

STATE OF WEST VIRGINIA  
OFFICE OF THE GOVERNOR  
CHARLESTON

March 25, 2010

The Honorable Natalie E. Tennant  
Secretary of State  
State Capitol  
Charleston, West Virginia

Dear Secretary Tennant:

During my time as Governor, my overall approach to the budget has been to not initiate new programs unless absolutely necessary, and if necessary, it should be accomplished by replacing programs that are not working. It should not be done by growing existing programs, for fear of not being able to sustain them in the future. Fiscal responsibility requires accountability and transparency. I am not prepared to throw caution to the wind when it comes to the future of our state. This approach has fared well for West Virginia and we are better positioned financially than most other states in the nation to handle the budget challenges that we now have and continue to lie ahead.

The modest reductions I have asked for in the FY 2011 budget are sustainable without disrupting services and will help tremendously in future years when federal stimulus funds are no longer available.

Therefore, pursuant to the provisions of Section 51, Article

VI of the Constitution of West Virginia, I hereby return Enrolled Committee Substitute for Senate Bill No. 213, passed March 20, 2010, approved with the following objections.

My first objection to the bill is contained in Item 10, page 16, line 18, which states:

**"4-H Camp Improvements . . . . . 941 650,000"**

The above appropriation was moved from the West Virginia Development Office to the Department of Agriculture by the Legislature. By moving the appropriation and administration from the agency with expertise in tracking these grants, the transparency, accountability and efficiency for this appropriation may be compromised. It is my intent to introduce a supplementary appropriation bill that will provide funding in the West Virginia Development Office for 4-H Camp Improvements. Therefore, I am reducing the appropriation by the amount of \$650,000 to \$0.

My second objection to the bill is contained in Item 35, page 28, line 7, which states:

**"Unclassified . . . . . 099 1,886,758"**

The appropriation has been increased \$175,000 above my recommendation for FY 2011. A cautious and prudent approach must be taken to avoid building the state's base budget. This funding is for new programs that have not been fully vetted. Therefore, I am reducing the appropriation by the amount of \$175,000 to \$1,711,758.

My third objection to the bill is contained in Item 35, page

29, line 42, which states:

**"I-79 Development Council . . . . 824 45,600"**

The appropriation is \$21,850 above my recommended FY 2011 amount of \$23,750, which was a 5% reduction from the FY 2010 level. Therefore, I am reducing the appropriation by the amount of \$21,850 to \$23,750.

My fourth objection to the bill is contained in Item 42, page 33, line 1, which states:

**"Unclassified-Total . . . . . 096 \$2,492,440"**

The appropriation includes \$1,050,000 for new projects that have not been fully described. While these projects may be determined to be of benefit, I am hesitant to add funding for new programs at a time when the future challenges in West Virginia's budget make it imperative that a cautious and prudent approach be taken to avoid building the state's base budget. Therefore, I am reducing the appropriation by the amount of \$1,050,000 to \$1,442,440.

My fifth objection to the bill is contained in Item 42, page 33, line 2 through line 7, which states:

**"From the above appropriation for Unclassified - Total (fund 0606, activity 096) an amount not less than \$250,000 is for TechConnectWV and, an amount not less than \$250,000 is for the Tamarack Foundation, pursuant to the provisions of the W. Va. Code §5F-2-2 or any other applicable provision of law."**

While the above projects may be of benefit, I am hesitant to

add funding for programs when the future challenges in West Virginia's budget make it imperative that a cautious and prudent approach be taken to avoid building the state's base budget. Therefore, having reduced the appropriation in objection five above, I am deleting the corresponding language in its entirety contained from line 2 through line 7, on page 33.

My sixth objection to the bill is contained in Item 43, page 33, line 1, which states:

**"Unclassified . . . . . 099 \$1,754,204"**

This appropriation is \$36,500 above my recommended FY 2011 amount which was a 5% reduction from the FY 2010 level for the Southern West Virginia Community and Technical College for Mine Training and Energy Technologies Academy. This increase makes the allocation inconsistent with the allocation for the academy at West Virginia University. Therefore, I am reducing the appropriation by \$36,500 to \$1,717,704.

My seventh objection to the bill is contained in Item 43, page 33, line 4 through line 8, which states:

**"From the above appropriation for Unclassified (fund 0612, activity 099) \$693,500 is for West Virginia University and \$730,000 is for Southern West Virginia Community and Technical College for the Mine Training and Energy Technologies Academy."**

Having reduced the appropriation in objection six above, I am therefore reducing the amount in the language on page 33, in line 6 from "730,000" to "693,500".

My eighth objection to the bill is contained in Item 46, page 35, line 19, which states:

**"English as a Second Language . . . 528 550,000"**

With the passage and signing of Enrolled Committee Substitute for House Bill No. 4211, the Legislature and I have indicated our support of this worthwhile issue, however since it is the counties' responsibility to deliver this program they will need more time to analyze the costs associated with this program. As the bill states this will depend on the "proficiency levels of the students and the capacity of the county board to deliver the needed programs." It would be ill advised to put state dollars toward this program until counties determine the cost of the program. Therefore, I am reducing the appropriation by the amount of \$550,000, to \$0.

My ninth objection to the bill is contained in the language in Item 53, page 41, line 13 through line 26, which states:

**"Any unexpended balances remaining in the appropriations for Unclassified - Surplus (fund 0293, activity 097), Unclassified (fund 0293, activity 099), Capital Outlay, Repairs and Equipment (fund 0293, activity 589), Grants for Competitive Arts (fund 0293, activity 624) Capital Outlay, Repairs and Equipment - Surplus (fund 0293, activity 677), Capital Outlay and Maintenance (fund 0293, activity 755), and Historical Highway Marker Program (fund 0293, activity 844) at the close of the fiscal year 2010 are hereby reappropriated for expenditure during the fiscal year 2011 with the exception of fund 0293, fiscal year 2010, activity 099 (\$59,337)**

**and fund 0293, fiscal year 2010, activity 755 (\$84,282) which shall expire on June 30, 2010."**

Grants for Competitive Arts (fund 0293, activity 624), referred to in the language above has no funds to be reappropriated, making this language unnecessary. Therefore, I am deleting the phrase "Grants for Competitive Arts (fund 0293, activity 624)," on page 41, line 16 through line 17.

My tenth objection to the bill is contained in Item 61, page 46, line 14, which states:

**"CARDIAC Project . . . . . 375 500,000"**

The above appropriation of \$500,000 would keep the state's share of funding for the project at the FY 2010 level. I believe a 5% reduction is reasonable in light of the reduced state revenue available for all state-funded projects. Therefore, I am reducing the appropriation by the amount of \$25,000 to \$475,000.

