

WEST VIRGINIA LEGISLATURE

2016 REGULAR SESSION

Originating

House Bill 4741

(BY DELEGATES ANDERSON, BOGGS, BUTLER, FRICH,
HAMILTON, HOUSEHOLDER, MILLER, E. NELSON, STORCH,
WAXMAN, AND WESTFALL)

[Originating in the Committee on Finance;

March 8, 2016]

1 A BILL expiring funds to the balance of the Division of Human Services -- Medical Services Trust
2 Fund, fund 5185, organization 0511, for the fiscal year ending June 30, 2016, in the
3 amount of \$500,000 from the Secretary of State, fund 0155, fiscal year 2014, organization
4 1600, appropriation 13000; in the amount of \$400,000 from the State Department of
5 Education, fund 0313, fiscal year 2012, organization 0402, appropriation 16100; in the
6 amount of \$400,000 from the State Department of Education, fund 0313, fiscal year 2013,
7 organization 0402, appropriation 16100; in the amount of \$300,000 from the State
8 Department of Education -- Aid for Exceptional Children, fund 0314, fiscal year 2014,
9 organization 0402, appropriation 47200; in the amount of \$1,400,000 from the Division of
10 Health -- Central Office, fund 0407, fiscal year 2007, organization 0506, appropriation
11 84500; in the amount of \$840,000 from the Division of Health -- Central Office, fund 0407,
12 fiscal year 2008, organization 0506, appropriation 84500; in the amount of \$675,000 from
13 the Division of Health -- Central Office, fund 0407, fiscal year 2009, organization 0506,
14 appropriation 84500; in the amount of \$558,236.61 from the Division of Health -- Central
15 Office, fund 0407, fiscal year 2010, organization 0506, appropriation 84500; in the amount
16 of \$1,750,000 from the Tax Division, fund 0470, fiscal year 2012, organization 0702,
17 appropriation 09900; in the amount of \$1,500,000 from the Consolidated Medical Service
18 Fund, fund 0525, fiscal year 2013, organization 0506, appropriation 21900; in the amount
19 of \$1,500,000 from the Consolidated Medical Service Fund, fund 0525, fiscal year 2013,
20 organization 0506, appropriation 33500; in the amount of \$703,547.26 from the
21 Aeronautics Commission, fund 0582, fiscal year 2012, organization 0807, appropriation
22 09900; and in the amount of \$345,515.96 from the Aeronautics Commission, fund 0582,
23 fiscal year 2013, organization 0807, appropriation 13000.

24 Whereas, The Governor submitted to the Legislature the Executive Budget Document,
25 dated January 13, 2016, which included a Statement of the State Fund, General Revenue, setting
26 forth therein the cash balance as of July 1, 2015, and further included the estimate of revenues

27 for the fiscal year 2016, less net appropriation balances forwarded and regular appropriations for
28 the fiscal year 2016; and

29 Whereas, The Secretary of the Department of Revenue has submitted a monthly General
30 Revenue Fund Collections Report for the first eight months of fiscal year 2016 as prepared by the
31 State Budget Office; and

32 Whereas, This report demonstrates that the State of West Virginia has experienced a
33 revenue shortfall of approximately \$176 million for the first eight months of fiscal year 2016, as
34 compared to the monthly revenue estimates for the first eight months of the fiscal year 2016; and

35 Whereas, Current economic and fiscal trends are anticipated to result in projected year-
36 end revenue deficits, including potential significant shortfalls in Severance Tax revenue
37 collections , and shortfalls in Personal Income Tax and Consumers Sales and Use Tax revenue
38 collections; and

39 Whereas, Projected year-end revenue surpluses in various other General Revenue
40 sources will only offset a small portion of these deficits; and

41 Whereas, The total projected year-end revenue deficit for the General Revenue Fund is
42 estimated at \$354 million; and

43 Whereas, On October 22, 2015, the Governor issued Executive Order 7-15 which directed
44 a spending reduction for General Revenue appropriations for fiscal year 2016 totaling
45 \$93,379,526; and

46 Whereas, The Legislature agreed to take voluntary action to effect a four percent spending
47 reduction of its General Revenue appropriation for fiscal year 2016 totaling \$938,067; and

