

**State Maintenance-of-Effort Submission**  
**under the**  
**Education Jobs Fund Program**



**U.S. Department of Education**  
**Washington, D.C. 20202**

**OMB Number: 1810-0703**  
**Expiration Date: 2-28-2011**

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## **Instructions for the State Maintenance-of-Effort Submission under the Education Jobs Fund Program**

**U.S. Department of Education  
September 8, 2010**

In its application for funding under the Education Jobs Fund (Ed Jobs) program, each State assured that it would comply with the maintenance-of-effort (MOE) requirements in section 101(10)(A) of Public Law 111-226. Each State also assured that, within 60 days of the date of the State's grant award, it would submit to the U.S. Department of Education (Department) the most current applicable MOE data available.

A State that receives Ed Jobs funds must maintain fiscal effort for education for fiscal year (FY) 2011 in one of four ways:

1. Maintain FY 2011 dollar levels of support at levels that are not less than FY 2009 levels;
2. Maintain FY 2011 percentages of support at percentages that are not less than FY 2010 percentages;
3. Maintain FY 2011 dollar levels of support at levels that are not less than FY 2006 levels; or
4. Maintain FY 2011 percentages of support at percentages that are not less than FY 2006 percentages.

Each method is described in detail in the attachments to these instructions. Using the applicable form in the attachments, each State must provide data only for the method by which the State intends to demonstrate that it will comply with the MOE requirements. A State must also provide source documentation substantiating the reported MOE data. Details on the source documentation are provided in the attachments.

Each State should submit its data and documentation to [EducationJobsFund@ed.gov](mailto:EducationJobsFund@ed.gov). The submission is due to the Department not later than 60 days after the date of the State's grant award under the Ed Jobs program. If you have any questions, please contact Jim Butler at 202-453-7500 or [James.Butler@ed.gov](mailto:James.Butler@ed.gov).

**State Maintenance-of-Effort (MOE) Submission  
under the Education Jobs Fund Program**

STATE: West Virginia

**MOE Method 3: Comparing Fiscal Year 2011 Dollar Levels of Support with  
Fiscal Year 2006 Levels**

*NOTE: This method is available only to States with State tax collections for calendar year 2009 that are less than State tax collections for calendar year 2006.*

For State fiscal year (FY) 2011, the State will maintain State support for elementary and secondary education (*in the aggregate*) at not less than the level of such support for State FY 2006; and

For State FY 2011, the State will maintain State support for public institutions of higher education (IHEs) (not including support for capital projects or for research and development or tuition and fees paid by students) at not less than the level of such support for State FY 2006.

State Tax Collections Data

\$ 4,673,319,000 State tax collections for calendar year 2006.

\$ 4,669,300,000 State tax collections for calendar year 2009.

FY 2006 Baseline Data

\$ 1,595,590,877 The level of State support for elementary and secondary education (*in the aggregate*) for FY 2006.

\$ 303,171,149 The level of State support for public IHEs for FY 2006.

Projected FY 2011 Data

\$ 1,772,509,592 The projected level of State support for elementary and secondary education (*in the aggregate*) for FY 2011.

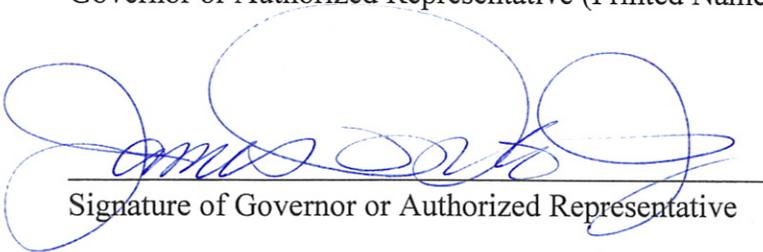
\$ 337,591,420 The projected level of State support for public IHEs for FY 2011.

**Affirmation of MOE Data**

To the best of my knowledge and belief, all of the data in this submission are true and correct and are substantiated by the accompanying documentation.

JAMES L. P. TROLO, JR.

Governor or Authorized Representative (Printed Name)



Signature of Governor or Authorized Representative

11-5-10

Date

## MOE Method 3 Source Documentation

To document State tax collections for calendar years 2006 and 2009, a State may use the sum of the State quarterly tax collections data from the U.S. Census Bureau (Census), which are available at [http://www.census.gov/govs/ntax/table\\_3.php](http://www.census.gov/govs/ntax/table_3.php). A State may provide revised State tax collection data if it has available more recent auditable data that differs from the information that was reported to Census. A State may, if it chooses, exclude from State tax collections those tax revenues that may not be used to provide support for elementary, secondary, or postsecondary education. For example, a State may exclude gasoline taxes that generate revenue that is available to support only transportation projects. If a State chooses to exclude dedicated taxes, it must do so for both calendar years 2006 and 2009. Furthermore, as part of its application, the State must identify the taxes excluded and the amounts of the State tax collections under such taxes.

