WEST virginia legislature

2024 second extraordinary session

Engrossed

Senate Bill 2021

By Senators Blair (Mr. President) and Woelfel

(By Request of the Executive)

[Introduced September 30, 2024]

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**

Employee Benefits 01000 $ 1,258,136

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

Unclassified 09900 1,578,800

Current Expenses (R) 13000 57,690,483

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

Charleston Correctional Center 45600 4,041,521

Charleston Correctional Center – Surplus 45699 112,300

Beckley Correctional Center 49000 3,018,511

Beckley Correctional Center – Surplus 45099 169,176

Anthony Correctional Center 50400 6,905,924

Anthony Correctional Center – Surplus 50499 2,900

Huttonsville Correctional Center 51400 23,165,663

Huttonsville Correctional Center – Surplus 28500 50,750

Northern Correctional Center 53400 9,593,719

Northern Correctional Center – Surplus 53499 371,680

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

Pruntytown Correctional Center 54300 10,310,325

Pruntytown Correctional Center – Surplus 54399 396,685

Corrections Academy 56900 2,106,862

Corrections Academy – Surplus 56999 110,850

Information Technology Services 59901 2,759,052

Martinsburg Correctional Center 66300 5,358,718

Martinsburg Correctional Center – Surplus 66399 255,050

Parole Services 68600 6,512,380

Parole Services – Surplus 68699 600,000

Special Services 68700 6,317,554

Special Services – Surplus 68799 555,700

Directed Transfer 70000 7,432,686

Directed Transfer – Surplus 70099 343,650

Investigative Services 71600 3,743,303

Investigative Services – Surplus 71699 58,355

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

Salem Correctional Center 77400 13,168,692

Salem Correctional Center – Surplus 77499 368,780

McDowell County Correctional Center 79000 2,542,590

Stevens Correctional Center 79100 7,863,195

Stevens Correctional Center – Surplus 79500 6,485,156

Parkersburg Correctional Center 82800 7,511,290

Parkersburg Correctional Center – Surplus 82899 501,745

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

St. Mary’s Correctional Center – Surplus 88199 820,920

Denmar Correctional Center 88200 6,018,233

Denmar Correctional Center – Surplus 88299 298,875

Ohio County Correctional Center 88300 2,629,742

Ohio County Correctional Center - Surplus 88399 122,450

Mt. Olive Correctional Complex 88800 27,136,647

Mt. Olive Correctional Complex – Surplus 88899 1,074,155

Lakin Correctional Center 89600 12,619,819

Lakin Correctional Center – Surplus 89699 681,060

BRIM Premium 91300 2,527,657

Total $ 330,591,800

Any unexpended balances remaining in the appropriations for Children’s Protection Act (fund 0450, appropriation 09000), Unclassified – Surplus (fund 0450, appropriation 09700), Current Expenses (fund 0450, appropriation 13000), Facilities Planning and Administration

(fund 0450, appropriation 38600), Inmate Medical Expenses (fund 0450, appropriation 53500), Capital Improvements – Surplus (fund 0450, appropriation 66100), Capital Outlay and

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

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

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

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

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

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

county, and/or regional jails.

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

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

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

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

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

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

Planning and Administration (fund 0450, appropriation 38600).