My eleventh objection to the bill is contained in Item 61, page 47, line 36 through line 37, which states:

**"Emergency Response Entities -**

**Special Projects (R) . . . . . 822 784,000"**

The above appropriation of \$784,000 includes funding in excess of the amount allocated and expended in prior years. My budget recommendation reduced this funding by 5% to assist in addressing the future funding challenges in West Virginia. Therefore, I am reducing this appropriation by 5%, or by \$39,200, to \$744,800.

My twelfth objection to the bill is contained in Item 62, page

49, line 13 through line 14, which states:

**"Colin Anderson Community Placement**

**(R) . . . . . 803 1,164,000"**

The above appropriation of \$1,164,000 includes funding in excess of the amount needed to support the Colin Anderson population. This funding was established to continue the support of those clients displaced after the closing of the Colin Anderson Center. The number of former Colin Anderson clients has decreased over the years requiring less funding to support their care. Therefore, I am reducing this appropriation by \$500,000 to \$664,000.

My thirteenth objection to the bill is contained in Item 65, page 51, line 4, which states:

**"Unclassified . . . . . 099 15,365,257"**

The above appropriation of \$15,365,257 includes \$200,000 for a pilot program for at-risk youth. House Bill No. 4438 establishing this program, did not pass the Legislature. Therefore, I am reducing the appropriation by \$200,000 to \$15,165,257.

My fourteenth objection to the bill is contained in Item 65, page 51, line 5, which states:

**"Child Care Development . . . . . 144 1,267,709"**

The above appropriation of \$1,267,709 includes funding in the amount of \$500,000 over what is necessary for the efficient operation of the programs supported by this line item. My FY 2011

recommendation moved \$500,000 of this funding to OSCAR and RAPIDS to improve the efficiency, accountability, and sustainability of the Department's eligibility system through upgrades as a result of eligibility and reporting requirements. Therefore, I am reducing the appropriation by the amount of \$500,000 to \$767,709.

My fifteenth objection to the bill is contained in Item 65, page 52, line 6 through line 7, which states:

**"Medical Services Contracts and Office  
of Managed Care . . . . . 183 2,335,469"**

The above appropriation of \$2,335,469 includes funding in the amount of \$500,000 over what is necessary for the efficient operation of the programs supported by this line item. My FY 2011 recommendation moved \$500,000 of this funding to Behavioral Health Programs to support initiatives associated with the Hartley consent decree. Therefore, I am reducing the appropriation by the amount of \$500,000 to \$1,835,469.

My sixteenth objection to the bill is contained in Item 65, page 52, line 9, which states:

**"Social Services . . . . . 195 75,586,872"**

The above appropriation of \$75,586,872 includes state funding for this program which can be paid for by federal sources without affecting the current level of services. Therefore, I am reducing the appropriation by \$1,439,815 to \$74,147,057.

My seventeenth objection to the bill is contained in Item 65, page 52, line 20, which states:



**"Title XIX Waiver for Seniors . . . 533 7,550,534"**

My FY 2011 recommended state funding for this program included additional funding above the FY 2010 level and the Legislature has added additional dollars above my recommendation. An additional 1,172 positions will be served by the waiver, which accounts for the current positions as well as the anticipated managed enrollment list as of July 1, 2010. However, the total funding available, from all funding sources, is in excess of the amount needed. Therefore, I am reducing the appropriation by the amount of \$5,550,534 to \$2,000,000.

My eighteenth objection to the bill is contained in Item 65, page 52, line 24, which states:

**"Child Welfare System . . . . . 603 2,644,588"**

The above appropriation of \$2,644,588 includes funding in the amount of \$945,087 over what is necessary for the efficient operation of the programs supported by this line item. My FY 2011 recommendation moved \$945,087 of this funding to OSCAR and RAPIDS to improve the efficiency, accountability, and sustainability of the Department's eligibility system through upgrades as a result of eligibility and reporting requirements. Therefore, I am reducing the appropriation by the amount of \$945,087 to \$1,699,501.

My nineteenth objection to the bill is contained in Item 65, page 52, line 26 through line 27, which states:

**"WV Works Separate State**

**Program . . . . . 698 5,000,000"**

The above appropriation of \$5,000,000 includes funding of \$250,000 over what is necessary for the efficient operation of the programs supported by this line item. There are current cash balances remaining from prior years and this appropriation is greater than the directive language contained in this Budget Bill. Therefore, I am reducing the appropriation by the amount of \$250,000 to \$4,750,000.

My twentieth objection to the bill is contained in Item 65, page 52, line 28, which states:

**"Child Support Enforcement . . . . 705 6,774,541"**

The Department has the ability to use American Reinvestment and Recovery Act funds temporarily for match requirements. Therefore, I am reducing the appropriation by the amount of \$773,115 to \$6,001,426.

My twenty-first objection to the bill is contained in Item 77, page 62, line 5, which states:

**"Child Advocacy Centers (R) . . . 458 1,500,834"**

This appropriation has been increased \$500,000 above my FY 2011 recommendation. A cautious and prudent approach needs to be taken to avoid building the state's base budget. Therefore, I am reducing the appropriation by the amount of \$250,000 to \$1,250,834.

My twenty-second objection to the bill is contained in Item 90, page 70, line 22 through line 23, which states:

**"Community and Technical College**

**Improvements . . . . . 610 2,100,000"**

This is a new appropriation for FY 2011 that has not been fully vetted to determine its need and true benefit. All institutions' operating budgets funded with state dollars are being subsidized with federal Education Stabilization Funds in FY 2011 to maintain level funding. Due to the state of the national economy and the budget deficits currently facing many other states, it is imperative that a cautious and prudent approach is taken to avoid building the state's base budget. Therefore, I am reducing the appropriation by the amount of \$2,100,000 to \$0.

My twenty-third objection to the bill is contained in the language in Item 90, page 71, line 49 through line 59, which states:

**"From the above appropriation for Community and Technical College Improvements (fund 0596, activity 610) an amount not less than \$400,000 is for New River Community and Technical College; \$300,000 is for Kanawha Valley Community and Technical College; \$400,000 is for Southern West Virginia Community and Technical College; \$300,000 is for West Virginia Northern Community and Technical College; \$400,000 for West Virginia University - Parkersburg, of which \$300,000 is to be used for the Jackson County Center; and \$300,000 is for Blue Ridge Community and Technical College."**

The appropriation to which this language corresponds was eliminated in objection twenty-two above. Therefore, I am deleting the above-quoted language in its entirety, contained from line 49

through line 59, on page 71.

