1	ENGROSSED			
2	Senate Bill No. 1005			
3	(By Senators Kessler (Mr. President) and M. Hall,			
4	By Request of the Executive)			
5				
6	[Introduced April 17, 2013.]			
7				
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9				

10 A BILL expiring funds to the unappropriated surplus balance in the 11 State Fund, General Revenue, for the fiscal year ending June 12 30, 2013, in the amount of \$10,317,860.71 from the Governor's 13 Office - Civil Contingent Fund, fund 0105, fiscal year 2009, organization 0100, activity 236, and in the amount of 14 \$7,459,913 from the Attorney General, Consumer Protection 15 Recovery Fund, fund 1509, fiscal year 2013, organization 1500, 16 and making a supplementary appropriation of public moneys out 17 18 of the Treasury from the balance of moneys remaining as an 19 unappropriated surplus balance in the State Fund, General 20 Revenue, to the Governor's Office - Civil Contingent Fund, fund 0105, fiscal year 2013, organization 0100, to the 21 Attorney General, fund 0150, fiscal year 2013, organization 22

1 1500, to the Department of Commerce, West Virginia Development 2 Office, fund 0256, fiscal year 2013, organization 0307, to the 3 Department of Health and Human Resources, Consolidated Medical Service Fund, fund 0525, fiscal year 2013, organization 0506, 4 5 to the Higher Education Policy Commission - Administration -Control Account, fund 0589, fiscal year 2013, organization 6 7 0441, and to the Higher Education Policy Commission - System -Control Account, fund 0586, fiscal year 2013, organization 8 9 0442, by supplementing and amending the appropriations for the 10 fiscal year ending June 30, 2013.

Whereas, the Governor finds that the account balances in the 12 Governor's Office - Civil Contingent Fund, fund 0105, fiscal year 2009, organization 0100, activity 236, and in the Attorney General, 14 Consumer Protection Recovery Fund, fund 1509, fiscal year 2013, 15 organization 1500, exceed that which is necessary for the purposes 16 for which the accounts were established; and

Whereas, The Governor submitted to the Legislature the Executive Budget document, dated February 13, 2013, which included 19 a statement of the State Fund, General Revenue, setting forth 20 therein the cash balance as of July 1, 2012, and further included 21 the estimate of revenues for the fiscal year 2013, less net 22 appropriation balances forwarded and regular appropriations for the

- 1 fiscal year 2013; and
- 2 Whereas, It appears from the Governor's Executive Budget
- 3 document, statement of the State Fund, General Revenue, and this
- 4 legislation, there now remains an unappropriated surplus balance in
- 5 the State Treasury which is available for appropriation during the
- 6 fiscal year ending June 30, 2013; therefore
- 7 Be it enacted by the Legislature of West Virginia:
- 8 That the balance of the funds available for expenditure in the
- 9 fiscal year ending June 30, 2013, in the Governor's Office Civil
- 10 Contingent Fund, fund 0105, fiscal year 2009, organization 0100,
- 11 activity 236, be decreased by expiring the amount of
- 12 \$10,317,860.71, and in the Attorney General, Consumer Protection
- 13 Recovery Fund, fund 1509, fiscal year 2013, organization 1500, be
- 14 decreased by expiring the amount of \$7,459,913, all to the
- 15 unappropriated surplus balance of the State Fund, General Revenue,
- 16 to be available for appropriation during the fiscal year ending
- 17 June 30, 2013.
- 18 And, That the total appropriation for the fiscal year ending
- 19 June 30, 2013, to fund 0105, fiscal year 2013, organization 0100,
- 20 be supplemented and amended by adding a new item of appropriation
- 21 as follows:
- 22 TITLE II APPROPRIATIONS.

Τ	Section 1. Appropriations from general revenue.				
2	EXECUTIVE				
3	7-Governor's Office -				
4	Civil Contingent Fund				
5	(WV Code Chapter 5)				
6	Fund <u>0105</u> FY <u>2013</u> Org <u>0100</u>				
7	General				
8	Act- Revenue				
9	ivity Fund				
LO	1b Natural Disasters - Surplus (R) 764 \$10,317,860				
L1	Any federal reimbursements received to remunerate disbursement				
L2	from this activity or funds transferred from this activity shall be				
L3	3 credited back to this activity.				
L 4	Any unexpended balance remaining in the above appropriation				
L 5	for Natural Disasters - Surplus (fund 0105, activity 764) at the				
L 6	close of the fiscal year 2013 is hereby reappropriated for				
L 7	expenditure during the fiscal year 2014.				
L 8	And, That the total appropriation for the fiscal year ending				
L 9	June 30, 2013, to fund 0150, fiscal year 2013, organization 1500,				
20	be supplemented and amended by increasing existing items and adding				
21	new items of appropriation as follows:				
22	TITLE II - APPROPRIATIONS.				

