

1 **Senate Bill No. 197**

2 (By Senators Kessler (Mr. President) and M. Hall,

3 By Request of the Executive)

4 _____
5 [Introduced February 18, 2013; referred to the Committee on
6 Finance.]
7 _____

8
9
10 A BILL expiring funds to the unappropriated surplus balance in the
11 State Fund, General Revenue, for the fiscal year ending June
12 30, 2013, in the amount of \$23,972,984 from the Department of
13 Administration - Office of the Secretary, fund 0186, fiscal
14 year 2008, organization 0201, activity 635, and in the amount
15 of \$5,000,000 from the Department of Commerce, Division of
16 Natural Resources, fund 0265, fiscal year 2008, organization
17 0310, activity 761, and making a supplementary appropriation
18 of public moneys out of the Treasury from the balance of
19 moneys remaining as an unappropriated surplus balance in the
20 State Fund, General Revenue, to the Department of
21 Administration, Public Defender Services, fund 0226, fiscal
22 year 2013, organization 0221, and to the Department of Health
23 and Human Resources, Division of Human Services, fund 0403,
24 fiscal year 2013, organization 0511, by supplementing and

1 amending the appropriations for the fiscal year ending June
2 30, 2013.

3 WHEREAS, The Governor finds that the account balances in the
4 Department of Administration - Office of the Secretary, fund 0186,
5 fiscal year 2008, organization 0201, activity 635, and in the
6 Department of Commerce, Division of Natural Resources, fund 0265,
7 fiscal year 2008, organization 0310, activity 761, exceed that
8 which is necessary for the purposes for which the accounts were
9 established; and

10 WHEREAS, The Governor submitted to the Legislature the
11 Executive Budget document, dated February 13, 2013, which included
12 a statement of the State Fund, General Revenue, setting forth
13 therein the cash balance as of July 1, 2012, and further included
14 the estimate of revenues for the fiscal year 2013, less net
15 appropriation balances forwarded and regular appropriations for the
16 fiscal year 2013; and

17 WHEREAS, It appears from the Governor's Executive Budget
18 document, statement of the State Fund, General Revenue, and this
19 legislation, there now remains an unappropriated surplus balance in
20 the State Treasury which is available for appropriation during the
21 fiscal year ending June 30, 2013; therefore

22 *Be it enacted by the Legislature of West Virginia:*

23 That the balance of the funds available for expenditure in the
24 fiscal year ending June 30, 2013, to the Department of

1 Administration - Office of the Secretary, fund 0186, fiscal year
 2 2008, organization 0201, activity 635, be decreased by expiring the
 3 amount of \$23,972,984, and to the Department of Commerce, Division
 4 of Natural Resources, fund 0265, fiscal year 2008, organization
 5 0310, activity 761, be decreased by expiring the amount of
 6 \$5,000,000, all to the unappropriated surplus balance of the State
 7 Fund, General Revenue, to be available for appropriation during the
 8 fiscal year ending June 30, 2013.

9 And, That the total appropriation for the fiscal year ending
 10 June 30, 2013, to fund 0226, fiscal year 2013, organization 0221,
 11 be supplemented and amended by increasing an existing item of
 12 appropriation as follows:

13 TITLE II - APPROPRIATIONS.

14 **Section 1. Appropriations from General Revenue.**

15 **DEPARTMENT OF ADMINISTRATION**

16 *27-Public Defender Services*

17 (WV Code Chapter 29)

18 Fund 0226 FY 2013 Org 0221

		Act-	General
		ivity	Revenue
			Fund
21	6	Appointed Counsel Fees-Surplus (R)..	435 \$11,500,000
22			
23 Any unexpended balance remaining in the above appropriation			
24 for Appointed Counsel Fees - Surplus (fund 0226, activity 435) at			

1 the close of the fiscal year 2013 is hereby reappropriated for
2 expenditure during the fiscal year 2014.

3 And, That the total appropriation for the fiscal year ending
4 June 30, 2013, to fund 0403, fiscal year 2013, organization 0511,
5 be supplemented and amended by adding a new item of appropriation
6 as follows:

7 TITLE II - APPROPRIATIONS.

8 **Section 1. Appropriations from General Revenue.**

9 **DEPARTMENT OF HEALTH AND HUMAN RESOURCES**

10 *67-Division of Human Services*

11 (WV Code Chapter 9, 48 and 49)

12 Fund 0403 FY 2013 Org 0511

		General
		Revenue
		Fund
	Act-	
	ivity	
13		
14		
15		
16	3a Child Care - Surplus..	091 \$17,468,806

17 The purpose of this bill is to expire funds into the
18 unappropriated surplus balance in the State Fund, General Revenue,
19 and to supplement, amend, increase an existing item and add a new
20 item of appropriation in the aforesaid accounts for the designated
21 spending units for expenditure during the fiscal year 2013.