

# **WEST VIRGINIA LEGISLATURE**

## **2026 REGULAR SESSION**

**Introduced**

### **Senate Bill 871**

BY SENATORS SMITH (MR. PRESIDENT) AND WOELFEL

(BY REQUEST OF THE EXECUTIVE)

[Introduced February 9, 2026; referred  
to the Committee on Finance]



1 A BILL supplementing and amending the appropriations of public moneys out of the Treasury  
2 from the balance of moneys remaining as an unappropriated surplus balance in the State  
3 Fund, Excess Lottery Fund, by adding a new item of appropriation to the State Board of  
4 Education, fund 3517, fiscal year 2026, organization 0402, for the fiscal year ending June  
5 30, 2026.

1 WHEREAS, The Governor submitted the Executive Budget Document to the Legislature  
2 on January 14, 2026, containing a statement of the State Excess Lottery Revenue Fund, setting  
3 forth therein the cash balance as of July 1, 2025, and further included the estimate of revenue for  
4 the fiscal year 2026, less net appropriation balances forwarded and regular and surplus  
5 appropriations for the fiscal year 2026; and

6 WHEREAS, It appears from the Governor’s Statement of the State Excess Lottery  
7 Revenue Fund, there now remains an unappropriated surplus balance in the State Treasury which  
8 is available for appropriation during the fiscal year ending June 30, 2026; therefore

*Be it enacted by the Legislature of West Virginia:*

1 That the total appropriation for the fiscal year ending June 30, 2026, to fund 3517, fiscal  
2 year 2026, organization 0402, be supplemented and amended by adding a new item of  
3 appropriation as follows:

4 **TITLE II – APPROPRIATIONS.**

5 **Sec. 5. Appropriations from state excess lottery revenue fund.**

6 *357A – Department of Education*

7 (W.V. Code Chapters 18 and 18A)

8 Fund 3517 FY 2026 Org 0402

	<b>Appropriation</b>		<b>Excess Lottery Funds</b>
9			
10			
11			
12	1 Hope Scholarship Program – Lottery Surplus.....	30498	\$ 12,664,710