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.]
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.]

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 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 June 30, 2009, to fund 0105, fiscal year 2009, organization 0100, be supplemented and amended by increasing an existing item of appropriation as follows:

TITLE II—APPROPRIATIONS.

Section 1. Appropriations of General Revenue.

EXECUTIVE

7—Governor's Office - Civil Contingent Fund

(WV Code Chapter 5)
May 2009 Flood Recovery - Surplus (R) . . . . . . . . . . . . . . . 236 $ 3,800,000

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

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

TITLE II–APPROPRIATIONS.

Section 1. Appropriations of General Revenue.

EXECUTIVE

9 - Treasurer's Office

(WV Code Chapter 12)

Fund 0126 FY 2009 Org 1300

Personal Finance Education Program for 21st Century Skills - Surplus (R) . . . . . . . . . . . . . . . 340 $250,000

Any unexpended balance remaining in the appropriations for Personal Finance Education Program for 21st Century Skills (fund 0126, activity 313), and Personal Finance Education Program for 21st Century Skills -
42 Surplus (fund 0126, activity 340) at the close of the fiscal year 2009 are hereby reappropriated for expenditure during the fiscal year 2010.

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

49 TITLE II—APPROPRIATIONS.

50 Section 1. Appropriations of General Revenue.

51 EXECUTIVE

16-Secretary of State

(WV Code Chapters 3, 5 and 59)

54 Fund 0155 FY 2009 Org 1600

<table>
<thead>
<tr>
<th>Activity</th>
<th>General Revenue Fund</th>
</tr>
</thead>
<tbody>
<tr>
<td>37</td>
<td>Unclassified - Surplus (R) . . . 097 $325,000</td>
</tr>
</tbody>
</table>

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

63 And that the total appropriation for the fiscal year ending June 30, 2009, to fund 0256, fiscal year 2009, organization 0307, be supplemented and amended by 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**
And that the total appropriation for the fiscal year ending June 30, 2009, to fund 0293, fiscal year 2009, organization 0432, be supplemented and amended by adding a new item of appropriation as follows:

**TITLE II–APPROPRIATIONS.**

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

**DEPARTMENT OF EDUCATION AND THE ARTS**

52 - Division of Culture and History

(WV Code Chapter 29)

Fund 0293 FY 2009 Org 0432

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

**TITLE II–APPROPRIATIONS.**

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**
Any unexpended balance remaining in the appropriation for Unclassified - Surplus (fund 0273, activity 097) at the close of the fiscal year 2009 is hereby reappropriated for expenditure during the fiscal year 2010.

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

### TITLE II—APPROPRIATIONS.

#### Section 1. Appropriations of General Revenue.

**DEPARTMENT OF HEALTH AND HUMAN RESOURCES**

60—Division of Health-

Central Office

(WV Code Chapter 16)

Fund 0407 FY 2009 Org 0506

<table>
<thead>
<tr>
<th>Activity</th>
<th>Fund</th>
</tr>
</thead>
<tbody>
<tr>
<td>3560</td>
<td>728</td>
</tr>
</tbody>
</table>

$300,000

Any unexpended balance remaining in the appropriation for Health Right Free Clinics - Surplus (fund 0407,
activity 728) at the close of the fiscal year 2009 is hereby reappropriated for expenditure during the fiscal year 2010.

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

**TITLE II—APPROPRIATIONS.**

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

**DEPARTMENT OF HEALTH AND HUMAN RESOURCES**

**64-Division of Human Services**

(WV Code Chapters 9, 48 and 49)

Fund 0403 FY 2009 Org 0511

<table>
<thead>
<tr>
<th>Activity</th>
<th>General Revenue</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fund</td>
<td>Fund</td>
</tr>
<tr>
<td>24 In-Home Family Education - Surplus</td>
<td>$300,000</td>
</tr>
<tr>
<td>34 Grants for Licensed Domestic Violence Programs and Statewide Prevention - Surplus (R)</td>
<td>1,000,000</td>
</tr>
<tr>
<td>40 Indigent Burials - Surplus (R)</td>
<td>300,000</td>
</tr>
</tbody>
</table>

Any unexpended balance remaining in the appropriations for Indigent Burials - Surplus (fund 0403, activity 076), and Grants for Licensed Domestic Violence Programs and Statewide Prevention - Surplus (fund 0403, activity 866) at the close of the fiscal year 2009 are hereby reappropriated for expenditure during the fiscal year 2010.
And that the total appropriation for the fiscal year ending June 30, 2009, to fund 0450, fiscal year 2009, organization 0608, be supplemented and amended by increasing an existing item of appropriation as follows:

TITLE II–APPROPRIATIONS.

Section 1. Appropriations of General Revenue.

DEPARTMENT OF MILITARY AFFAIRS
AND PUBLIC SAFETY

71–Division of Corrections - Correctional Units

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

Fund 0450 FY 2009 Org 0608.

Activity
Stephens Correctional Facility - Surplus (R) 795

Fund
General
$750,000
Revenue
Activity

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

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

TITLE II–APPROPRIATIONS.

Section 1. Appropriations of General Revenue.

HIGHER EDUCATION
89—West Virginia Council for Community and Technical College Education—Control Account

(WV Code Chapter 18B)

Fund 0596 FY 2009 Org 0420

<table>
<thead>
<tr>
<th>Activity</th>
<th>Fund</th>
<th>General Revenue Fund</th>
</tr>
</thead>
<tbody>
<tr>
<td>097 2a Unclassified - Surplus (R) . . . .</td>
<td>097</td>
<td>$1,580,000</td>
</tr>
<tr>
<td>341 2b Equipment - Surplus (R) . . . .</td>
<td>341</td>
<td>$3,500,000</td>
</tr>
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</table>

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

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

TITLE II—APPROPRIATIONS.

Section 1. Appropriations of General Revenue.

HIGHER EDUCATION

91—Higher Education Policy Commission - System—Control Account

(WV Code Chapter 18B)

Fund 0586 FY 2009 Org 0442

<table>
<thead>
<tr>
<th>Activity</th>
<th>Fund</th>
<th>General Revenue Fund</th>
</tr>
</thead>
<tbody>
<tr>
<td>097 2a Unclassified - Surplus (R) . . . .</td>
<td>097</td>
<td>$2,500,000</td>
</tr>
</tbody>
</table>
Any unexpended balance remaining in the appropriation for Unclassified - Surplus (fund 0586, activity 097) at the close of the fiscal year 2009 is hereby reappropriated for expenditure during the fiscal year 2010.

The purpose of this supplemental appropriation bill is to supplement, amend, add and increase items of appropriation in the aforesaid accounts for the designated spending units for expenditure during the fiscal year 2009.
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....applied.....this the 23rd
Day of......June.....2009.

Governor