

HB 103 >

**WEST VIRGINIA LEGISLATURE**  
FIRST EXTRA ORDINARY SESSION, 2007

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**ENROLLED**

**House Bill No. 103**

(By Mr. Speaker, Mr. Thompson and Delegate Armstead)  
[By Request of the Executive]

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Passed March 18, 2007

In Effect from Passage

**ENROLLED FILED**

2007 MAR 23 PM 5: 32

**H. B. 103** OFFICE WEST VIRGINIA  
SECRETARY OF STATE

(BY MR. SPEAKER, MR. THOMPSON, AND DELEGATE ARMSTEAD)  
[BY REQUEST OF THE EXECUTIVE]

[Passed March 18, 2007; in effect from passage.]

AN ACT making a supplementary appropriation of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated balance in the State Fund, General Revenue, to the Department of Administration - Division of General Services, fund 0230, fiscal year 2007, organization 0211, to the Department of Commerce - Division of Tourism, fund 0246, fiscal year 2007, organization 0304, to the Department of Commerce - West Virginia Development Office, fund 0256, fiscal year 2007, organization 0307, to the Department of Commerce - Division of Natural Resources, fund 0265, fiscal year 2007, organization 0310, to the Department of Commerce - Division of Miners Health, Safety and Training, fund 0277, fiscal year 2007, organization 0314, to the Department of Education - State FFA-FHA Camp and Conference Center, fund 0306, fiscal year 2007, organization 0402, to the Department of Education - State Department of Education, fund 0313, fiscal year 2007, organization 0402, to the Department of Health and Human Resources - Division of Health - Central Office, fund 0407, fiscal year 2007, organization 0506, to the Department of Health and Human Resources - Consolidated Medical Service Fund, fund 0525, fiscal year 2007, organization 0506, to the Department of Military Affairs and Public Safety - Division of Homeland Security and Emergency Management, fund 0443, fiscal year 2007,

organization 0606, to the Department of Military Affairs and Public Safety - Division of Corrections - Correctional Units, fund 0450, fiscal year 2007, organization 0608, and to the Department of Revenue - Office of the Secretary, fund 0465, fiscal year 2007, organization 0701, by supplementing and amending the appropriations for the fiscal year ending the thirtieth day of June, two thousand seven.

WHEREAS, The Governor submitted to the Legislature a statement of the State Fund, General Revenue, dated the eighteenth day of March, two thousand seven, setting forth therein the cash balance as of the first day of July, two thousand six; and further included the estimate of revenues for the fiscal year two thousand seven, less net appropriation balances forwarded and regular appropriations for fiscal year two thousand seven; and

WHEREAS, The Governor, by executive message dated the eighteenth day of March, two thousand seven, has revised the revenue estimates for the fiscal year ending the thirtieth day of June, two thousand seven; and

WHEREAS, It appears from the Governor's statement of the State Fund - General Revenue and the executive message there now remains an unappropriated balance in the state treasury which is available for appropriation during the fiscal year ending the thirtieth day of June, two thousand seven; therefore

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

That the total appropriation for the fiscal year ending the thirtieth day of June, two thousand seven, to fund 0230, fiscal year 2007, organization 0211, be supplemented and amended by adding a new item of appropriation as follows:

- 1                           **TITLE II – APPROPRIATIONS.**
- 2                   **Section 1. Appropriations of General Revenue.**
- 3                   **DEPARTMENT OF ADMINISTRATION**
- 4                           *21-Division of General Services*

5 (WV Code Chapter 5A)

6 Fund 0230 FY 2007 Org 0211

7		<b>General</b>
8		<b>Act- Revenue</b>
9		<b>ivity Funds</b>

10	6a	Veterans Memorial Fund . . . . .	690	\$75,000
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11 That the total appropriation for the fiscal year ending the  
 12 thirtieth day of June, two thousand seven, to fund 0246, fiscal  
 13 year 2007, organization 0304, be supplemented, increased  
 14 and amended by adding a new item of appropriation as  
 15 follows:

16 TITLE II – APPROPRIATIONS.

17 Section 1. Appropriations of General Revenue.

18 DEPARTMENT OF COMMERCE

19 *31-Division of Tourism*

20 (WV Code Chapter 5B)

21 Fund 0246 FY 2007 Org 0304

22		<b>General</b>
23		<b>Act- Revenue</b>
24		<b>ivity Funds</b>

25	1	Hatfield McCoy Recreational Trail . . .	960	\$210,000
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26 And, That the total appropriation for the fiscal year  
 27 ending the thirtieth day of June, two thousand seven, to fund  
 28 0256, fiscal year 2007, organization 0307, be supplemented  
 29 and amended by adding a new item of appropriation as  
 30 follows:

31 TITLE II – APPROPRIATIONS.

32 Section 1. Appropriations of General Revenue.

33 DEPARTMENT OF COMMERCE

34 34-West Virginia Development Office

35 (WV Code Chapter 5B)

36 Fund 0256, FY 2007 Org 0307

37		<b>General</b>
38		<b>Act- Revenue</b>
39		<b>ivity Funds</b>

40 44a Mining Safety Technology (R) . . . . 945 \$1,000,000

41 Any unexpended balances remaining in the  
42 appropriation for Mining Safety Technology (fund 0256,  
43 activity 945) at the close of fiscal year 2007 is hereby  
44 reappropriated for expenditure during the fiscal year 2008.