My twenty-fourth objection to the bill is contained in Item 91, page 71, line 1, which states:

**"Unclassified (R) . . . . . 099 \$2,375,573"**

The above appropriation of \$2,375,573 includes \$200,000 for "FACTS for Higher Education" in Senate Bill No. 480 which did not pass the Legislature. Therefore, I am reducing this appropriation by \$200,000 to \$2,175,573.

My twenty-fifth objection to the bill is contained in Item 92, page 73, line 33, which states:

**"Higher Education Improvements . . . . . 658 600,000"**

This is a new appropriation for FY 2011 that has not been fully vetted to determine its need and true benefit. All institutions' operating budgets funded with state dollars are being subsidized with federal Education Stabilization Funds in FY 2011 to maintain level funding. Due to the state of the national economy and the budget deficits currently facing many other states, it is imperative that a cautious and prudent approach is taken to avoid building the state's base budget. Therefore, I am reducing the appropriation by the amount of 600,000 to \$0.

My twenty-sixth objection to the bill is contained in the language in Item 92, page 76, line 120 through line 128, which states:

**"From the above appropriation for Higher Education Improvements (fund 0586, activity 658) \$150,000 is for the Rural**

**Outreach Vehicle Emergency Response for the West Virginia School of Osteopathic Medicine; \$150,000 is Marshall Medical School; \$100,000 is for West Virginia University School of Health Sciences for Blanchette Rockefeller; \$200,000 is for Glenville State College for courses offered in conjunction with the Corrections Academy."**

The appropriation to which this language corresponds was eliminated in objection twenty-five above. Therefore, I am deleting the above-quoted language in its entirety, contained from line 120 through line 128, on page 76.

My twenty-seventh objection to the bill is contained in the language in Item 256, page 130, line 1, which states:

**"Huntington Symphony . . . . . 027 \$95,000"**

My recommended FY 2011 budget for this line item included a 5% reduction to reflect the budget challenges and to better position the state to address anticipated budget shortfalls. Therefore, I am reducing the appropriation by the amount of \$4,750 to \$90,250.

My twenty-eighth objection to the bill is contained in the language in Item 256, page 130, line 2 through line 3, which states:

**"Martin Luther King, Jr.**

**Holiday Celebration . . . . . 031 10,800"**

My recommended FY 2011 budget for this line item included a 5% reduction to reflect the budget challenges and to better position the state to address anticipated budget shortfalls. Therefore, I am reducing the appropriation by the amount of \$540 to \$10,260.

My twenty-ninth objection to the bill is contained in the language in Item 256, page 130, line 4, which states:

**"Unclassified (R) . . . . . 099 646,644"**

Due to the state of the national economy, the budget deficits currently facing the vast majority of states, and the future funding challenges in West Virginia's budget, it is imperative that a cautious and prudent approach be utilized when examining areas where funds can be refocused. In these times of financial need I believe everyone should be cautious about relying upon state funding. A reduction in the funding level of this appropriation is wise. The above appropriation has the "(R)" symbol to indicate reappropriation. However, there are no funds eligible for reappropriation. Therefore, I am reducing the appropriation by the amount of \$16,446 to \$630,198 and I am deleting "(R)".

My thirtieth objection to the bill is contained in the language in Item 256, page 130, line 5, which states:

**"Fairs and Festivals (R) . . . . . 122 2,090,571"**

Due to the state of the national economy, the budget deficits currently facing the vast majority of states, and the future funding challenges in West Virginia's budget, it is imperative that a cautious and prudent approach be utilized when examining areas where funds can be refocused. In these time of financial need I believe everyone should be cautious about relying upon state funding and a reduction in the funding level of this appropriation is wise. The above appropriation has the "(R)" symbol to indicate

reappropriation. However, the appropriation is for one year of projects and reappropriation is not necessary. Therefore, I am reducing the appropriation by the amount of \$80,053 to \$2,010,518 and I am deleting "(R)".

My thirty-first objection to the bill is contained in the language in Item 256, page 130, line 9, which states:

**"West Virginia Public Theater . . . 312 190,000"**

My recommended FY 2011 budget for this line item included a 5% reduction to reflect the budget challenges and to better position the state to address anticipated budget shortfalls. Therefore, I am reducing the appropriation by the amount of \$9,500 to \$180,500.

My thirty-second objection to the bill is contained in the language in Item 256, page 130, line 10, which states:

**"Tri-County Fair Association . . . 343 23,750"**

My recommended FY 2011 budget for this line item included a 5% reduction to reflect the budget challenges and to better position the state to address anticipated budget shortfalls. Therefore, I am reducing the appropriation by the amount of \$1,188 to \$22,562.

My thirty-third objection to the bill is contained in the language in Item 256, page 130, line 11 through line 12, which states:

**"George Tyler Moore Center for the  
Study of the Civil War . . . 397 57,000"**

My recommended FY 2011 budget for this line item included a 5% reduction to reflect the budget challenges and to better position

the state to address anticipated budget shortfalls. Therefore, I am reducing the appropriation by the amount of \$2,850 to \$54,150.

My thirty-fourth objection to the bill is contained in the language in Item 256, page 130, line 13, which states:

**"Greenbrier Valley Theater . . . . 423 142,500"**

My recommended FY 2011 budget for this line item included a 5% reduction to reflect the budget challenges and to better position the state to address anticipated budget shortfalls. Therefore, I am reducing the appropriation by the amount of \$7,125 to \$135,375.

My thirty-fifth objection to the bill is contained in the language in Item 256, page 130, line 15, which states:

**"Marshall Artists Series . . . . . 518 57,000"**

My recommended FY 2011 budget for this line item included a 5% reduction to reflect the budget challenges and to better position the state to address anticipated budget shortfalls. Therefore, I am reducing the appropriation by the amount of \$2,850 to \$54,150.

My thirty-sixth objection to the bill is contained in the language in Item 256, page 130, line 18, which states:

**"West Virginia State Fair . . . . . 657 50,000"**

My recommended FY 2011 budget for this line item included a 5% reduction to reflect the budget challenges and to better position the state to address anticipated budget shortfalls. Therefore, I am reducing the appropriation by the amount of \$2,500 to \$47,500.

My thirty-seventh objection to the bill is contained in the language in Item 256, page 130, line 19 through line 20, which



states:

**"Contemporary American Theater**

**Festival . . . . . 811 95,000"**

My recommended FY 2011 budget for this line item included a 5% reduction to reflect the budget challenges and to better position the state to address anticipated budget shortfalls. Therefore, I am reducing the appropriation by the amount of \$4,750 to \$90,250.

