

# **WEST VIRGINIA LEGISLATURE**

## **2019 REGULAR SESSION**

**Introduced**

### **House Bill 3057**

BY DELEGATE SHOTT

[Introduced February 12, 2019; Referred  
to the Committee on the Judiciary then Finance.]

1 A BILL to amend and reenact §62-15-9a of the Code of West Virginia, 1931, as amended, relating  
 2 to the Adult Drug Court Participation Fund; restructuring the language within the code; and  
 3 establishing how the money in the fund may be used.

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

**ARTICLE 15. DRUG OFFENDER ACCOUNTABILITY AND TREATMENT ACT.**

**§62-15-9a. Adult Drug Court Participation Fund created.**

1 (a) There is created within the State Treasury a special revenue fund designated the Adult  
 2 Drug Court Participation Fund to be administered by the West Virginia Supreme Court of Appeals.  
 3 The fund shall consist of moneys received from individuals participating in an adult drug court  
 4 program.

5 ~~(b) The fund shall consist of moneys received from individuals participating in an adult~~  
 6 ~~drug court program~~

7 ~~(c) (b)~~ All moneys deposited into the State Treasury and credited to the Adult Drug Court  
 8 Participation Fund shall be used to pay the costs associated with maintaining and administering  
 9 the court's adult drug court programs. All moneys collected by the Administrator of the Supreme  
 10 Court of Appeals for participation in the court's adult drug court program shall be deposited into  
 11 the Adult Drug Court Participation Fund. Expenditures from the fund shall be for the purpose set  
 12 forth in subsection (b) of this section.

13 ~~(d) All moneys collected by the Administrator of the Supreme Court of Appeals for~~  
 14 ~~participation in the court's adult drug court program shall be deposited into the Adult Drug Court~~  
 15 ~~Participation Fund. Expenditures from the fund shall be for the purpose set forth in subsection~~

16 ~~(e) of this section and are not authorized from collections but are to be made only in accordance~~  
 17 ~~with appropriation by the Legislature and in accordance with article three, chapter twelve of this~~  
 18 ~~code and upon fulfillment of the requirements of article two, chapter eleven b of this code:~~  
 19 ~~Provided, That for the fiscal year ending June 30, 2017, expenditures are authorized from~~  
 20 ~~collections rather than pursuant to appropriation by the Legislature~~

NOTE: The purpose of this bill is to update the language of the Adult Drug Court Participation Fund and establish how money of the fund is to be used.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.