45 The appropriation above for Mining Safety Technology  
46 (fund 0256, activity 945) shall be used in developing,  
47 procuring and/or deploying technologies to assist in locating  
48 and communicating with trapped miners, supporting life,  
49 transporting rescue personnel and rescued individuals  
50 through underground mines and otherwise assist with mine  
51 rescue operations.

52 And, That the total appropriation from the State Fund,  
53 General Revenue, to the Department of Commerce - Division  
54 of Natural Resources, fund 0265, fiscal year 2007,  
55 organization 0310, be amended and increased in the existing  
56 line items as follows:

57 TITLE II – APPROPRIATIONS.

58 Section 1. Appropriations of General Revenue.

59 DEPARTMENT OF COMMERCE

60 36-Division of Natural Resources

61 (WV Code Chapter 20)

62 Fund 0265, FY 2007, Org 0310

63			<b>General</b>
64			<b>Revenue</b>
65			<b>Funds</b>
		<b>Act- ivity</b>	
66	1	Personal Services . . . . . 001	\$439,591
67	3	Employee Benefits . . . . . 010	142,337
68	6	Unclassified . . . . . 099	501,987

69

70 And, That the total appropriation for the fiscal year  
71 ending the thirtieth day of June, two thousand seven, to fund  
72 0277, fiscal year 2007, organization 0314, be supplemented  
73 and amended by increasing an existing item of appropriation  
74 as follows:

75 TITLE II – APPROPRIATIONS.

76 Section 1. Appropriations of General Revenue.

77 DEPARTMENT OF COMMERCE

78 37-Division of Miners' Health, Safety and Training

79 (WV Code Chapter 22)

80 Fund 0277, FY 2007, Org 0314

81					<b>General</b>
82					<b>Act- Revenue</b>
83					<b>ivity Funds</b>
84	4	Unclassified . . . . .	099	\$250,000	

85           And, That the total appropriation for the fiscal year  
86 ending the thirtieth day of June, two thousand seven, to fund  
87 0306, fiscal year 2007, organization 0402, be supplemented  
88 and amended by increasing an existing item of appropriation  
89 as follows:

90                                   **TITLE II – APPROPRIATIONS.**

91           **Section 1. Appropriations of General Revenue.**

92                                   **DEPARTMENT OF EDUCATION**

93                                   *43-State FFA-FHA Camp and Conference Center*

94                                   (WV Code Chapters 18 and 18A)

95                                   Fund 0306 FY 2007 Org 0402

96					<b>General</b>
97					<b>Act- Revenue</b>
98					<b>ivity Funds</b>

99	4	Unclassified (R) . . . . .	099	\$2,000,000	
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100           Any unexpended balance remaining in the appropriation  
101 for Unclassified (fund 0306, activity 099) at the close of  
102 fiscal year 2007 is hereby reappropriated for expenditure  
103 during the fiscal year 2008.

104           And, That the total appropriation for the fiscal year ending  
105 the thirtieth day of June, two thousand seven, to fund 0313,  
106 fiscal year 2007, organization 0402, be supplemented and  
107 amended by adding a new item of appropriation as follows:

108                                   **TITLE II – APPROPRIATIONS.**

109           **Section 1. Appropriations of General Revenue.**

110 **DEPARTMENT OF EDUCATION**

111 *44-State Department of Education*

112 (WV Code Chapters 18 and 18A)

113 Fund 0313, FY 2007, Org 0402,

114		<b>General</b>
115		<b>Act- Revenue</b>
116		<b>ivity Funds</b>

117	36a Tax Assessment Errors . . . . .	353	\$1,650,922
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118 And, That the total appropriation for the fiscal year ending  
 119 the thirtieth day of June, two thousand seven, to fund 0407,  
 120 fiscal year 2007, organization 0506, be supplemented and  
 121 amended by increasing an existing item and adding new  
 122 items of appropriation as follows:

123 **TITLE II – APPROPRIATIONS.**

124 **Section 1. Appropriations of General Revenue.**

125 **DEPARTMENT OF HEALTH AND HUMAN**  
126 **RESOURCES**

127 *59-Division of Health-*

128 *Central Office*

129 (WV Code Chapter 16)

130 Fund 0407, FY 2007, Org 0506

131		<b>General</b>
132		<b>Act- Revenue</b>
133		<b>ivity Funds</b>

134	5 Chief Medical Examiner . . . . .	045	\$353,220
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135	42a	Capital Outlay and Maintenance (R) . .	755	500,000
136	42b	Antiviral Vaccine Purchases (R) . . . . .	955	713,000

137 Any unexpended balances remaining in the  
 138 appropriations for Capital Outlay and Maintenance (fund  
 139 0407, activity 755), and Antiviral Vaccine Purchases (fund  
 140 0407, activity 955) at the close of fiscal year 2007 are hereby  
 141 reappropriated for expenditure during the fiscal year 2008.

