ENROLLED

Senate Bill No. 2003

(By Senators Kessler (Mr. President) and M. Hall, by request of the Executive)

[Passed May 21, 2014; in effect from passage.]
Senate Bill No. 2003

(By Senators Kessler (Mr. President) and M. Hall,
By Request of the Executive)

[Passed May 21, 2014; in effect from passage.]

AN ACT making a supplementary appropriation from the State Fund, State Excess Lottery Revenue Fund, by supplementing and amending chapter thirteen, Acts of the Legislature, regular session, 2014, known as the Budget Bill, by supplementing and amending Title II, section five.

WHEREAS, The passage of House Bill No. 101 during the 2014 First Extraordinary Session increased the revenues available for appropriation from the State Excess Lottery Revenue Fund during the fiscal year ending June 30, 2015; and

WHEREAS, The Governor submitted to the Legislature an Executive Message on May 19, 2014, which included a revised Statement of the State Excess Lottery Revenue Fund, setting forth therein the estimated unappropriated cash balance as of July 1, 2014, and further included the revised estimate of revenue for the fiscal year 2015, less regular appropriations and other adjustments for the fiscal year 2015; and

WHEREAS, It appears from the Governor’s Statement of the State Excess Lottery Revenue Fund there now remains an unappropriated balance in the State Treasury which is available for appropriation during the fiscal year ending June 30, 2015; therefore
Be it enacted by the Legislature of West Virginia:

That chapter thirteen, Acts of the Legislature, regular session, 2014, known as the Budget Bill, be supplemented and amended by amending Title II, section five, to read as follows:

TITLE II—APPROPRIATIONS.

Sec. 5. Appropriations from State Excess Lottery Revenue Fund.—In accordance with W.Va. Code §29-22-18a, §29-22A-10d, §29-22A-10e, §29-22C-27a and §29-25-22b, the following appropriations shall be deposited and disbursed by the Director of the Lottery to the following accounts in this section in the amounts indicated.

After first funding the appropriations required by W.Va. Code §29-22-18a, §29-22A-10d, §29-22A-10e, §29-22C-27a and §29-25-22b, the Director of the Lottery shall provide funding from the State Excess Lottery Revenue Fund for the remaining appropriations in this section to the extent that funds are available. In the event that revenues to the State Excess Lottery Revenue Fund are not sufficient to meet all the appropriations made pursuant to this section, then the Director of the Lottery shall first provide the necessary funds to meet fund 7208, appropriation 70011 of this section; next, to provide the funds necessary for fund 3517, appropriation 09500 of this section; next, to provide the funds necessary for fund 5365, appropriation 18900. Allocation of the funds for each appropriation shall be allocated in succession before any funds are provided for the next subsequent appropriation.

298—Lottery Commission—Refundable Credit

Fund 7207, FY 2015, Org 0705.
Directed Transfer ............... 70000 $ 10,000,000

The above appropriation shall be transferred to the General Revenue Fund to provide reimbursement for the refundable credit allowable under W.Va. Code §11-21-21. The amount of the required transfer shall be determined solely by the State Tax Commissioner and shall be completed by the Director of the Lottery upon the commissioner's request.

299–Lottery Commission-General Purpose Account

Fund 7206 FY 2015 Org 0705.

General Revenue Fund -
Transfer .................. 70011 $ 65,000,000

The above appropriation shall be transferred to the General Revenue Fund as determined by the Director of the Lottery in accordance with W.Va. Code §29-22-18a.

300–Higher Education Policy Commission-Education Improvement Fund

Fund 4295 FY 2015 Org 0441

PROMISE Scholarship -
Transfer .................. 80000 $ 29,000,000

The above appropriation shall be transferred to the PROMISE Scholarship Fund (fund 4296, org 0441) established by W.Va. Code §18C-7-7.
The Legislature has explicitly set a finite amount of available appropriations and directed the administrators of the program to provide for the award of scholarships within the limits of available appropriations.

301-Economic Development Authority-
Economic Development Project Fund

Fund 9065, FY 2015, Org 0944.

1 Debt Service - Total .................. 31000 $ 19,000,000

Pursuant to W.Va. Code §29-22-18a, subsection (f), excess lottery revenues are authorized to be transferred to the lottery fund as reimbursement of amounts transferred to the Economic Development Project Fund pursuant to section four of this title and W.Va. Code §29-22-18, subsection (f).