My thirty-eighth objection to the bill is contained in the language in Item 256, page 130, line 21, which states:

**"Independence Hall . . . . . 812 47,500"**

My recommended FY 2011 budget for this line item included a 5% reduction to reflect the budget challenges and to better position the state to address anticipated budget shortfalls. Therefore, I am reducing the appropriation by the amount of \$2,375 to \$45,125.

My thirty-ninth objection to the bill is contained in the language in Item 256, page 130, line 22, which states:

**"Mountain State Forest Festival . . . . . 864 66,500"**

My recommended FY 2011 budget for this line item included a 5% reduction to reflect the budget challenges and to better position the state to address anticipated budget shortfalls. Therefore, I am reducing the appropriation by the amount of \$3,325 to \$63,175.

My fortieth objection to the bill is contained in the language in Item 256, page 130, line 23, which states:

**"WV Symphony . . . . . 907 95,000"**

My recommended FY 2011 budget for this line item included a 5%

reduction to reflect the budget challenges and to better position the state to address anticipated budget shortfalls. Therefore, I am reducing the appropriation by the amount of \$4,750 to \$90,250.

My forty-first objection to the bill is contained in the language in Item 256, page 130, line 24, which states:

**"Wheeling Symphony . . . . . 908 95,000"**

My recommended FY 2011 budget for this line item included a 5% reduction to reflect the budget challenges and to better position the state to address anticipated budget shortfalls. Therefore, I am reducing the appropriation by the amount of \$4,750 to \$90,250.

My forty-second objection to the bill is contained in the language in Item 256, page 130, line 25, which states:

**"Appalachian Children's Chorus . . . . . 916 95,000"**

My recommended FY 2011 budget for this line item included a 5% reduction to reflect the budget challenges and to better position the state to address anticipated budget shortfalls. Therefore, I am reducing the appropriation by the amount of \$4,750 to \$90,250.

My forty-third objection to the bill is contained in the language in Item 256, page 131 through page 132, line 35 through line 85, which states:

**"Included in the above appropriation for Unclassified (fund 3534, activity 099) funding shall be provided to the Aracoma Story (Logan) \$48,750, Barbour County Arts and Humanities Council \$1,463, Beckley Main Street (Raleigh) \$4,875, Belle Boyd House (Berkeley) \$1,950, Buffalo Creek Memorial (Logan) \$4,875, Carnegie Hall**

(Greenbrier) \$68,250, Ceredo Historical Society (Wayne) \$1,950, Ceredo Kenova Railroad Museum (Wayne) \$1,950, Collis P. Huntington Railroad Historical Society (Cabell) \$9,750, Flannigan Murrell House (Summers) \$9,750, Fort Ashby Fort (Mineral) \$1,463, Fort New Salem (Harrison) \$3,608, Fort Randolph (Mason) \$4,875, Frieda J. Riley Award (Harrison) \$2,925, General Adam Stephen Memorial Foundation \$18,062, Grafton Mother's Day Shrine Committee (Taylor) \$8,288, Hardy County Tour and Crafts Association \$19,500, Heritage Craft Center of the Eastern Panhandle (Berkeley) \$6,825, Heritage Farm Museum & Village (Cabell) \$48,750, Historic Fayette Theater (Fayette) \$5,363, Historic Middleway Conservancy (Jefferson) \$975, Huntington Outdoor Theater (Cabell) \$1,950, Indian Mound Cemetery (Hampshire) \$1,950, Jefferson County Black History Preservation Society \$4,875, Jefferson County Historical Landmark Commission \$7,800, Levels VFD Lawn Association (Hampshire) \$975, Maddie Carroll House (Cabell) \$7,313, Marshall County Historical Society \$8,288, McCoy Theater (Hardy) \$19,500, Morgantown Theater Company (Monongalia) \$19,500, Mountaineer Boys' State (Lewis) \$9,750, Music Hall of Fame (Marion) \$4,875, Nicholas Old Main Foundation (Nicholas) \$1,950, Norman Dillon Farm Museum (Berkeley) \$9,750, Old Opera House Theater Company (Jefferson) \$14,625, Parkersburg Arts Center (Wood) \$19,500, Pocahontas Historic Opera House \$5,850, Raleigh County All Wars Museum \$9,750, Rhododendron Girl's State (Ohio) \$9,750, Roane County 4-H and FFA Youth Livestock Program

\$4,875, Scottish Heritage Society/N. Central WV (Harrison) \$4,875, Society for the Preservation of McGrew House (Preston) \$3,413, Soldiers' Memorial Theater (Raleigh) \$9,750, Southern WV Veterans' Museum \$4,388, Summers County Historic Landmark Commission \$4,875, Those Who Served War Museum (Mercer) \$3,900, Three Rivers Avian Center (Summers) \$14,625, Tug Valley Arts Council (Mingo) \$4,875, Tug Valley Chamber of Commerce Coal House (Mingo) \$1,950, Tunnelton Historical Society (Preston) \$1,950, Veterans Committee for Civic Improvement of Huntington (Wayne) \$4,875, Webb Chapel Cemetery Association Event (Preston) \$1,950, West Virginia Museum of Glass (Lewis) \$4,875, West Virginia Music Hall of Fame \$34,125 (Kanawha), YMCA Camp Horseshoe (Ohio) \$97,500, Youth Museum of Southern WV (Raleigh) \$11,700."

The appropriation to which this language corresponds was reduced and I believe that these items can be funded in a reduced amount. Therefore, I am deleting the above language in its entirety contained from line 35 through line 85 on pages 131 through 132.

My forty-fourth objection to the bill is contained in the language in Item 256, page 132 through page 140, line 86 through line 386, which states:

**"Included in the above appropriation for Fairs and Festivals (fund 3534, activity 122) funding shall be provided to the African-American Cultural Heritage Festival (Jefferson) \$4,875, African-**

