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2002 MAR 21 P 6:44

OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 2002

—●—
ENROLLED

SENATE BILL NO. 738

(By Senator CRAIG, ET AL)

—●—
PASSED MARCH 2002

In Effect FROM Passage

FILED

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SECRETARY OF STATE

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Senate Bill No. 738

(BY SENATORS CRAIGO, SHARPE, JACKSON, CHAFIN, PREZIOSO,
PLYMALE, LOVE, HELMICK, ANDERSON, EDGELL, UNGER,
McCABE, BOLEY, MINEAR AND SPROUSE)

[Passed March 8, 2002; in effect from passage.]

AN ACT amend and reenact section fourteen-a, article two, chapter five-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the permissible appropriation of moneys from the public employees insurance reserve fund.

Be it enacted by the Legislature of West Virginia:

That section fourteen-a, article two, chapter five-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 2. FINANCE DIVISION.

§5A-2-14a. Reserves for the public employees insurance programs.

- 1 (a) There is hereby continued a special revenue account
- 2 in the state treasury, designated the "Public Employees

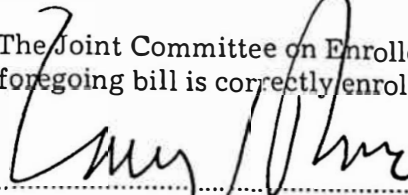
3 Insurance Reserve Fund", which is an interest-bearing
4 account and may be invested in accordance with the
5 provisions of article six, chapter twelve of this code, with
6 the interest income a proper credit to the fund.

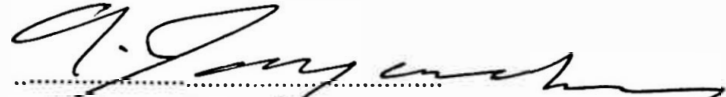
7 (b) The fund shall consist of moneys appropriated by the
8 Legislature and moneys transferred annually pursuant to
9 the provisions of subsection (c) of this section. These
10 moneys shall be held in reserve and appropriated by the
11 Legislature only for the support of the programs provided
12 by the public employees insurance agency: *Provided, That*
13 in only the fiscal year beginning the first day of July, two
14 thousand two, and in each of the next two fiscal years
15 thereafter, and ending on the thirtieth day of June, two
16 thousand five, the moneys held in the fund may be appro-
17 priated to the bureau of medical services of the depart-
18 ment of health and human resources.

19 (c) Annually each state agency, except for the higher
20 education central office created in article four, chapter
21 eighteen-b of this code; the higher education governing
22 boards as defined in articles two and three of said chapter;
23 and the state institutions of higher education as defined in
24 section two, article one of said chapter shall transfer one
25 percent of its annualized expenditures from state funds,
26 excluding federal funds based on filled full-time equiva-
27 lents as determined by the state budget office as of the
28 first day of April for that fiscal year, to the public employ-
29 ees insurance reserve fund. The secretary may exempt that
30 transfer only upon a showing by the requesting agency
31 that the continued operation of that agency is dependent
32 upon receipt of the exemption.

33 (d) Annually the secretary shall provide a report to the
34 governor and the Legislature on the amount of reserves
35 established pursuant to the provisions of this section, the
36 number of exemptions granted and the agencies receiving
37 those exemptions.

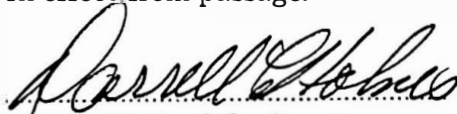
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.


 Chairman Senate Committee

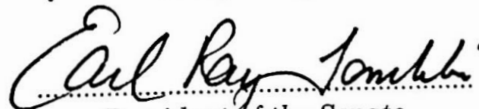

 Chairman House Committee

Originated in the Senate.

In effect from passage.

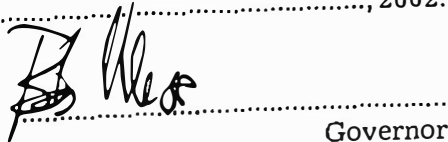

 Clerk of the Senate


 Clerk of the House of Delegates


 President of the Senate


 Speaker House of Delegates

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


 Governor

PRESENTED TO THE

GOVERNOR

Date

3/15/02

Time

5:40pm

A handwritten signature in black ink, appearing to be "S. J. G.", written over the "Time" field and extending slightly to the right.