

# WEST VIRGINIA LEGISLATURE

## 2021 REGULAR SESSION

**Introduced**

# House Bill 2992

**FISCAL  
NOTE**

BY DELEGATE BATES

[Introduced March 09, 2021; Referred to the  
Committee on Health and Human Resources then  
Finance]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,  
 2 designated §16-9G-3, relating to the Tobacco Cessation Initiative Program; creating the  
 3 Tobacco Cessation Initiative Program Special Revenue Account within the State Treasury  
 4 to be administered by the Director of the Bureau for Public Health.

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

**ARTICLE 9G. TOBACCO CESSATION INITIATIVE.**

**§16-9G-3. Special Revenue Account.**

1 (a) There is hereby created the “Tobacco Cessation Initiative Program Special Revenue  
 2 Account” within the State Treasury to be administered by the Director of the Bureau for Public  
 3 Health. All moneys deposited into this special account shall be expended for the purposes set  
 4 forth in this article, and are not authorized from collections but are to be made only in accordance  
 5 with appropriation by the Legislature and in accordance with the provisions of §12-3-1 et seq. of  
 6 this code and upon fulfillment of the provisions of §11B-2-1 et seq. of this code: *Provided, That*  
 7 for the fiscal year ending June 30, 2022, expenditures are authorized from collections rather than  
 8 pursuant to appropriation by the Legislature. Any balance, including accrued interest and other  
 9 returns, remaining in the fund at the end of each fiscal year shall not revert to the General  
 10 Revenue Fund but shall remain in the fund and be expended as provided by this section.

11 (b) Notwithstanding any provisions of §11B-2-20 of this code to the contrary, on or before  
 12 July 30, 2021, the 13<sup>th</sup> day of July thereafter, 25 percent of any interest and other return earned  
 13 that may accrue on the moneys in the Revenue Shortfall Reserve Fund – Part B during the next  
 14 preceding fiscal year shall be transferred to the Tobacco Cessation Initiative Program Special  
 15 Revenue Account and expended solely for the purposes set forth in this article.

NOTE: The purpose of this bill is to create the Tobacco Cessation Initiative Program Special Revenue Account.

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