American Heritage Family Tree Museum (Fayette) \$4,388, Alderson 4th of July Celebration (Greenbrier) \$4,875, Allegheny Echo (Pocahontas) \$7,313, Alpine Festival/Leaf Peepers Festival (Tucker) \$10,969, American Legion Post 8, Veterans Day Parade (McDowell) \$1,950, Angus Beef and Cattle Show (Lewis) \$1,463, Antique Market Fair (Lewis) \$1,950, Apollo Theater-Summer Program (Berkeley) \$1,950, Appalachian Autumn Festival (Braxton) \$3,413, Appalachian Mountain Bike Race (Calhoun) \$1,463, Apple Butter Festival (Morgan) \$5,850, Arkansaw Homemaker's Heritage Weekend (Hardy) \$3,413, Armed Forces Day-South Charleston (Kanawha) \$2,925, Arthurdale Heritage New Deal Festival (Preston) \$4,875, Arts Monongahela (Monongalia) \$19,500, Athens Town Fair (Mercer) \$1,950, Augusta Fair (Randolph) \$4,875, Barbour County Fair \$24,375, Barboursville Octoberfest (Cabell) \$4,875, Bass Festival (Pleasants) \$1,804, Battelle District Fair (Monongalia) \$4,875, Battle of Dry Creek (Greenbrier) \$1,463, Battle of Lewisburg Civil War Days (Greenbrier) \$2,925, Battle of Point Pleasant Memorial Committee (Mason) \$4,875, Belle Town Fair (Kanawha) \$4,388, Bergoo Down Home Days (Webster) \$2,438, Berkeley County Youth Fair \$18,038, Black Bear 4K Mountain Bike Race (Kanawha) \$975, Black Heritage Festival (Harrison) \$5,850, Black Walnut Festival (Roane) \$9,750, Blue-Gray Reunion (Barbour) \$3,413, Boone County Fair \$9,750, Boone County Labor Day Celebration \$3,900, Bradshaw Fall Festival (McDowell) \$1,950, Bramwell Street Fair (Mercer) \$3,413, Braxton County Fairs and

Festivals Association \$11,213, Braxton County Monster Fest/WV Autumn Festival \$2,438, Bridgeport Benedum Festival (Harrison) \$1,463, Brooke County Fair \$3,900, Bruceton Mills Good Neighbor Days (Preston) \$1,950, Buckwheat Festival (Preston) \$8,288, Buffalo 4th of July Celebration (Putnam) \$488, Burlington Apple Harvest Festival (Mineral) \$29,250, Burlington Pumpkin Harvest Festival (Raleigh) \$4,875, Cabell County Fair \$9,750, Calhoun County Wood Festival \$1,950, Campbell's Creek Community Fair (Kanawha) \$2,438, Cape Coalwood Festival Association (McDowell) \$2,438, Capon Bridge Annual VFD Celebration (Hampshire) \$975, Capon Bridge Founders Day Festival (Hampshire) \$1,950, Capon Springs Ruritan 4th of July (Hampshire) \$975, Cass Homecoming (Pocahontas) \$1,950, Cedarville Town Festival (Gilmer) \$975, Celebration in the Park (Wood) \$3,900, Celebration of America (Monongalia) \$5,850, Chapmanville Apple Butter Festival (Logan) \$975, Chapmanville Fire Department 4th of July (Logan) \$2,925, Charles Town Christmas Festival (Jefferson) \$4,875, Charles Town Heritage Festival (Jefferson) \$4,875, Cherry River Festival (Nicholas) \$6,338, Chester Fireworks (Hancock) \$1,463, Chester Fourth of July Festivities (Hancock) \$4,875, Chief Logan State Park-Civil War Celebration (Logan) \$7,800, Christmas in Shepherdstown (Jefferson) \$3,900, Christmas in the Park (Brooke) \$4,875, Christmas in the Park (Logan) \$24,375, City of Dunbar Critter Dinner (Kanawha) \$9,750, City of New Martinsville Festival of Memories (Wetzel) \$10,725, City of Pleasant Valley Celebration

(Marion) \$2,438, Civil War Horse Cavalry Race (Barbour) \$975, Clay County Golden Delicious Apple Festival \$6,825, Coal Field Jamboree (Logan) \$34,125, Coalton Days Fair (Randolph) \$6,825, Country Roads Festival (Fayette) \$1,950, Cowen Railroad Festival (Webster) \$3,413, Craigsville Fall Festival (Nicholas) \$3,413, Delbarton Homecoming (Mingo) \$3,413, Doddridge County Fair \$6,825, Durbin Days (Pocahontas) \$4,875, Elbert/Filbert Reunion Festival (McDowell) \$1,463, Elizabethtown Festival (Marshall) \$4,875, Elkins Randolph County 4th of July Car Show (Randolph) \$1,950, Fairview 4th of July Celebration (Marion) \$975, Farm Safety Day (Preston) \$1,950, Fayette American Legion 4th of July (Fayette) \$975, FestivALL Charleston (Kanawha) \$19,500, First Stage Children's Theater Company (Cabell) \$1,950, Flemington Day Fair and Festival (Taylor) \$3,413, Follansbee Community Days (Brooke) \$8,531, Fort Gay Mountain Heritage Days (Wayne) \$4,875, Frankford Autumnfest (Greenbrier) \$4,875, Franklin Fishing Derby (Pendleton) \$7,313, Franklins Fireman Carnival (Pendleton) \$4,875, Freshwater Folk Festival (Greenbrier) \$4,875, Friends Auxiliary of W. R. Sharpe Hospital (Lewis) \$4,875, Frontier Days (Harrison) \$2,925, Frontier Fest/Canaan Valley (Taylor) \$4,875, Fund for the Arts-Wine & All that Jazz Festival (Kanawha) \$2,438, Gassaway Days Celebration (Braxton) \$4,875, Gilbert Kiwanis Harvest Festival (Mingo) \$3,900, Gilbert Spring Fling (Mingo) \$4,875, Gilmer County Farm Show \$3,900, Grant County Arts Council \$1,950, Grape Stomping Wine

Festival (Nicholas) \$1,950, Great Greenbrier River Race (Pocahontas) \$9,750, Greater Quinwood Days (Greenbrier) \$1,950, Green Spring Days (Hampshire) \$975, Guyandotte Civil War Days (Cabell) \$9,750, Hamlin 4th of July Celebration (Lincoln) \$4,875, Hampshire Civil War Celebration Days (Hampshire) \$975, Hampshire County 4th of July Celebration \$19,500, Hampshire County Fair \$5,850, Hampshire County French & Indian War Celebration \$975, Hampshire Heritage Days (Hampshire) \$3,900, Hancock County Oldtime Fair \$4,875, Hardy County Commission - 4th of July \$9,750, Hatfield McCoy Matewan Reunion Festival (Mingo) \$4,875, Hatfield McCoy Trail National ATV and Dirt Bike Weekend (Wyoming) \$4,875, Heritage Craft Festival (Monroe) \$975, Heritage Days Festival (Roane) \$1,463, Hicks Festival (Tucker) \$1,950, Hilltop Festival (Huntington) \$975, Hinton Railroad Days (Summers) \$5,363, Holly River Festival (Webster) \$1,463, Hundred 4th of July (Wetzel) \$7,069, Hundred American Legion Earl Kiger Post Bluegrass Festival (Wetzel) \$1,950, Hurricane 4th of July Celebration (Putnam) \$4,875, Iaeger Lions Club Annual Golf Show (McDowell) \$1,463, Iaeger Town Fair (McDowell) \$1,463, Irish Heritage Festival of WV (Raleigh) \$4,875, Irish Spring Festival (Lewis) \$975, Italian Heritage Festival-Clarksburg (Harrison) \$29,250, Jackson County Fair \$4,875, Jacksonburg Homecoming (Wetzel) \$975, Jane Lew Arts and Crafts Fair (Lewis) \$975, Jefferson County African American Heritage Festival \$4,875, Jefferson County Fair Association \$24,375, Jersey Mountain