For the FY 2006 baseline data, a State must provide documentation substantiating the State's final appropriations or expenditures for elementary and secondary education and for public IHEs. Such documentation may include tables or text from official State budget documents (*e.g.*, a State budget summary or table of expenditures from the State's accounting system).

For the projected FY 2011 data, a State must provide enacted or estimated appropriations levels. Such documentation may include a Governor's budget proposal, legislative budget proposals, or enacted appropriations.

Following the close of State FY 2011, the Department will be collecting final appropriations or expenditure data for that fiscal year to verify that the State met the statutory MOE requirements.

West Virginia's State Maintenance-of-Effort (MOE) Calculations  
MOE Method 3  
Education Jobs Fund Program

FY 2006      The K-12 MOE for FY2006 was computed using the State support provided through its K-12 base funding formula. The total includes \$1,548,364,446 appropriated in fund 0317 in the FY2006 Budget Bill (H.B. 2005, page 35) plus \$47,226,431 (total fund 0317) appropriated in a FY2006 supplemental appropriation bill (H.B. 414, page 11). The two appropriations total \$1,595,590,877.

FY 2006      Total Higher Ed funding from general & lottery sources (budget bill and supplemental) for Institutions of Higher Education (IHEs) totaled \$252,963,757 for 4-year institutions and \$50,207,392 for 2-year institutions for a grand total of \$303,171,149.

FY 2011      The K-12 MOE for FY2011 was computed using the State support provided through its K-12 base funding formula. The total includes \$1,682,912,089 appropriated in fund 0317 in the FY2011 budget bill (S.B. 213, page 38) plus \$89,597,503 appropriated in fund 3517-775 (S.B. 213, page 149) which provided total funding of \$1,772,509,592.

FY 2011      Total Higher Ed funding from general & lottery sources (budget bill and supplemental) for Institutions of Higher Education (IHEs) totaled \$282,433,843 for 4-year institutions and \$55,157,577 for 2-year institutions for a grand total of \$337,591,420.

TABLE 3: STATE TAX COLLECTIONS BY STATE AND TYPE OF TAX  
(thousands of dollars)

Year: 2006

Quarter: 1 (January, February, March)

Revision: 5

		West Virginia	Wisconsin	Wyoming	(Excluded from U.S. Total) Washington D.C. Revised
Total Taxes		1,153,266	3,054,103	490,466	1,117,941
Property tax	T01	777	55,707	25,267	342,118
General sales and gross receipts	T09	279,440	986,200	157,191	217,854
Motor fuel sales taxes	T13	84,903	220,438	14,240	4,735
Alcoholic beverages	T10	2,193	10,912	535	1,276
Public utilities	T15	70,737	28,879	1,066	41,636
Insurance	T12	35,247	44,114	6,728	26,332
Tobacco products	T16	27,139	72,632	6,160	5,082
Pari-mutuels	T14	3,379	302	43	X
Amusements	T11	X	86	X	X
Other selective sales and gross receipts	T19	82,437	1,427	210	23,570
Alcoholic beverages	T20	3,241	218	0	0
Public utilities	T27	4,533	17	X	X
Motor vehicles	T24	19,497	95,827	15,913	6,222
Motor vehicle operator	T25	-37	7,742	419	876
Corporations in general	T22	683	4,879	1,681	0
Hunting and fishing licenses	T23	3,448	1,925	5,923	X
Amusements	T21	8	131	X	X
Occupation and business licenses	T28	13,187	104,248	3,676	4,106
Other licenses taxes	T29	39	969	50	10,281
Individual income taxes	T40	281,030	1,146,007	X	276,445
Corporation net income taxes	T41	130,298	225,757	X	72,278
Death and gift taxes	T50	45	24,982	99	3,735
Severance taxes	T53	108,218	1,082	251,265	X
Documentary and stock transfer taxes	T51	2,824	16,637	X	66,779
Other miscellaneous taxes	T99	X	2,985	X	14,616

\*The current quarter amount was not available. The figures shown represent an estimate.

