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OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 2002



ENROLLED

SENATE BILL NO. 506

(By Senators TOMBLIN, MR. PRESIDENT, AND CLARKE)



PASSED MARCH 7, 2002

In Effect NINETY DAYS FROM Passage

FILED

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OFFICE WEST VIRGINIA
SECRETARY OF STATE

ENROLLED

Senate Bill No. 566

(BY SENATORS TOMBLIN, MR. PRESIDENT, AND CRAIGO)

[Passed March 7, 2002; in effect ninety days from passage.]

AN ACT to amend article four, chapter twelve of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section sixteen, relating to state funds and accounts; requiring the state treasurer to transfer amounts required by the Legislature from statutorily created funds or accounts; authorizing the treasurer to monitor all state funds and accounts created by the Legislature; and requiring the treasurer to report to the joint committee on government and finance.

Be it enacted by the Legislature of West Virginia:

That article four, chapter twelve of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section sixteen, to read as follows:

ARTICLE 4. ACCOUNTS, REPORTS AND GENERAL PROVISIONS.

§12-4-16. Transfer of specified excess funds.

1 (a) The treasurer has authority to monitor all state funds
2 and accounts created by the Legislature. The treasurer
3 shall transfer, using the state's accounting system, the
4 appropriate amount of excess funds whenever the Legisla-
5 ture has:

6 (1) Created a fund or account and provided that only a
7 specified amount is allowed to remain in the fund or
8 account from one fiscal year to another, or other specified
9 period; and

10 (2) Required that excess amounts are to revert or be
11 deposited into the general revenue fund, school fund or
12 other specified fund or account.

13 (b)(1) If a statutory provision provides that only a
14 specified amount is allowed to remain in a fund from one
15 fiscal year to another, the treasurer shall transfer the
16 excess amount, as of the date specified by the provision, no
17 later than the fifteenth day of August of each year and
18 give written notice of the transfer to all spending units
19 that are authorized to use the fund or account.

20 (2) If a statutory provision provides for the transfer of
21 excess amounts at a time other than the end of a fiscal
22 year, the treasurer shall transfer the specified excess
23 amounts within fifteen days of the time provided.

24 (c) The treasurer shall file quarterly reports with the
25 joint committee on government and finance setting forth
26 the accounts and funds from which excess funds were
27 transferred and the amounts transferred.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Carly Olson
.....
Chairman Senate Committee

J. J. ...
.....
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

David Holmes
.....
Clerk of the Senate

Bugsy D. ...
.....
Clerk of the House of Delegates

Carl Ray Tomblin
.....
President of the Senate

[Signature]
.....
Speaker House of Delegates

The within *is approved* this the *21st*
Day of *March*, 2002.

[Signature]
.....
Governor

PRESENTED TO THE

GOVERNOR

Date 3/15/02

Time 10:45am