Ruritan Pioneer Days (Hampshire) \$975, John Henry Days Festival (Monroe) \$4,875, Johnnie Johnson Blues and Jazz Festival (Marion) \$4,875, Johnstown Community Fair (Harrison) \$2,438, Junior Heifer Preview Show (Lewis) \$1,950, Kanawha Coal Riverfest-St. Albans 4th of July Festival (Kanawha) \$4,875, Kanawha County Fair \$4,875, Kayford Reunion (Kanawha) \$2,438, Kenova Fall Festival (Wayne) \$4,875, Kermit Fall Festival (Mingo) \$2,925, Keyser Old Fashioned 4th of July Celebration (Mineral) \$975, King Coal Festival (Mingo) \$4,875, Kingwood Downtown Street Fair and Heritage Days (Preston) \$1,950, L. Z. Rainelle WV Veterans Reunion (Greenbrier) \$4,875, Lady of Agriculture (Preston) \$975, Lamb and Steer Show (Grant) \$8,775, Larry Joe Harless Center Octoberfest Hatfield McCoy Trail (Mingo) \$9,750, Last Blast of Summer (McDowell) \$4,875, Laurel Mt. Reenactment Committee (Barbour) \$3,169, Lewis County Fair Association \$3,413, Lewisburg Shanghai (Greenbrier) \$1,950, Lincoln County Fall Festival \$7,800, Lincoln County Winterfest \$4,875, Lincoln District Fair (Marion) \$2,438, Lindside 4th of July (Monroe) \$488, Little Birch Days Celebration (Braxton) \$488, Little Levels Heritage Festival (Pocahontas) \$1,950, Logan County Arts and Crafts Fair \$3,900, Logan Freedom Festival \$14,625, Lost Creek Community Festival (Harrison) \$6,825, Mannington District Fair (Marion) \$5,850, Maple Syrup Festival (Randolph) \$975, Marion County FFA Farm Fest \$2,438, Marmet Annual Labor Day Celebration (Kanawha) \$1,950, Marshall County Antique Power Show \$2,438,

Marshall County Fair \$7,313, Mason County Fair \$4,875, Mason Dixon Festival (Monongalia) \$6,825, Matewan Massacre Reenactment (Mingo) \$5,850, Matewan-Magnolia Fair (Mingo) \$43,875, McARTS-McDowell County \$19,500, McDowell County Fair \$2,438, McGrew House History Day (Preston) \$1,950, McNeill's Rangers (Mineral) \$7,800, Meadow Bridge Hometown Festival (Fayette) \$1,219, Meadow River Days Festival (Greenbrier) \$2,925, Mercer Bluestone Valley Fair (Mercer) \$1,950, Mercer County Fair \$1,950, Mid Ohio Valley Antique Engine Festival (Wood) \$2,925, Milton Christmas in the Park (Cabell) \$2,438, Milton Fourth of July Celebration (Cabell) \$2,438, Mineral County Fair \$1,706, Mineral County Veterans Day Parade \$1,463, Molasses Festival (Calhoun) \$1,950, Monroe County Farmer's Day - Union \$1,950, Monroe County Harvest Festival \$1,950, Moon Over Mountwood Fishing Festival (Wood) \$2,925, Morgan County Fair-History Wagon \$1,463, Mothers' Day Festival (Randolph) \$2,438, Moundsville Bass Festival (Marshall) \$3,900, Moundsville July 4th Celebration (Marshall) \$4,875, Mount Liberty Fall Festival (Barbour) \$2,438, Mountain Fest (Monongalia) \$19,500, Mountain Festival (Mercer) \$4,509, Mountain Heritage Arts and Crafts Festival (Jefferson) \$4,875, Mountain Music Festival (McDowell) \$2,438, Mountain State Apple Harvest Festival (Berkeley) \$7,313, Mountain State Arts Crafts Fair Cedar Lakes at Cedar Lakes (Jackson) \$43,875, Mountaineer Hot Air Balloon Festival (Monongalia) \$3,900, Mud River Festival (Lincoln) \$7,800, Mullens

Dogwood Festival (Wyoming) \$6,825, Multi-Cultural Festival of West Virginia (Kanawha) \$19,500, Nettle Festival (Pocahontas) \$4,875, New Cumberland Christmas Parade (Hancock) \$2,925, New Cumberland Fourth of July Fireworks (Hancock) \$4,875, New River Bridge Day Festival (Fayette) \$39,000, Newburg Volunteer Fireman's Field Day (Preston) \$975, Newell Annual Clay Festival (Hancock) \$2,925, Nicholas County Fair \$4,875, Nicholas County Potato Festival \$3,413, North Preston Farmers Club - Civil War Times (Preston) \$975, North River Valley Festival (Hampshire) \$975, Oak Leaf Festival (Fayette) \$5,850, Oceana Heritage Festival (Wyoming) \$5,850, Oglebay City Park - Festival of Lights (Ohio) \$78,000, Oglebay Festival (Ohio) \$9,750, Ohio County Country Fair \$8,775, Ohio Valley Beef Association (Wood) \$2,438, Ohio Valley Black Heritage Festival (Ohio) \$5,363, Old Central City Fair (Cabell) \$4,875, Old Tyme Christmas (Jefferson) \$2,340, Paden City Labor Day Festival (Wetzel) \$6,338, Parkersburg Homecoming (Wood) \$11,700, Patty Fest (Monongalia) \$1,950, Paw Paw District Fair (Marion) \$3,413, Pax Reunion Committee (Fayette) \$4,875, Pendleton County 4-H Weekend \$1,950, Pendleton County Committee for Arts \$14,625, Pendleton County Fair \$24,375, Pennsboro Country Road Festival (Ritchie) \$1,950, Petersburg Fourth of July Celebration (Grant) \$19,500, Petersburg HS Celebration (Grant) \$9,750, Piedmont-Annual Back Street Festival (Mineral) \$3,900, Pinch Reunion (Kanawha) \$1,463, Pine Bluff Fall Festival (Harrison) \$3,900, Pine Grove 4th