Note: X = No such tax for that state

TABLE 3: STATE TAX COLLECTIONS BY STATE AND TYPE OF TAX  
(thousands of dollars)

Year: 2006

Quarter: 2 (April, May, June)

Revision: 5

		West Virginia	Wisconsin	Wyoming	(Excluded from U.S. Total) Washington D.C.
Total Taxes		1,325,917	4,662,299	889,173	1,196,355
Property tax	T01	725	41,201	85,263	220,273
General sales and gross receipts	T09	292,532	1,382,885	156,138	222,339
Motor fuel sales taxes	T13	76,927	339,860	15,397	8,109
Alcoholic beverages	T10	2,301	16,362	234	1,284
Public utilities	T15	-530	144,366	419	33,028
Insurance	T12	20,371	74,969	3,669	12,150
Tobacco products	T16	28,501	109,243	5,953	5,970
Pari-mutuels	T14	3,598	283	46	X
Amusements	T11	X	66	X	X
Other selective sales and gross receipts	T19	92,757	1,332	176	22,657
Alcoholic beverages	T20	5,270	998	0	0
Public utilities	T27	4,282	35,470	X	X
Motor vehicles	T24	30,593	91,876	16,385	8,360
Motor vehicle operator	T25	3,632	8,422	483	874
Corporations in general	T22	3,559	5,125	2,671	0
Hunting and fishing licenses	T23	4,807	34,516	2,265	X
Amusements	T21	2	139	X	X
Occupation and business licenses	T28	9,484	79,425	5,951	7,792
Other licenses taxes	T29	56	2,805	35	12,204
Individual income taxes	T40	463,371	2,024,673	X	421,347
Corporation net income taxes	T41	187,028	215,592	X	57,635
Death and gift taxes	T50	-63	20,108	164	6,858
Severance taxes	T53	93,409	2,104	593,924	X
Documentary and stock transfer taxes	T51	3,305	26,736	X	74,688
Other miscellaneous taxes	T99	X	3,743	X	80,787

\*The current quarter amount was not available. The figures shown represent an estimate.

Note: X = No such tax for that state

TABLE 3: STATE TAX COLLECTIONS BY STATE AND TYPE OF TAX  
(thousands of dollars)

Year: 2006

Quarter: 3 (July, August, September)

Revision: 7

		West Virginia	Wisconsin	Wyoming	(Excluded from U.S. Total) Washington D.C.
<b>Total Taxes</b>		1,077,442	2,690,549	265,913	1,391,783
Property tax	T01	1,336	141	9,904	637,692
General sales and gross receipts	T09	261,326	742,376	184,066	195,323
Motor fuel sales taxes	T13	82,188	168,463	20,514	5,213
Alcoholic beverages	T10	1,795	9,392	304	1,214
Public utilities	T15	78,991	47,215	1,562	24,646
Insurance	T12	26,146	842	7,519	12,781
Tobacco products	T16	27,885	57,467	4,935	6,097
Pari-mutuels	T14	3,351	259	83	X
Amusements	T11	X	85	X	X
Other selective sales and gross receipts	T19	82,446	1,927	204	26,596
Alcoholic beverages	T20	1,472	269	0	0
Public utilities	T27	9,290	-213	X	X
Motor vehicles	T24	21,241	69,481	10,315	6,811
Motor vehicle operator	T25	-2,953	8,083	471	1,210
Corporations in general	T22	3,192	2,872	2,130	0
Hunting and fishing licenses	T23	1,707	13,723	17,336	X
Amusements	T21	2	140	X	X
Occupation and business licenses	T28	9,025	69,090	2,954	4,292
Other licenses taxes	T29	75	687	14	9,135
Individual income taxes	T40	269,220	1,219,791	X	289,195
Corporation net income taxes	T41	122,366	237,435	X	45,579
Death and gift taxes	T50	-3	23,922	16	8,811
Severance taxes	T53	73,756	644	3,586	X
Documentary and stock transfer taxes	T51	3,588	14,848	X	94,275
Other miscellaneous taxes	T99	X	1,610	X	22,913

\*The current quarter amount was not available. The figures shown represent an estimate.

Note: X = No such tax for that state

TABLE 3: STATE TAX COLLECTIONS BY STATE AND TYPE OF TAX  
(thousands of dollars)

Year: 2006

Quarter: 4 (October, November, December)

