1	Senate Bill No. 1005
2	(By Senators Kessler (Mr. President) and M. Hall,
3	By Request of the Executive)
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5	[Introduced April 17, 2013.]
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9	A BILL expiring funds to the unappropriated surplus balance in the
10	State Fund, General Revenue, for the fiscal year ending June
11	30, 2013, in the amount of \$10,317,860.71 from the Governor's
12	Office - Civil Contingent Fund, fund 0105, fiscal year 2009,
13	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	of the Treasury from the balance of moneys remaining as an
18	unappropriated surplus balance in the State Fund, General
19	Revenue, to the Governor's Office - Civil Contingent Fund,
20	fund 0105, fiscal year 2013, organization 0100, to the
21	Attorney General, fund 0150, fiscal year 2013, organization

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1500, to the Department of Commerce, West Virginia Development

1 Office, fund 0256, fiscal year 2013, organization 0307, to the 2 Department of Health and Human Resources, Consolidated Medical 3 Service Fund, fund 0525, fiscal year 2013, organization 0506, 4 to the Higher Education Policy Commission - Administration -5 Control Account, fund 0589, fiscal year 2013, organization 6 0441, and to the Higher Education Policy Commission - System -7 Control Account, fund 0586, fiscal year 2013, organization 0442, by supplementing and amending the appropriations for the 8 9 fiscal year ending June 30, 2013. 10 Whereas, the Governor finds that the account balances in the 11 Governor's Office - Civil Contingent Fund, fund 0105, fiscal year 12 2009, organization 0100, activity 236, and in the Attorney General, 13 Consumer Protection Recovery Fund, fund 1509, fiscal year 2013, 14 organization 1500, exceed that which is necessary for the purposes 15 for which the accounts were established; and 16 Whereas, The Governor submitted to the Legislature the 17 Executive Budget document, dated February 13, 2013, which included 18 a statement of the State Fund, General Revenue, setting forth 19 therein the cash balance as of July 1, 2012, and further included 20 the estimate of revenues for the fiscal year 2013, less net 21 appropriation balances forwarded and regular appropriations for the

22 fiscal year 2013; and

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

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

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

1	follows:
2	TITLE II - APPROPRIATIONS.
3	Section 1. Appropriations from general revenue.
4	DEPARTMENT OF COMMERCE
5	36-West Virginia Development Office
6	(WV Code Chapter 5B)
7	Fund <u>0256</u> FY <u>2013</u> Org <u>0307</u>
8	General
9	Act- Revenue
10	ivity Fund
11	21a Unclassified - Transfer - Surplus 382 \$ 1,000,000
12	The above appropriation for Unclassified - Transfer - Surplus
13	(fund 0256, activity 382) shall be transferred to the West Virginia
14	Affordable Housing Trust Fund as established under §31-18D.
15	And, That the total appropriation for the fiscal year ending
16	June 30, 2013, to fund 0525, fiscal year 2013, organization 0506,
17	be supplemented and amended by increasing an existing item of
18	appropriation as follows:
19	TITLE II - APPROPRIATIONS.
20	Section 1. Appropriations from general revenue.
21	DEPARTMENT OF HEALTH AND HUMAN RESOURCES
22	64-Consolidated Medical Service Fund

1	(WV Code Chapter 16)
2	Fund <u>0525</u> FY <u>2013</u> Org <u>0506</u>
3	General
4	Act- Revenue
5	ivity Fund
6	6 Behavioral Health Program -
7	6a Surplus (R)
8	Any unexpended balance remaining in the above appropriation
9	for Behavioral Health Program - Surplus (fund 0525, activity 631)
LO	at the close of the fiscal year 2013 is hereby reappropriated for
L1	expenditure during the fiscal year 2014.
L2	And, That the total appropriation for the fiscal year ending
L3	June 30, 2013, to fund 0589, fiscal year 2013, organization 0441,
L 4	be supplemented and amended by adding a new item of appropriation
L 5	as follows:
L 6	TITLE II - APPROPRIATIONS.
L 7	Section 1. Appropriations from general revenue.
L8	HIGHER EDUCATION
L 9	93-Higher Education Policy Commission -
20	Administration -
21	Control Account
22	(WV Code Chapter 18B)

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

1	94-Higher Education Policy Commission -
2	System -
3	Control Account
4	(WV Code Chapter 18B)
5	Fund <u>0586</u> FY <u>2013</u> Org <u>0442</u>
6	General
7	Act- Revenue
8	ivity Fund
9	2a Unclassified - Surplus 097 \$ 250,000
L O	6 WVU-School of Health Sciences -
L1	6a Surplus (R)
L2	Any unexpended balance remaining in the above appropriation
L3	for WVU-School of Health Sciences - Surplus (fund 0586, activity
L 4	713) at the close of the fiscal year 2013 is hereby reappropriated
L 5	for expenditure during the fiscal year 2014.
L 6	From the above appropriation for Unclassified - Surplus (fund
L 7	0586, activity 097) \$250,000 is for West Virginia State University
L8	Land Grant Match.
L 9	The purpose of this bill is to expire funds into the
20	unappropriated surplus balance in the state fund, general revenue,
21	and to supplement, amend, increase existing items, and add new
22	items of appropriation in the aforesaid accounts for the designated

1 spending units for expenditure during the fiscal year 2013.