48 Whereas, the Legislature finds it necessary to expire funds to the balance of the Medical
49 Services Trust Fund to be available during the fiscal year ending June 30, 2016; and

50 Whereas, The Legislature finds that the account balances in the Secretary of State, fund
51 0155, fiscal year 2014, organization 1600, appropriation 13000; in the State Department of
52 Education, fund 0313, fiscal year 2012, organization 0402, appropriation 16100; in the State

53 Department of Education, fund 0313, fiscal year 2013, organization 0402, appropriation 16100; in
54 the State Department of Education – Aid for Exceptional Children, fund 0314, fiscal year 2014,
55 organization 0402, appropriation 47200; in the Division of Health -- Central Office, fund 0407,
56 fiscal year 2007, organization 0506, appropriation 84500; in the Division of Health -- Central
57 Office, fund 0407, fiscal year 2008, organization 0506, appropriation 84500; in the Division of
58 Health -- Central Office, fund 0407, fiscal year 2009, organization 0506, appropriation 84500; in
59 the Division of Health -- Central Office, fund 0407, fiscal year 2010, organization 0506,
60 appropriation 84500; in the Tax Division, fund 0470, fiscal year 2012, organization 0702,
61 appropriation 09900; in the Consolidated Medical Service Fund, fund 0525, fiscal year 2013,
62 organization 0506, appropriation 21900; in the Consolidated Medical Service Fund, fund 0525,
63 fiscal year 2013, organization 0506, appropriation 33500; in the Aeronautics Commission, fund
64 0582, fiscal year 2012, organization 0807, appropriation 09900; and in the Aeronautics
65 Commission, fund 0582, fiscal year 2013, organization 0807, appropriation 13000, exceed that
66 which is necessary for the purposes for which the accounts were established; therefore

Be it enacted by the Legislature of West Virginia:

1 That the balance of the funds available for expenditure in the fiscal year ending June 30,
2 2016, in the Secretary of State, fund 0155, fiscal year 2014, organization 1600, appropriation
3 13000, be decreased by expiring the amount of \$500,000; in the State Department of Education,
4 fund 0313, fiscal year 2012, organization 0402, appropriation 16100, be decreased by expiring
5 the amount of \$400,000; in the State Department of Education, fund 0313, fiscal year 2013,
6 organization 0402, appropriation 16100, be decreased by expiring the amount of \$400,000, and
7 in the State Department of Education – Aid for Exceptional Children, fund 0314, fiscal year 2014,
8 organization 0402, appropriation 47200, be decreased by expiring the amount of \$300,000; in the
9 Division of Health -- Central Office, fund 0407, fiscal year 2007, organization 0506, appropriation
10 84500, be decreased by expiring the amount of \$1,400,000; in the Division of Health -- Central
11 Office, fund 0407, fiscal year 2008, organization 0506, appropriation 84500, be decreased by

12 expiring the amount of \$840,000; in the Division of Health -- Central Office, fund 0407, fiscal year
13 2009, organization 0506, appropriation 84500, be decreased by expiring the amount of \$675,000;
14 Division of Health -- Central Office, fund 0407, fiscal year 2010, organization 0506, appropriation
15 84500, be decreased by expiring the amount of \$558,236.61; in the Tax Division, fund 0470, fiscal
16 year 2012, organization 0702, appropriation 09900, be decreased by expiring the amount of
17 \$1,750,000; in the Consolidated Medical Service Fund, fund 0525, fiscal year 2013, organization
18 0506, appropriation 21900, be decreased by expiring the amount of \$1,500,000; in the
19 Consolidated Medical Service Fund, fund 0525, fiscal year 2013, organization 0506, appropriation
20 33500, be decreased by expiring the amount of \$1,500,000; in the Aeronautics Commission, fund
21 0582, fiscal year 2012, organization 0807, appropriation 09900, be decreased by expiring the
22 amount of \$703,547.26; and in the Aeronautics Commission, fund 0582, fiscal year 2013,
23 organization 0807, appropriation 13000, be decreased by expiring the amount of \$345,515.96, all
24 to the balance of the Division of Human Services -- Medical Services Trust Fund, fund 5185,
25 organization 0511, to be available during the fiscal year ending June 30, 2016.