1	Section 1. Appropriations from general revenue.				
2	EXECUTIVE				
3	15-Attorney General				
4	(WV Code Chapter 5, 14, 46A and 47)				
5	Fund <u>0150</u> FY <u>2013</u> Org <u>1500</u>				
6	General				
7	Act- Revenue				
8	ivity Fund				
9	1 Personal Services - Surplus 243 \$ 309,000				
10	4 Employee Benefits - Surplus 250 115,425				
11	8 Equipment - Surplus (R) 341 260,200				
12	10a Technology Improvements -				
13	10b Surplus (R)				
14	11a Operating Expenses - Surplus (R) 779 210,268				
15	Any unexpended balance remaining in the above appropriation				
16	for Equipment - Surplus (fund 0150, activity 341), Technology				
17	Improvements - Surplus (fund 0150, activity 725), and Operating				
18	Expenses - Surplus (fund 0150, activity 779) at the close of the				
19	9 fiscal year 2013 is hereby reappropriated for expenditure during				
20	0 the fiscal year 2014.				
21	And, That the total appropriation for the fiscal year ending				
22	2 June 30, 2013, to fund 256, fiscal year 2013, organization 0307, be				

1	supplemented and amended by adding a new item of appropriation as				
2	follows:				
3	TITLE II - APPROPRIATIONS.				
4	Section 1. Appropriations from general revenue.				
5	DEPARTMENT OF COMMERCE				
6	36-West Virginia Development Office				
7	(WV Code Chapter 5B)				
8	Fund <u>0256</u> FY <u>2013</u> Org <u>0307</u>				
9	General				
10	Act- Revenue				
11	ivity Fund				
12	21a Unclassified - Transfer - Surplus 382 \$ 1,000,000				
13	The above appropriation for Unclassified - Transfer - Surplus				
14	4 (fund 0256, activity 382) shall be transferred to the West Virginia				
15	Affordable Housing Trust Fund as established under §31-18D.				
16	And, That the total appropriation for the fiscal year ending				
17	June 30, 2013, to fund 0525, fiscal year 2013, organization 0506,				
18	be supplemented and amended by increasing an existing item of				
19	appropriation as follows:				
20	TITLE II - APPROPRIATIONS.				
21	Section 1. Appropriations from general revenue.				
22	DEPARTMENT OF HEALTH AND HIMAN RESOURCES				

1	64-Consolidated Medical Service Fund					
2	(WV Code Chapter 16)					
3	Fund <u>0525</u> FY <u>2013</u> Org <u>0506</u>					
4	General					
5	Act- Revenue					
6	ivity Fund					
7	6 Behavioral Health Program -					
8	6a Surplus (R)					
9	Any unexpended balance remaining in the above appropriation					
10	for Behavioral Health Program - Surplus (fund 0525, activity 631)					
11	at the close of the fiscal year 2013 is hereby reappropriated for					
12	2 expenditure during the fiscal year 2014.					
13	And, That the total appropriation for the fiscal year ending					
14	4 June 30, 2013, to fund 0589, fiscal year 2013, organization 0441,					
15	be supplemented and amended by adding a new item of appropriation					
16	as follows:					
17	TITLE II - APPROPRIATIONS.					
18	Section 1. Appropriations from general revenue.					
19	HIGHER EDUCATION					
20	93-Higher Education Policy Commission -					
21	Administration -					
22	Control Account					

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1
                        (WV Code Chapter 18B)
 2
                      Fund 0589 FY 2013 Org 0441
 3
                                                         General
 4
                                              Act-
                                                         Revenue
 5
                                              ivity
                                                          Fund
 6 10a Educational Enhancements -
       Surplus (R)......... 927 $ 1,000,000
       Any unexpended balance remaining in the above appropriation
 9 for Educational Enhancement - Surplus (fund 0589, activity 927) at
10 the close of the fiscal year 2013 is hereby reappropriated for
11 expenditure during the fiscal year 2014.
12
       The above appropriation for Educational Enhancements - Surplus
13 (fund 0589, activity 927) is to be distributed evenly between the
14 West Virginia University School if Pharmacy and the Marshall
15 University School of Pharmacy to provide scholarships to pharmacy
16 students.
       And, That the total appropriation for the fiscal year ending
18 June 30, 2013, to fund 0586, fiscal year 2013, organization 0442,
19 be supplemented and amended by increasing an existing items of
20 appropriation as follows:
                      TITLE II - APPROPRIATIONS.
21
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Section 1. Appropriations from general revenue.

22

1	HIGHER EDUCATION					
2	94-Higher Education Policy Commis	ssion -				
3	System -					
4	Control Account					
5	(WV Code Chapter 18B)					
6	Fund <u>0586</u> FY <u>2013</u> Org <u>0442</u>	2				
7			General			
8	A	ct-	Revenue			
9	i	vity	Fund			
10) 2a Unclassified - Surplus	097 \$	250,000			
11	6 WVU-School of Health Sciences -					
12	2 6a Surplus (R)	713	350,000			
13	Any unexpended balance remaining in the	above app	ropriation			
14	4 for WVU-School of Health Sciences - Surplus (fund 0586, activity					
15	5 713) at the close of the fiscal year 2013 is hereby reappropriated					
16	6 for expenditure during the fiscal year 2014.					
17	From the above appropriation for Unclassi	fied - Sur	plus (fund			
18	3 0586, activity 097) \$250,000 is for West Virgi	nia State	University			
19	19 Land Grant Match.					
20	The purpose of this bill is to expi	ire funds	into the			
21	unappropriated surplus balance in the state fu	ınd, genera	al revenue,			
22	2 and to supplement, amend, increase existing	items, ar	nd add new			

- $\ensuremath{\text{1}}$ items of appropriation in the aforesaid accounts for the designated
- 2 spending units for expenditure during the fiscal year 2013.