142 And, That the total appropriation for the fiscal year  
 143 ending the thirtieth day of June, two thousand seven, to fund  
 144 0525, fiscal year 2007, organization 0506, be supplemented  
 145 and amended by increasing existing items of appropriation as  
 146 follows:

147 TITLE II – APPROPRIATIONS.

148 **Section 1. Appropriations of General Revenue.**

149 **DEPARTMENT OF HEALTH AND HUMAN**  
 150 **RESOURCES**

151 *60-Consolidated Medical Service Fund*

152 (WV Code Chapter 16)

153 Fund 0525, FY 2007 Org 0506

154		<b>General</b>
155	<b>Act-</b>	<b>Revenue</b>
156	<b>ivity</b>	<b>Funds</b>

157	8	Institutional Facilities Operations . .	335	\$7,618,000
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158 And, That the total appropriation for the fiscal year  
 159 ending the thirtieth day of June, two thousand seven, to fund  
 160 0443, fiscal year 2007, organization 0606, be supplemented  
 161 and amended by adding new items of appropriation as  
 162 follows:

163 TITLE II – APPROPRIATIONS.

164 Section 1. Appropriations of General Revenue.

165 DEPARTMENT OF MILITARY AFFAIRS

166 AND PUBLIC SAFETY

167 *68-Division of Homeland Security and*

168 *Emergency Management*

169 (WV Code Chapter 15)

170 Fund 0443 FY 2007 Org 0606

171			<b>General</b>
172		<b>Act-</b>	<b>Revenue</b>
173		<b>ivity</b>	<b>Funds</b>

174	3a	Unclassified (R) . . . . .	099	\$675,000
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175 Any unexpended balance remaining in the appropriation  
176 for Unclassified (fund 0443, activity 099) at the close of the  
177 fiscal year 2007 is hereby reappropriated for expenditure  
178 during the fiscal year 2008.

179 And, That the total appropriation for the fiscal year  
180 ending the thirtieth day of June, two thousand seven, to fund  
181 0450, fiscal year 2007, organization 0608, be supplemented  
182 and amended by increasing existing items of appropriation as  
183 follows:

184 TITLE II – APPROPRIATIONS.

185 Section 1. Appropriations of General Revenue.

186 DEPARTMENT OF MILITARY AFFAIRS

187 AND PUBLIC SAFETY

188 *70-Division of Corrections-*

189

*Correctional Units*

190

(WV Code Chapters 25, 28, 49 and 62)

191

Fund 0450, FY 2007, Org 0608

192

**General**

193

**Act-**

**Revenue**

194

**ivity**

**Funds**

195

11 Payments to Federal, County and/or

196

12 Regional Jails . . . . . 555 \$5,449,590

197

That the total appropriation for the fiscal year ending the thirtieth day of June, two thousand seven, to fund 0465, fiscal year 2007, organization 0701, be supplemented and amended by adding a new item of appropriation as follows:

198

199

200

201

**TITLE II – APPROPRIATIONS.**

202

**Section 1. Appropriations of General Revenue.**

203

**DEPARTMENT OF REVENUE**

204

*78-Office of the Secretary*

205

(WV Code Chapter 11)

206

Fund 0465, FY 2007, Org 0701,

207

**General**

208

**Act-**

**Revenue**

209

**ivity**

**Funds**

210

4a Unclassified - Transfer (R) . . . . . 482 \$6,500,000

211

Any unexpended balance remaining in the appropriation for Unclassified - Transfer (fund 0465, activity 482) at the close of fiscal year 2007 is hereby reappropriated for expenditure during the fiscal year 2008.

212

213

214

215           The above appropriation for Unclassified - Transfer  
216 (activity 482) shall be used and transferred to reconcile audit  
217 issues in Workforce West Virginia and shall only be utilized  
218 and transferred upon approval of the Secretary of Revenue.

219           The purpose of this supplemental appropriation bill is to  
220 supplement, amend, increase and add items of appropriations  
221 in the aforesaid accounts for the designated spending units  
222 for expenditure during fiscal year two thousand seven.

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

*[Handwritten Signature]*

Chairman Senate Committee

*[Handwritten Signature]*

Chairman House Committee

Originating in the House.

In effect from passage.

*[Handwritten Signature]*

Clerk of the Senate

*[Handwritten Signature]*

Clerk of the House of Delegates

*[Handwritten Signature]*

President of the Senate

*[Handwritten Signature]*

Speaker of the House of Delegates

The within is APPROVED this the 23  
day of MARCH, 2007.

*[Handwritten Signature]*  
Governor

PRESENTED TO THE  
GOVERNOR

MAR 23 2007

Time 1:50 pm