

# Senate Bill No. 665

(By Senators Prezioso, Facemire, Chafin, Edgell,  
Green, Laird, McCabe, Plymale, Stollings, Unger,  
Wells, Yost, Barnes, Blair, Boley, M. Hall and Sypolt)

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[Originating in the Committee on Finance;  
reported April 9, 2013.]

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A BILL expiring funds to the unappropriated surplus balance in the State Fund, General Revenue, for the fiscal year ending June 30, 2013, in the amount of \$6,500,000 from the Attorney General, Consumer Protection Recovery Fund, fund 1509, fiscal year 2013, organization 1500, and 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 Attorney General, fund 0150, fiscal year 2013, organization 1500, and to the Department of Health and Human Resources, Consolidated Medical Service Fund, fund 0525, fiscal year 2013, organization 0506, by supplementing and

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

WHEREAS, the Governor finds that the account balance in the Attorney General, Consumer Protection Recovery Fund, fund 1509, fiscal year 2013, organization 1500, exceeds that which is necessary for the purposes for which the account was established; and

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

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

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

That the balance of the funds available for expenditure in the fiscal year ending June 30, 2013, to the Attorney General, Consumer Protection Recovery Fund, fund 1509, fiscal year 2013, organization 1500, be decreased by expiring the amount of \$6,500,000 to the unappropriated surplus balance of the State Fund, General Revenue, to be available for appropriation during the fiscal year ending June 30, 2013.

And, That the total appropriation for the fiscal year ending June 30, 2013, to fund 0150, fiscal year 2013, organization 1500, be supplemented and amended by increasing existing items and adding new items of appropriation as follows:

1                                   TITLE II - APPROPRIATIONS.

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

3                                   **EXECUTIVE**

4                                   *15-Attorney General*

5                                   (WV Code Chapter 5, 14, 46A and 47)

6                                   Fund 0150 FY 2013 Org 1500

7		<b>Act-</b>	<b>General</b>
8		<b>ivity</b>	<b>Revenue</b>
9			<b>Fund</b>
10	1 Personal Services - Surplus (R) . .	243	\$ 309,000
11	4 Employee Benefits - Surplus (R) .	250	115,425
12	8 Equipment - Surplus (R) . . . . .	341	260,200
13	10a Technology Improvements -		
14	Surplus (R) . . . . .	725	965,020
15	11a Operating Expenses -		
16	Surplus (R) . . . . .	779	210,268

17 Any unexpended balance remaining in the above  
 18 appropriation for Personal Services - Surplus (fund 0150,  
 19 activity 243), Employee Benefits - Surplus (fund 150,  
 20 activity 250), Equipment - Surplus (fund 0150, activity 341),  
 21 Technology Improvements - Surplus (fund 0150, activity  
 22 725) and Operating Expenses - Surplus (fund 0150, activity  
 23 779) at the close of the fiscal year 2013 is hereby  
 24 reappropriated for expenditure during the fiscal year 2014.

25 And, That the total appropriation for the fiscal year  
 26 ending June 30, 2013, to fund 0525, fiscal year 2013,

27 organization 0506, be supplemented and amended by  
28 increasing an existing item of appropriation as follows:

1 TITLE II - APPROPRIATIONS.

2 Section 1. Appropriations from General Revenue.

3 DEPARTMENT OF HEALTH AND HUMAN  
4 RESOURCES

5 64-Consolidated Medical Service Fund

6 (WV Code Chapter 16)

7 Fund 0525 FY 2013 Org 0506

8		<b>General</b>
9		<b>Revenue</b>
10	<b>Act-</b>	<b>Fund</b>
	<b>ivity</b>	

11 6 Behavioral Health Program -

12 6a Surplus (R) . . . . . 631 \$4,640,087

13 Any unexpended balance remaining in the above  
14 appropriation for Behavioral Health Program - Surplus (fund  
15 0525, activity 631) at the close of the fiscal year 2013 is  
16 hereby reappropriated for expenditure during the fiscal year  
17 2014.

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