302-Economic Development Authority-
Cacapon and Beech Fork State Parks
Lottery Revenue Debt Service Fund

Fund 9067, FY 2015, Org 0944.

1 Debt Service .......................... 04000 $ 0

303-School Building Authority

Fund 3514, FY 2015, Org 0402.

1 Debt Service - Total .................. 31000 $ 19,000,000

304-West Virginia Infrastructure Council

Fund 3390, FY 2015, Org 0316.
1 Directed Transfer ............... 70000 $ 26,000,000

2 The above appropriation shall be allocated pursuant to

305-Higher Education Policy Commission-
Higher Education Improvement Fund

Fund 4297 FY 2015 Org 0441

1 Directed Transfer ............... 70000 $ 15,000,000

2 The above appropriation shall be transferred to fund
3 4903, org 0442 as authorized by Senate Concurrent
4 Resolution No. 41.

306-Division of Natural Resources
State Park Improvement Fund

Fund 3277 FY 2015 Org 0310

1 Current Expenses (R) ............... 13000 $ 2,438,300
2 Repairs and Alterations (R) ........ 06400 $ 2,161,200
3 Equipment (R) ............... 07000 200,000
4 Buildings (R) ............... 25800 100,000
5 Other Assets (R) ............... 69000 100,500
6 Total ....................... $ 5,000,000

7 Any unexpended balances remaining in the above
8 appropriations for Repairs and Alterations (fund 3277,
9 appropriation 06400), Equipment (fund 3277, appropriation
10 07000), Unclassified – Total (fund 3277, appropriation
11 09600), Unclassified (fund 3277, appropriation 09900),
12 Current Expenses (fund 3277, appropriation 13000),
13 Buildings (fund 3277, appropriation 25800), and Other
14 Assets (fund 3277, appropriation 69000) at the close of the
fiscal year 2014 are hereby reappropriated for expenditure during the fiscal year 2015.

307-Racing Commission

Fund 7308 FY 2015 Org 0707

1 Special Breeders Compensation (WVC §29-22-18a, subsection (1)) .......... 21800 $ 2,000,000

307a-Lottery Commission-
Distributions to Statutory Funds and Purposes

Fund --- FY 2015 Org 0705

1 Parking Garage Fund - Transfer... 70001 $ 500,000
2 2004 Capitol Complex Parking Garage Fund - Transfer ...... 70002 279,461
3 Capitol Dome and Improvements Fund- Transfer ............ 70003 2,471,387
4 Capitol Renovation and Improvement Fund - Transfer ...... 70004 3,074,079
5 Development Office Promotion Fund- Transfer ............... 70005 1,676,770
6 Research Challenge Fund - Transfer ..................... 70006 2,235,694
7 Tourism Promotion Fund - Transfer ..................... 70007 6,232,286
8 Cultural Facilities and Capitol Resources Matching Grant Program Fund - Transfer ...... 70008 1,500,000
9 Workers' Compensation Debt Reduction Fund - Transfer ...... 70009 11,000,000
10 State Debt Reduction Fund - Transfer ....................... 70010 20,119,104
21 General Revenue Fund -  
22 Transfer ..................... 70011  $1,794,761  
23 West Virginia Racing Commission  
24 Racetrack Video  
25 Lottery Account .................. 70012  $4,471,387  
26 Historic Resort Hotel Fund ........ 70013  34,200  
27 Licensed Racetrack Regular  
28 Purse Fund ..................... 70014  $14,581,522  
29 Total ..................... $69,970,651

308-Lottery Commission-
Excess Lottery Revenue Fund Surplus

Fund 7208 FY 2015 Org 0705

1 General Revenue Fund -  
2 Transfer ..................... 70011  $27,600,000

3 The above appropriation for General Revenue Fund -  
4 Transfer (fund 7208, appropriation 70011) shall be  
5 transferred to the General Revenue Fund.

309-Governor's Office

(WV Code Chapter 5)

Fund 1046 FY 2015 Org 0100

1 Any unexpended balance remaining in the appropriation  
2 for Publication of Papers and Transition Expenses - Lottery  
3 Surplus (fund 1046, appropriation 06600) at the close of the  
4 fiscal year 2014 is hereby reappropriated for expenditure  
5 during the fiscal year 2015.