Revision: 6

		West Virginia	Wisconsin	Wyoming	(Excluded from U.S. Total) Washington D.C.
Total Taxes		1,116,694	3,706,569	518,758	768,822
Property tax	T01	1,115	18,745	124,819	11,731
General sales and gross receipts	T09	296,606	1,029,185	179,721	234,953
Motor fuel sales taxes	T13	80,737	249,335	22,998	7,617
Alcoholic beverages	T10	2,754	14,163	575	1,310
Public utilities	T15	815	138,710	106	35,070
Insurance	T12	27,041	31,660	4,322	110
Tobacco products	T16	27,852	79,863	7,070	5,292
Pari-mutuels	T14	3,367	245	31	X
Amusements	T11	X	82	X	X
Other selective sales and gross receipts	T19	88,268	2,134	535	25,151
Alcoholic beverages	T20	2,732	401	0	0
Public utilities	T27	116	30,485	X	X
Motor vehicles	T24	16,049	80,473	10,645	5,875
Motor vehicle operator	T25	-88	7,206	478	1,057
Corporations in general	T22	1,316	2,868	2,261	0
Hunting and fishing licenses	T23	7,460	20,754	4,874	X
Amusements	T21	3	154	X	X
Occupation and business licenses	T28	13,564	75,380	4,040	4,126
Other licenses taxes	T29	49	439	0	8,501
Individual income taxes	T40	315,348	1,660,800	X	235,005
Corporation net income taxes	T41	137,937	207,171	X	59,615
Death and gift taxes	T50	166	35,073	3,872	18,203
Severance taxes	T53	90,663	1,124	152,411	X
Documentary and stock transfer taxes	T51	2,824	17,536	X	86,856
Other miscellaneous taxes	T99	X	2,583	X	28,350

\*The current quarter amount was not available. The figures shown represent an estimate.

Note: X = No such tax for that state

Cal YR  
2006 TOTAL  
\$4,673,319,000

TABLE 3: STATE TAX COLLECTIONS BY STATE AND TYPE OF TAX  
(thousands of dollars)

Year: 2009

Quarter: 1 (January, February, March)

Revision: 4

		West Virginia	Wisconsin	Wyoming	(Excluded from U.S. Total) Washington D.C.
Total Taxes		1,133,572	3,070,175	598,221	1,149,890
Property tax	T01	992	59,333	29,861	408,875
General sales and gross receipts	T09	273,906	961,271	248,318	230,719
Motor fuel sales taxes	T13	97,212	236,113	14,498	4,273
Alcoholic beverages	T10	2,208	12,580	392	1,308
Public utilities	T15	76,157	13,803	874	43,199
Insurance	T12	31,648	46,819	3,727	29,710
Tobacco products	T16	27,892	139,829	6,200	8,752
Pari-mutuels	T14	1,062	149	40	X
Amusements	T11	X	87	X	X
Other selective sales and gross receipts	T19	78,331	1,562	327	24,837
Alcoholic beverages	T20	1,763	363	0	0
Public utilities	T27	4,565	3	X	X
Motor vehicles	T24	19,831	125,319	22,123	8,958
Motor vehicle operator	T25	1,095	11,009	556	1,208
Corporations in general	T22	194	6,400	3,353	0
Hunting and fishing licenses	T23	3,580	2,852	6,697	X
Amusements	T21	10	141	X	X
Occupation and business licenses	T28	13,728	88,881	4,219	6,353
Other licenses taxes	T29	37	946	0	10,671
Individual income taxes	T40	308,920	1,234,979	X	254,272
Corporation net income taxes	T41	81,148	114,512	X	72,608
Death and gift taxes	T50	49	181	89	7,665
Severance taxes	T53	107,436	2,835	256,947	X
Documentary and stock transfer taxes	T51	1,808	7,288	X	36,482
Other miscellaneous taxes	T99	X	2,920	X	X

\*The current quarter amount was not available. The figures shown represent an estimate.

Note: X = No such tax for that state

TABLE 3: STATE TAX COLLECTIONS BY STATE AND TYPE OF TAX  
(thousands of dollars)

Year: 2009

Quarter: 2 (April, May, June)

Revision: 3

		West Virginia	Wisconsin	Wyoming	(Excluded from U.S. Total) Washington D.C.
Total Taxes		1,272,486	4,887,678	859,834	1,369,161
Property tax	T01	967	49,119	109,457	485,101
General sales and gross receipts	T09	258,383	1,337,877	207,875	249,081
Motor fuel sales taxes	T13	97,614	325,579	15,979	5,652
Alcoholic beverages	T10	2,389	17,843	386	1,314
Public utilities	T15	514	131,041	1,055	37,272
Insurance	T12	26,084	35,374	9,194	26,520
Tobacco products	T16	27,962	193,428	5,850	8,349
Pari-mutuels	T14	785	185	52	X
Amusements	T11	X	72	X	X
Other selective sales and gross receipts	T19	83,851	1,269	165	25,354
Alcoholic beverages	T20	7,320	344	0	0
Public utilities	T27	450	27,294	X	X
Motor vehicles	T24	28,759	121,209	19,238	8,494
Motor vehicle operator	T25	1,008	10,717	550	951
Corporations in general	T22	1,402	4,586	2,733	0
Hunting and fishing licenses	T23	4,577	31,327	2,634	X
Amusements	T21	2	104	X	X
Occupation and business licenses	T28	10,661	394,243	7,122	8,997
Other licenses taxes	T29	53	2,743	0	24,669
Individual income taxes	T40	547,812	1,977,953	X	338,457
Corporation net income taxes	T41	135,887	213,634	X	113,396
Death and gift taxes	T50	12	-112	0	6,376
Severance taxes	T53	34,227	681	477,544	X
Documentary and stock transfer taxes	T51	1,767	8,126	X	29,178
Other miscellaneous taxes	T99	X	3,042	X	X