of July Festival (Wetzel) \$6,825, Pineville Festival (Wyoming) \$5,850, Pleasants County Agriculture Youth Fair \$4,875, Poca Heritage Days (Putnam) \$2,925, Pocahontas County Pioneer Days \$6,825, Point Pleasant Stern Wheel Regatta (Mason) \$4,875, Potomac Highlands Maple Festival (Grant) \$5,850, Princeton Street Fair (Mercer) \$4,875, Putnam County Fair \$4,875, Quartets on Parade (Hardy) \$3,900, Rainelle Fall Festival (Greenbrier) \$2,925, Rand Community Center Festival (Kanawha) \$2,438, Randolph County Community Arts Council \$2,925, Randolph County Fair \$6,825, Randolph County Ramp and Rails \$1,950, Ranson Christmas Festival (Jefferson) \$4,875, Ranson Festival (Jefferson) \$4,875, Ravenswood Octoberfest (Jackson) \$7,800, Reedsville VFD Fair (Preston) \$1,950, Renick Liberty Festival (Greenbrier) \$975, Riders of the Flood (Greenbrier) \$2,925, Ripley 4th of July (Jackson) \$14,625, Ritchie County Fair and Exposition \$4,875, Ritchie County Pioneer Days \$975, River City Festival (Preston) \$975, Riverfest (Marion) \$1,950, Roane County Agriculture Field Day \$2,925, Romney 250th Celebration (Hampshire) \$4,875, Ronceverte River Festival (Greenbrier) \$4,875, Rowlesburg Labor Day Festival (Preston) \$975, Rupert Country Fling (Greenbrier) \$2,925, Saint Spyridon Greek Festival (Harrison) \$2,438, Salem Apple Butter Festival (Harrison) \$3,900, Sistersville 4th of July Fireworks (Wetzel) \$5,363, Smoke on the Water (Kanawha) \$1,950, Smoke on the Water (Wetzel) \$2,925, South Charleston Summerfest (Kanawha) \$9,750, Southern Wayne County

Fall Festival \$975, Spirit of Grafton Celebration (Taylor) \$9,750, Spring Mountain Festival (Grant) \$3,900, Springfield Peach Festival (Hampshire) \$1,170, St. Albans City of Lights - December (Kanawha) \$4,875, Stoco Reunion (Raleigh) \$2,438, Stonewall Jackson Heritage Arts & Crafts Jubilee \$10,725, Storytelling Festival (Lewis) \$488, Strawberry Festival (Upshur) \$29,250, Tacy Fair (Barbour) \$975, Taste of Parkersburg (Wood) \$4,875, Taylor County Fair \$5,363, Terra Alta VFD 4th of July Celebration (Preston) \$975, Three Rivers Coal Festival (Marion) \$7,556, Thunder on the Tygart - Mothers' Day Celebration (Taylor) \$14,625, Town of Anawalt Celebration (McDowell) \$1,463, Town of Delbarton 4th of July Celebration (Mingo) \$2,925, Town of Fayetteville Heritage Festival (Fayette) \$7,313, Town of Matoaka Hog Roast (Mercer) \$975, Treasure Mountain Festival (Pendleton) \$24,375, Tucker County Arts Festival and Celebration \$17,550, Tucker County Fair \$4,631, Tucker County Health Fair \$1,950, Tunnelton Depot Days (Preston) \$975, Tunnelton Volunteer Fire Department Festival (Preston) \$975, Turkey Festival (Hardy) \$2,925, Tyler County Fair \$5,070, Tyler County Fourth of July \$488, Uniquely West Virginia Festival (Morgan) \$1,950, Upper Ohio Valley Italian Festival (Ohio) \$11,700, Upper West Fork VFD Bluegrass Festival (Calhoun) \$683, Upshur County Fair \$6,825, Valley District Fair-Reedsville (Preston) \$3,413, Veterans Welcome Home Celebration (Cabell) \$2,925, Vietnam Veterans of America Christmas Party (Cabell) \$975, Volcano Days at Mountwood Park

(Wood) \$4,875, War Homecoming Fall Festival (McDowell) \$1,463, Wardensville Fall Festival (Hardy) \$4,875, Wayne County Fair \$4,875, Wayne County Fall Festival \$4,875, Webster County Wood Chopping Festival \$14,625, Webster Wild Water Weekend \$1,950, Weirton July 4th Celebration (Hancock) \$19,500, Welcome Home Family Day (Wayne) \$3,023, Wellsburg 4th of July Celebration (Brooke) \$7,800, Wellsburg Apple Festival of Brooke County \$5,363, West Virginia Blackberry Festival (Harrison) \$4,875, West Virginia Chestnut Festival (Preston) \$975, West Virginia Coal Festival (Boone) \$9,750, West Virginia Dairy Cattle Show (Lewis) \$9,750, West Virginia Dandelion Festival (Greenbrier) \$4,875, West Virginia Fair and Exposition (Wood) \$7,898, West Virginia Fireman's Rodeo (Fayette) \$2,438, West Virginia Honey Festival (Wood) \$1,950, West Virginia Oil and Gas Festival (Tyler) \$10,725, West Virginia Polled Hereford Association (Braxton) \$1,463, West Virginia Poultry Festival (Hardy) \$4,875, West Virginia Pumpkin Festival (Cabell) \$9,750, West Virginia Roundhouse Rail Days (Berkeley) \$9,750, West Virginia State Folk Festival (Gilmer) \$4,875, West Virginia State Monarch Butterfly Festival (Brooke) \$4,875, West Virginia Strawberry Festival (Upshur) \$2,438, West Virginia Water Festival - City of Hinton (Summers) \$15,600, West Virginia Wine & Jazz Festival (Monongalia) \$8,775, West Virginia Wine and Arts Festival (Berkeley) \$4,875, Weston VFD 4th of July Firemen Festival (Lewis) \$1,950, Wetzel County Autumnfest \$5,363, Wetzel County Town and

Country Days \$16,575, Wheeling Celtic Festival (Ohio) \$1,950, Wheeling City of Lights (Ohio) \$7,800, Wheeling Sternwheel Regatta (Ohio) \$9,750, Wheeling Vintage Raceboat Regatta (Ohio) \$19,500, Whipple Community Action (Fayette) \$2,438, Widen Days Festival (Calhoun) \$1,950, Wileyville Homecoming (Wetzel) \$3,900, Wine Festival and Mountain Music Event (Harrison) \$4,875, Winter Festival of the Waters (Berkeley) \$4,875, Wirt County Fair \$2,438, Wirt County Pioneer Days \$1,950, Youth Stockman Beef Expo. (Lewis) \$1,950, Northern Preston Mule Pull and Farmers Days (Preston) \$3,900."

