Senate Bill No. 156

(By Senators Laird, Tucker, Yost, Barnes, D. Facemire, Klempa and Unger)

[Passed March 9, 2012; in effect ninety days from passage.]
AN ACT to amend and reenact §25-7-11 of the Code of West Virginia, 1931, as amended, relating to continuing the Correctional Industries Account; increasing the maximum amount that may be maintained in the Correctional Industries Account; directing that excess funds in the Correctional Industries Account at the end of any fiscal year be deposited into a new special revenue fund to be known as the Division of Corrections Additional Operations Account; and specifying the purposes for expenditures from the Division of Corrections Additional Operations Account.

Be it enacted by the Legislature of West Virginia:

That §25-7-11 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 7. CORRECTIONAL INDUSTRIES ACT OF 2009.

§25-7-11. Correctional industries account.

(a) The Correctional Industries Account is continued in the State Treasury. All funds collected from the sale or disposition of articles and products manufactured or produced by correctional industries in accordance with this article shall be deposited in this account.
(b) Except as provided in subsection (c) of this section, funds collected and deposited may be used only to purchase manufacturing supplies, equipment, machinery and materials used to carry out the purposes of this article; to pay necessary personnel; and to defray necessary expenses, including inmate earnings, all of which are under the direction of the commissioner and subject to the commissioner's approval.

(c) The Correctional Industries Account may not be maintained in excess of the amount necessary to efficiently and properly carry out the purposes of this article. In no event may the Correctional Industries Account be maintained in excess of $2 million. Any moneys in the account exceeding $2 million shall be transferred at the end of each fiscal year into the Division of Corrections Additional Operations Account established pursuant to subsection (d) of this section.

(d) There is hereby created in the State Treasury a special revenue account known as the Additional Operations Account. The commissioner is authorized to use funds from the account to offset operational costs, for building and maintenance, purchases, equipment repair or replacement for the Division of Corrections and to defray necessary expenses incident to those activities.
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 ninety days 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 2nd Day of April, 2012.

Governor
PRESENTED TO THE GOVERNOR

MAY 9, 2012

Time 2:20 PM