

WEST VIRGINIA LEGISLATURE
2021 THIRD EXTRAORDINARY SESSION

Introduced
House Bill 326

BY DELEGATES HANSHAW (MR. SPEAKER) AND SKAFF

(BY REQUEST OF THE EXECUTIVE)

[Introduced October 11, 2021; referred to
the Committee on Finance]

1 A BILL supplementing and amending chapter eleven, Acts of the Legislature, Regular Session,
2 2021, known as the budget bill, supplementing and amending appropriations in Title II,
3 section 12 for the fiscal year ending June 30, 2022.

Be it enacted by the Legislature of West Virginia:

1 That chapter eleven, Acts of the Legislature, Regular Session, 2021, known as the budget
2 bill, in Title II, section 12 for the fiscal year ending June 30, 2022, be supplemented and amended
3 to read as follows:

4 **Sec. 12. Special revenue appropriations.** — There are hereby appropriated for
5 expenditure during the fiscal year 2022 special revenues collected pursuant to general law
6 enactment of the Legislature which are not paid into the state fund as general revenue under the
7 provisions of W.Va. Code §12-2-2 and are not expressly appropriated under this act: *Provided,*
8 That none of the money so appropriated by this section shall be available for expenditure except
9 in compliance with the provisions of W.Va. Code §12-2-1 *et seq.*, W.Va. Code §12-3-1 *et seq.*,
10 and W.Va. Code §11B-2-1 *et seq.*, unless the spending unit has filed with the director of the
11 budget and the legislative auditor prior to the beginning of each fiscal year:

12 (a) An estimate of the amount and sources of all revenues accruing to such fund; and

13 (b) A detailed expenditure schedule showing for what purposes the fund is to be
14 expended: *Provided, however,* That federal funds received by the state may be expended only in
15 accordance with Sections (6) or (7) of this Title and with W.Va. Code §4-11-1, *et seq.* *Provided*
16 *further,* That federal funds that become available to a spending unit for expenditure while the
17 Legislature is not in session and the availability of such funds could not reasonably have been
18 anticipated and included in this act may be only be expended in the limited circumstances
19 provided by W. Va. Code §4-11-5(d): *And provided further,* That no provision of this Act may be
20 construed to authorize the expenditure of federal funds except as provided in this section.

21 During fiscal year 2022, the following funds are hereby available and are to be transferred
22 to the appropriate funds as specified from available balances per the following:

414 - Attorney General

Consumer Protection Recovery Fund

(WV Code Chapter 46A)

Fund 1509 FY 2022 Org 1500

1	Directed Transfer	70000	\$	2,500,000
2	From the above appropriation for Directed Transfer (fund 1509, appropriation 70000),			
3	\$2,500,000 shall be transferred to the Department of Health and Human Resources, Division of			
4	Human Services – Medical Services Trust Fund (fund 5185).			
5	Total TITLE II, Section 12 – Appropriations for Special Revenue			
6	Appropriations		\$	<u>2,500,000</u>

NOTE: The purpose of this supplemental appropriation bill is to supplement, amend and decrease an item of appropriation in the aforesaid account for the designated spending unit for the fiscal year 2022.