The appropriation that this language is funded from was reduced and I believe that these items can be funded in a reduced amount. Therefore, I am deleting the above language in its entirety contained from line 86 through line 386 on pages 132 through 140.

My forty-fifth objection to the bill is contained in the language in Item 256, page 140, line 387 through line 390, which states:

**"Any unexpended balance remaining in the appropriation for Unclassified (fund 3534, activity 099), at the close of the fiscal year 2010 is hereby reappropriated for expenditure during fiscal year 2011."**

Fund 3534, activity 099, referred to in the language above has no appropriation. Therefore, I am deleting the corresponding

language in its entirety contained from line 387 through line 390, on page 140, because funds cannot be reappropriated that do not have an original appropriation and this language is unnecessary.

My forty-sixth objection to the bill is contained in the language found in Item 256, page 140, line 391 through line 394, which states:

**"Any unexpended balance remaining in the appropriation for Fairs and Festivals (fund 3534, activity 122), at the close of the fiscal year 2010 is hereby reappropriated for expenditure during fiscal year 2011."**

This appropriation was for one year of projects and reappropriation is not required. Therefore, I am deleting the corresponding language in its entirety from line 391 through line 394 on page 140.

My forty-seventh objection to the bill is contained in the language found in Item 257, page 141, line 1, which states:

**"Books and Films . . . . . 179 \$450,000"**

The above appropriation of \$450,000 would keep the state's share of funding at the FY 2010 level. I believe a 5% reduction is reasonable in light of the reduced state revenue available for all state funded projects. Therefore, I am reducing the amount of the appropriation by \$22,500 to \$427,500.

My forty-eighth objection to the bill is contained in the language found in Item 257, page 141, line 3, which states:

**"Grants to Public Libraries . . . 182 8,348,884"**



The above appropriation of \$8,348,884 would keep the state's share of funding at the FY 2010 level. I believe a 5% reduction is reasonable in light of the reduced state revenue available for all state funded projects. Therefore, I am reducing the amount of the appropriation by \$417,444 to \$7,931,440.

My forty-ninth objection to the bill is contained in the language found in Item 257, page 141, line 5, which states:

**"Libraries - Special**

**Projects (R) . . . . . 625 800,000"**

My recommended FY 2011 budget for this line item included an appropriation equal to \$744,800. Due to the budget challenges and to better position the state to address anticipated budget shortfalls I am reducing the appropriation by the amount of \$55,200 to \$744,800.

My fiftieth objection to the bill is contained in the language found in Item 258, page 141, line 9 through line 10, which states:

**"Senior Citizen Centers and**

**Programs (R) . . . . . 462 2,600,000"**

This appropriation is at the FY 2010 level. Due to the budget challenges and to better position the state to address anticipated budget shortfalls, I am reducing this appropriation by 5%. Therefore, I am reducing the amount of the appropriation by \$130,000 to \$2,470,000.

My fifty-first objection to the bill is contained in the language found in Item 258, page 142, line 27, which states:

**"West Virginia Helpline . . . . . 006 250,000"**

This appropriation has been renamed from WV Elder Watch and increased \$100,000. I am reducing this appropriation to the FY 2010 level less a 5% reduction. Therefore, I am reducing the appropriation by the amount of \$107,500 to \$142,500.

My fifty-second objection to the bill is contained in the language found in Item 259, page 142, line 1, which states:

**"Debt Service - Total (R) . . . . . 310 \$5,000,000"**

The above appropriation has the "(R)" symbol to indicate reappropriation. However, there is no enabling language under the item to allow for this. Therefore, I am deleting "(R)".

My fifty-third objection to the bill is contained in the language found in Item 268, page 147, line 2 through line 4, which states:

**"From the above appropriation for Unclassified-Total (fund 3277, activity 096), an amount not less than \$150,000 is for capital improvements at Big Ditch Lake."**

Fund 3277, State Park Improvement Fund, established by W. Va. Code §29-22-18a is for improvements to state parks. Big Ditch Lake is a Wildlife Management Area (WMA) and using funding from this fund for this purpose would be in conflict with state code. The Wildlife Resources section of the Division of Natural Resources has indicated that improvements are scheduled for this WMA during the current fiscal year. Therefore, I am deleting the above-quoted language in its entirety contained from line 2 through line 4, on

page 147.

My fifty-fourth objection to the bill is contained in the language found in Item 274, page 150, line 17 through line 20, which states:

**"From the above appropriation for School Access Safety (activity 978) up to \$5,000,000 may be used to work with public schools throughout the state for tactical surveys of the school facilities."**

Similar language was contained in the FY 2010 Budget Bill. With this language added for FY 2011, this would possibly make eligible up to \$10,000,000 for this project, which is diverting monies and delaying grants to counties from the original intent of the School Access Safety appropriation to provide hardware to make our schools safer. Therefore, I am deleting the corresponding language in its entirety contained from line 17 through line 20, on page 150.

My fifty-fifth objection to the bill is contained in the language found in "Sec. 10. Special revenue appropriations." on page 169, line 22 through line 38, which states:

**"In addition to the preceding provisions, from Fund 1509, the Consumer Protection Recovery Fund, from the balance of funds obtained by the Attorney General pursuant to the Zyprexa settlement agreement, the amount of \$7,100,000 is hereby appropriated to provide for grants for the sole and exclusive purposes of substance abuse prevention, intervention, treatment and recovery consistent**

**with the findings of "The Governor's Comprehensive Strategic Plan to Address Substance Abuse in West Virginia" and the recommendations of the Partnership to Promote Community Well-Being. The grants shall be allocated by the Attorney General in accordance with data-based criteria to be developed by the Attorney General, and priority consideration shall be given to unserved and underserved areas of the state. The Attorney General shall administer the grants and collect data measuring their effectiveness."**

The above language regarding \$7,100,000 from the Zyprexa settlement includes funding for pilot projects for substance abuse prevention, intervention, treatment and recovery, which are to be developed and administered by the Attorney General. Based upon the anticipated funding challenges within the West Virginia budget, the requirements and commitments of the state in the Hartley decree, the recommendations in the Governor's Commission on Prison Overcrowding and the recommendations of the Governor's Comprehensive Behavioral Health Commission for integration of behavioral health and primary care, it is imperative that an incremental and comprehensive approach be coordinated and implemented by the Single State Authority for Behavioral Health Programs to achieve all desired outcomes contained therein. This appropriation creates a duplicative system of services and administration, which undermines the state's current goals and responsibilities. Therefore, I am striking in its entirety the

language on page 169, from line 22 to line 38.

For the reasons stated herein, I have approved, subject to the above objections, Enrolled Committee Substitute for Senate Bill No. 213.

Sincerely,

Joe Manchin III,

*Governor.*