

WEST VIRGINIA LEGISLATURE

2017 REGULAR SESSION

Introduced

House Bill 2766

BY DELEGATES SHOTT, R. MILLER, KESSINGER, LANE,

BYRD, ISNER AND FRICH

(BY REQUEST OF THE WEST VIRGINIA SUPREME COURT

OF APPEALS

[Introduced March 1, 2017; Referred

to the Committee on Prevention and Treatment of

Substance Abuse then Finance.]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,
2 designated §62-15-9a, relating to establishing a new special revenue fund, designated the
3 Adult Drug Court Participation Fund, for the purpose of collecting and remitting moneys to
4 the State Treasury for participation in an adult drug court program administered by the
5 Supreme Court of Appeals.

Be it enacted by the Legislature of West Virginia:

1 That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new
2 section, designated §62-15-9a, to read as follows:

ARTICLE 1. SUPREME COURT OF APPEALS.

§62-15-9a. Adult Drug Court Participation Fund created.

3 (a) There is created within the State Treasury a special revenue fund designated the Adult
4 Drug Court Participation Fund to be administered by the West Virginia Supreme Court of Appeals.

5 (b) The fund shall consist of moneys received from individuals participating in an adult
6 drug court program.

7 (c) All moneys deposited into the State Treasury and credited to the Adult Drug Court
8 Participation Fund shall be used to pay the costs associated with maintaining and administering
9 the court's adult drug court programs.

10 (d) All moneys collected by the Administrator of the Supreme Court of Appeals for
11 participation in the court's adult drug court program shall be deposited into the Adult Drug Court
12 Participation Fee Fund. Expenditures from the fund shall be for the purpose set forth in subsection
13 (c) of this section and are not authorized from collections but are to be made only in accordance
14 with appropriation by the Legislature and in accordance with article three, chapter twelve of this
15 code and upon fulfillment of the requirements of article two, chapter eleven-b of this code:
16 Provided, That for the fiscal year ending June 30, 2017, expenditures are authorized from
17 collections rather than pursuant to appropriation by the Legislature.

NOTE: The purpose of this bill is to establish a new special revenue fund to collect and remit moneys to the Adult Drug Court Participation Fee Fund in the state to maintain and administer the state's adult drug court programs.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.