscal year 2009 is hereby reappropriated
109 for expenditure during the fiscal year 2010.

110 And that the total appropriation for the fiscal year
111 ending June 30, 2009, to fund 0407, fiscal year 2009,
112 organization 0506, be supplemented and amended by
113 increasing an existing item of appropriation as follows:

114 **TITLE II—APPROPRIATIONS.**

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

116 **DEPARTMENT OF HEALTH AND**
117 **HUMAN RESOURCES**

118 *60—Division of Health-*
119 *Central Office*

120 (WV Code Chapter 16)

121 Fund 0407, FY 2009, Org 0506.

| | | | |
|-----|--------------------------------|-----------------|----------------|
| 122 | | | General |
| 123 | | | Revenue |
| 124 | | Activity | Fund |
| 125 | 35 Health Right Free Clinics - | | |
| 126 | Surplus (R) | 728 | \$ 300,000 |

127 Any unexpended balance remaining in the appropria-
128 tion for Health Right Free Clinics - Surplus (fund 0407,

129 activity 728) at the close of the fiscal year 2009 is hereby
 130 reappropriated for expenditure during the fiscal year
 131 2010.

132 And that the total appropriation for the fiscal year
 133 ending June 30, 2009, to fund 0403, fiscal year 2009,
 134 organization 0511, be supplemented and amended by
 135 increasing existing items of appropriation as follows:

136 **TITLE II—APPROPRIATIONS.**

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

138 **DEPARTMENT OF HEALTH AND**
 139 **HUMAN RESOURCES**

140 *64-Division of Human Services*

141 (WV Code Chapters 9, 48 and 49)

142 Fund 0403, FY 2009, Org 0511.

| | Activity | General Revenue Fund |
|-----|---------------------------------------|-------------------------------------|
| 143 | | |
| 144 | | |
| 145 | | |
| 146 | 24 In-Home Family Education - | |
| 147 | Surplus | 700 \$300,000 |
| 148 | 34 Grants for Licensed Domestic | |
| 149 | 35 Violence Programs and Statewide | |
| 150 | 36 Prevention - Surplus (R) | 866 1,000,000 |
| 151 | 40 Indigent Burials - Surplus (R) . . | 076 300,000 |

152 Any unexpended balance remaining in the appropria-
 153 tions for Indigent Burials - Surplus (fund 0403, activity
 154 076), and Grants for Licensed Domestic Violence Pro-
 155 grams and Statewide Prevention - Surplus (fund 0403,
 156 activity 866) at the close of the fiscal year 2009 are hereby
 157 reappropriated for expenditure during the fiscal year
 158 2010.

159 And that the total appropriation for the fiscal year
160 ending June 30, 2009, to fund 0450, fiscal year 2009,
161 organization 0608, be supplemented and amended by
162 increasing an existing item of appropriation as follows:

163 TITLE II-APPROPRIATIONS.

164 Section 1. Appropriations of General Revenue.

165 DEPARTMENT OF MILITARY AFFAIRS
166 AND PUBLIC SAFETY

167 71-Division of Corrections -
168 Correctional Units

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

170 Fund 0450, FY 2009, Org 0608.

| | | | |
|-----|-----|----------------------------------|----------------|
| 171 | | | General |
| 172 | | | Revenue |
| 173 | | Activity | Fund |
| 174 | 20 | Stephens Correctional | |
| 175 | 20a | Facility - Surplus (R) | 795 \$750,000 |

176 Any unexpended balance remaining in the appropria-
177 tion for Stephens Correctional Facility - Surplus (fund
178 0450, activity 795) at the close of the fiscal year 2009 is
179 hereby reappropriated for expenditure during the fiscal
180 year 2010.

181 And that the total appropriation for the fiscal year
182 ending June 30, 2009, to fund 0596, fiscal year 2009,
183 organization 0420, be supplemented and amended by
184 adding new items of appropriation as follows:

185 TITLE II-APPROPRIATIONS.

186 Section 1. Appropriations of General Revenue.

187 HIGHER EDUCATION

188 *89–West Virginia Council for*
 189 *Community and Technical College Education-*
 190 *Control Account*

191 (WV Code Chapter 18B)

192 Fund 0596, FY 2009, Org 0420.

| | | General |
|--------|--|----------------|
| | | Revenue |
| | | Fund |
| | Activity | |
| 196 2a | Unclassified - Surplus (R) 097 | \$1,580,000 |
| 197 2b | Equipment - Surplus (R) 341 | \$3,500,000 |

198 Any unexpended balance remaining in the appropria-
 199 tions for Unclassified - Surplus (fund 0596, activity 097)
 200 and Equipment - Surplus (fund 0596, activity 341) at the
 201 close of the fiscal year 2009 are hereby reappropriated for
 202 expenditure during the fiscal year 2010.

203 And that the total appropriation for the fiscal year
 204 ending June 30, 2009, to fund 0586, fiscal year 2009,
 205 organization 0442, be supplemented and amended by
 206 adding a new item of appropriation as follows:

207 **TITLE II—APPROPRIATIONS.**

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

209 **HIGHER EDUCATION**

210 *91–Higher Education Policy Commission -*
 211 *System-*
 212 *Control Account*

213 (WV Code Chapter 18B)

214 Fund 0586, FY 2009, Org 0442.

| | | General |
|--------|--|----------------|
| | | Revenue |
| | | Fund |
| | Activity | |
| 218 2a | Unclassified - Surplus (R) 097 | \$2,500,000 |

219 Any unexpended balance remaining in the appropria-
220 tion for Unclassified - Surplus (fund 0586, activity 097) at
221 the close of the fiscal year 2009 is hereby reappropriated
222 for expenditure during the fiscal year 2010.

223 The purpose of this supplemental appropriation bill is
224 to supplement, amend, add and increase items of appropri-
225 ation in the aforesaid accounts for the designated spending
226 units for expenditure during the fiscal year 2009.

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

[Handwritten Signature]

.....
Chairman Senate Committee

[Handwritten Signature]

.....
Chairman House Committee

Originated in the Senate.

In effect from passage.

[Handwritten Signature]

.....
Clerk of the Senate

[Handwritten Signature]
.....
Clerk of the House of Delegates

[Handwritten Signature]
.....
President of the Senate

[Handwritten Signature]
.....
Speaker House of Delegates

The within *is appended* this the *23rd*
Day of *June*, 2009.

[Handwritten Signature]
.....
Governor

PRESENTED TO THE
GOVERNOR

JUN 22 2009

Time 10:05 AM