310-West Virginia Development Office

(WV Code Chapter 5B)
Any unexpended balances remaining in the appropriations for Unclassified — Total (fund 3170, appropriation 09600), Recreational Grants or Economic Development Loans (fund 3170, appropriation 25300), and Connectivity Research and Development — Lottery Surplus (fund 3170, appropriation 92300) at the close of the fiscal year 2014 are hereby reappropriated for expenditure during the fiscal year 2015.

311-State Department of Education

(WV Code Chapters 18 and 18A)

Teachers’ Retirement Savings
Realized ................. 09500 $ 4,051,000
Retirement Systems - Unfunded
Liability .................. 77500 0
Total ....................... $ 4,051,000

The above appropriation for Teachers’ Retirement Savings Realized (fund 7208, appropriation 09500) shall be transferred to the Employee Pension and Health Care Benefit Fund (fund 2044).

312-Higher Education Policy Commission—Administration—Control Account

(WV Code Chapter 18B)
Any unexpended balance remaining in the appropriation for Advanced Technology Centers (fund 4932, appropriation 02800) at the close of the fiscal year 2014 is hereby reappropriated for expenditure during the fiscal year 2015.

313-Division of Health-
Central Office

(WV Code Chapter 16)

Fund 5219 FY 2015 Org 0506

Any unexpended balance remaining in the appropriation for Capital Outlay and Maintenance (fund 5219, appropriation 75500) at the close of the fiscal year 2014 is hereby reappropriated for expenditure during the fiscal year 2015.

313a-Division of Human Services

(WV Code Chapters 9, 48 and 49)

Fund 5365 FY 2015 Org 0511

Medical Services .................. 18900 $ 26,228,418
Family Resource Networks ...... 27400 150,464
Domestic Violence Legal Services
  Fund .......................... 38400 30,000
In-Home Family Education ...... 68800 250,000
Grants for Licensed Domestic
  Violence Programs and
  Statewide Prevention ........... 75000 357,900
Children’s Trust Fund -
  Transfer ........................ 95100 80,000
Total ............................ $ 27,096,782
The above appropriation for Domestic Violence Legal Services Fund (fund 5365, appropriation 38400) shall be transferred to the Domestic Violence Legal Services Fund (fund 5455). From the above appropriation for the Grants for Licensed Domestic Violence Programs and Statewide Prevention (fund 5365, appropriation 75000), fifty percent of the total shall be divided equally and distributed among the fourteen (14) licensed programs and the West Virginia Coalition Against Domestic Violence (WVCADV). The balance remaining in the appropriation for Grants for Licensed Domestic Violence Programs and Statewide Prevention (fund 5365, appropriation 75000), shall be distributed according to the formula established by the Family Protection Services Board.

The above appropriation for Children’s Trust Fund - Transfer (fund 5365, appropriation 95100), shall be transferred to the Children’s Fund (fund 5469, org 0511).

314-Division of Corrections-
Correctional Units

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

Fund 6238 FY 2015 Org 0608

Any unexpended balance remaining in the appropriation for Capital Outlay and Maintenance (fund 6283, appropriation 75500) at the close of the fiscal year 2014 is hereby reappropriated for expenditure during the fiscal year 2015.

314a-Division of Justice and Community Services-

(WV Code Chapter 15)
<table>
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<tr>
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<th>Description</th>
<th>Amount</th>
<th>Notes</th>
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<tr>
<td>1</td>
<td>Child Advocacy Centers</td>
<td>45800 $</td>
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<td>Total TITLE II, Section 5 –</td>
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<td>3</td>
<td>Excess Lottery Funds</td>
<td>318,918,433$</td>
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The purpose of this supplementary appropriation bill is to supplement and amend Title II, section five, chapter thirteen, Acts of the Legislature, regular session, 2014, known as the Budget Bill, for the appropriations ending June 30, 2015.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

[Signature]

Chairman House Committee

[Signature]

Originated in the Senate.

In effect from passage.

Clerk of the Senate

[Signature]

Clerk of the House of Delegates

[Signature]

President of the Senate

[Signature]

Speaker of the House of Delegates

[Signature]

The within is approved this

the ___ Day of ___________, 2014.

[Signature]

Governor
PRESENTED TO THE GOVERNOR

MAY 23 2014

Time 7:40 pm