WEST virginia legislature

2024 second extraordinary session

Introduced

House Bill 221

By Delegates Hanshaw (Mr. Speaker) and Hornbuckle

(By Request of the Executive)

[Introduced; referred to
the Committee on]

A BILL supplementing and amending the appropriations of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated surplus balance in the State Fund, General Revenue, to the Department of Homeland Security, Division of Corrections and Rehabilitation, Correctional Units, fund 0450, fiscal year 2025, organization 0608, by supplementing and amending Chapter 11, Acts of the Legislature, Regular Session, 2024, known as the budget bill for the fiscal year ending June 30, 2025.

WHEREAS, The Governor submitted the Executive Budget Document to the Legislature on January 10, 2024, containing a statement of the State Fund, General Revenue, setting forth therein the cash balance as of July 1, 2023, and further included the estimate of revenue for the fiscal year 2024, less net appropriation balances forwarded and regular and surplus appropriations for the fiscal year 2024, and further included recommended expirations to the unappropriated surplus balance of the State Fund, General Revenue; and

WHEREAS, The Governor submitted to the Legislature an Executive Message dated May 19, 2024, which included a revised estimate of revenues for the State Fund, General Revenue, and recommended supplementary appropriations for the fiscal year 2024; and

WHEREAS, The Governor submitted to the Legislature an Executive Message dated September 30, 2024, which included a statement of the State Fund, General Revenue, setting forth therein the cash balance as of July 1, 2024, and further included the estimate of revenue for the fiscal year 2025, less net appropriation balances forwarded and regular and surplus appropriations for the fiscal year 2025; and

WHEREAS, It appears from the Executive Message, Statement of the State Fund, General Revenue, there remains an unappropriated surplus balance in the State Treasury which is available for appropriation during the fiscal year ending June 30, 2025; therefore

Be it enacted by the Legislature of West Virginia:

That Chapter 11, Acts of the Legislature, Regular Session, 2024, known as the budget bill to fund 0450, fiscal year 2025, organization 0608, be supplemented and amended to read as follows:

Title II – Appropriations.

Section 1. Appropriations from general revenue.

**DEPARTMENT OF HOMELAND SECURITY**

*109 - Division of Corrections and Rehabilitation –*

*Correctional Units*

(W.V. Code Chapter 15A)

Fund 0450 FY 2025 Org 0608

 **General**

 **Appro- Revenue**

 **priation Fund**

1 Employee Benefits 01000 $ 1,258,136

2 Children’s Protection Act (R) 09000 838,437

3 Unclassified 09900 1,578,800

4 Current Expenses (R) 13000 57,690,483

5 Facilities Planning and Administration (R) 38600 1,274,200

6 Charleston Correctional Center 45600 4,041,521

7 Charleston Correctional Center – Surplus 45699 243,900

8 Beckley Correctional Center 49000 3,018,511

9 Beckley Correctional Center – Surplus 45099 353,406

10 Anthony Correctional Center 50400 6,905,924

11 Anthony Correctional Center – Surplus 50499 31,276

12 Huttonsville Correctional Center 51400 23,165,663

13 Huttonsville Correctional Center – Surplus 28500 201,348

14 Northern Correctional Center 53400 9,593,719

15 Northern Correctional Center – Surplus 53499 785,048

16 Inmate Medical Expenses (R) 53500 62,226,064

17 Pruntytown Correctional Center 54300 10,310,325

18 Pruntytown Correctional Center – Surplus 54399 847,796

19 Corrections Academy 56900 2,106,862

20 Corrections Academy – Surplus 56999 230,964

21 Information Technology Services 59901 2,759,052

22 Martinsburg Correctional Center 66300 5,358,718

23 Martinsburg Correctional Center – Surplus 66399 534,418

24 Parole Services 68600 6,512,380

25 Parole Services – Surplus 68699 1,200,000

26 Special Services 68700 6,317,554

27 Special Services – Surplus 68799 1,140,736

28 Directed Transfer 70000 7,432,686

29 Directed Transfer – Surplus 70099 687,300

30 Investigative Services 71600 3,743,303

31 Investigative Services – Surplus 71699 134,080

32 Capital Outlay and Maintenance (R) 75500 2,000,000

33 Salem Correctional Center 77400 13,168,692

34 Salem Correctional Center – Surplus 77499 802,022

35 McDowell County Correctional Center 79000 2,542,590

36 Stevens Correctional Center 79100 7,863,195

37 Stevens Correctional Center – Surplus 79500 8,391,984

38 Parkersburg Correctional Center 82800 7,511,290

39 Parkersburg Correctional Center – Surplus 82899 1,044,406

40 St. Mary’s Correctional Center 88100 17,061,358

41 St. Mary’s Correctional Center – Surplus 88199 1,723,286

42 Denmar Correctional Center 88200 6,018,233

43 Denmar Correctional Center – Surplus 88299 629,016

44 Ohio County Correctional Center 88300 2,629,742

45 Ohio County Correctional Center - Surplus 88399 256,094

46 Mt. Olive Correctional Complex 88800 27,136,647

47 Mt. Olive Correctional Complex – Surplus 88899 2,269,128

48 Lakin Correctional Center 89600 12,619,819

49 Lakin Correctional Center – Surplus 89699 1,425,810

50 BRIM Premium 91300 2,527,657

51 Total $ 340,143,581

52 Any unexpended balances remaining in the appropriations for Children’s Protection Act 53 (fund 0450, appropriation 09000), Unclassified – Surplus (fund 0450, appropriation 09700), 54 Current Expenses (fund 0450, appropriation 13000), Facilities Planning and Administration 55 (fund 0450, appropriation 38600), Inmate Medical Expenses (fund 0450, appropriation 53500), 56 Capital Improvements – Surplus (fund 0450, appropriation 66100), Capital Outlay and

57 Maintenance (fund 0450, appropriation 75500), Security System Improvements – Surplus

58 (fund 0450, appropriation 75501), and Roof Repairs and Mechanical System Upgrades (fund

59 0450, appropriation 75502) at the close of the fiscal year 2024 are hereby reappropriated for 60 expenditure during the fiscal year 2025.

61 The Commissioner of Corrections and Rehabilitation shall have the authority to transfer 62 between appropriations.

63 From the above appropriation to Current Expenses (fund 0450, appropriation 13000),

64 payment shall be made to house Division of Corrections and Rehabilitation inmates in federal,

65 county, and/or regional jails.

66 The above appropriation for Directed Transfer (fund 0450, appropriation 70000) shall be

67 transferred to the Regional Jails Operating Cash Control Account (fund 6678).

68 The above appropriation for Directed Transfer – Surplus (fund 0450, appropriation 70099) 69 shall be transferred to the Regional Jails Operating Cash Control Account (fund 6678).

70 From the above appropriation for Stevens Correctional Center – Surplus (fund 0450,

71 appropriation 79500), $4,578,327 shall be used to pay outstanding invoices at the Stevens 72 Correctional Center.

73 Any realized savings from Energy Savings Contract may be transferred to Facilities

74 Planning and Administration (fund 0450, appropriation 38600).

NOTE: The purpose of this supplemental appropriation bill is to add new items of appropriation in the aforesaid account for the designated spending unit for expenditure during the fiscal year 2025.