

# **WEST VIRGINIA LEGISLATURE**

## **2020 REGULAR SESSION**

### **Committee Substitute**

**for**

### **Senate Bill 571**

SENATORS CARMICHAEL (MR. PRESIDENT) AND PREZIOSO

(BY REQUEST OF THE EXECUTIVE)

[Originating in the Committee on Finance; reported on

February 7, 2020]



1 A BILL expiring funds to the unappropriated surplus balance in the State Fund, General Revenue,  
2 for the fiscal year ending June 30, 2020, in the amount of \$20,000,000 from the balance  
3 of moneys remaining as an unappropriated balance in the State Excess Lottery Revenue  
4 Fund, and making a supplementary appropriation of public moneys out of the Treasury  
5 from the unappropriated surplus balance in the State Fund, General Revenue, for the  
6 fiscal year ending June 30, 2020, to the Department of Administration, Public Defender  
7 Services, fund 0226, fiscal year 2020, organization 0221.

8 Whereas, The Governor submitted the Executive Budget Document to the Legislature on  
9 January 8, 2020, containing a statement of the State Fund, General Revenue, setting forth therein  
10 the cash balance as of July 1, 2019, and further included the estimate of revenue for the fiscal  
11 year 2020, less net appropriation balances forwarded and regular and surplus appropriations for  
12 the fiscal year 2020, and further included recommended expirations to the unappropriated surplus  
13 balance of the State Fund General Revenue; and

14 Whereas, It appears from the Governor's Statement of the State Excess Lottery Revenue  
15 Fund, there now remains an unappropriated balance in the State Treasury which is available for  
16 expiration during the fiscal year ending June 30, 2020; and

17 Whereas, It appears from the Governor's Statement of the State Fund, General Revenue,  
18 and this legislation, there now remains an unappropriated surplus balance in the Treasury which  
19 is available for appropriation during the fiscal year ending June 30, 2020; therefore

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

1 That the balance of the funds remaining as an unappropriated balance for the fiscal year  
2 ending June 30, 2020, in the State Excess Lottery Revenue Fund be decreased by expiring the  
3 amount of \$20,000,000 to the unappropriated surplus balance of the State Fund, General  
4 Revenue to be available for appropriation during the fiscal year ending June 30, 2020;

5 And, that the total appropriations for the fiscal year ending June 30, 2020, to fund 0226,  
 6 fiscal year 2020, organization 0221, be supplemented and amended by increasing existing items  
 7 of appropriation and creating new items of appropriation as follows:

8 TITLE II – APPROPRIATIONS.

9 Section 1. Appropriations from general revenue.

10 DEPARTMENT OF ADMINISTRATION

11 27 – Public Defender Services

12 (WV Code Chapter 29)

13 Fund 0226 FY 2020 Org 0221

14 15 16		<b>Appro- pria- tion</b>		<b>General Revenue Fund</b>
17	1 Personal Services and Employee Benefits – Surplus .....	XXXXX	\$	188,402
18	2 Unclassified – Surplus .....	09700		18,600
19	4 Public Defender Corporations – Surplus .....	XXXXX		300,000
20	5 Appointed Counsel Fees – Surplus (R) .....	43500		19,492,998

21 Any unexpended balance remaining in the above appropriation for Appointed Counsel Fees  
 22 – Surplus (fund 0226, appropriation 43500) at the close of the fiscal year 2020 is hereby  
 23 reappropriated for expenditure during the fiscal year 2021.

NOTE: The purpose of this supplemental appropriation bill is to expire funds from the aforesaid accounts to the unappropriated surplus balance of the State Fund, General Revenue for expenditure during the fiscal year 2020.