\*The current quarter amount was not available. The figures shown represent an estimate.

Note: X = No such tax for that state

TABLE 3: STATE TAX COLLECTIONS BY STATE AND TYPE OF TAX  
(thousands of dollars)

Year: 2009

Quarter: 3 (July, August, September)

Revision: 2

		West Virginia	Wisconsin Revised	Wyoming	(Excluded from U.S. Total) Washington D.C.
Total Taxes		1,195,995	2,676,985	261,647	1,679,810
Property tax	T01	1,832	-1,007	13,261	909,098
General sales and gross receipts	T09	277,693	680,057	163,710	238,415
Motor fuel sales taxes	T13	100,638	171,503	22,077	6,388
Alcoholic beverages	T10	2,550	8,441	468	1,308
Public utilities	T15	87,941	27,980	1,551	37,442
Insurance	T12	26,947	1,557	5,517	1,028
Tobacco products	T16	30,923	104,214	7,032	11,150
Pari-mutuels	T14	764	157	50	X
Amusements	T11	X	73	X	X
Other selective sales and gross receipts	T19	85,061	1,257	224	24,962
Alcoholic beverages	T20	1,831	255	0	0
Public utilities	T27	15,060	0	X	X
Motor vehicles	T24	22,593	101,237	13,946	9,449
Motor vehicle operator	T25	893	10,803	631	920
Corporations in general	T22	586	2,954	3,441	0
Hunting and fishing licenses	T23	1,816	16,230	21,133	X
Amusements	T21	1	200	X	X
Occupation and business licenses	T28	8,578	31,137	6,837	5,192
Other licenses taxes	T29	69	866	0	12,722
Individual income taxes	T40	353,400	1,340,504	X	277,017
Corporation net income taxes	T41	103,346	167,892	X	75,147
Death and gift taxes	T50	0	37	7	5,027
Severance taxes	T53	71,201	335	1,762	X
Documentary and stock transfer taxes	T51	2,272	8,333	X	64,545
Other miscellaneous taxes	T99	X	1,970	X	X

\*The current quarter amount was not available. The figures shown represent an estimate.

Note: X = No such tax for that state

TABLE 3: STATE TAX COLLECTIONS BY STATE AND TYPE OF TAX  
(thousands of dollars)

Year: 2009

Quarter: 4 (October, November, December)

Revision: 1

		West Virginia	Wisconsin Revised	Wyoming	(Excluded from U.S. Total) Washington D.C.
Total Taxes		1,067,247	3,822,453	497,783	745,507
Property tax	T01	1,183	31,409	180,901	35,737
General sales and gross receipts	T09	270,063	970,939	157,619	235,977
Motor fuel sales taxes	T13	95,258	242,610	17,336	6,675
Alcoholic beverages	T10	2,150	14,281	411	1,485
Public utilities	T15	885	156,738	744	32,279
Insurance	T12	29,040	34,428	5,777	53
Tobacco products	T16	27,885	192,886	6,841	6,052
Pari-mutuels	T14	734	139	29	X
Amusements	T11	X	72	X	X
Other selective sales and gross receipts	T19	72,248	2,175	550	22,877
Alcoholic beverages	T20	3,951	421	0	0
Public utilities	T27	503	0	X	X
Motor vehicles	T24	15,981	109,461	13,706	6,476
Motor vehicle operator	T25	7	9,328	499	563
Corporations in general	T22	150	3,060	2,892	0
Hunting and fishing licenses	T23	7,650	21,220	5,578	X
Amusements	T21	2	106	X	X
Occupation and business licenses	T28	9,486	184,607	4,259	3,592
Other licenses taxes	T29	56	332	0	9,368
Individual income taxes	T40	309,645	1,671,302	X	259,896
Corporation net income taxes	T41	89,161	159,628	X	81,226
Death and gift taxes	T50	26	143	0	7,458
Severance taxes	T53	128,996	1,125	100,641	X
Documentary and stock transfer taxes	T51	2,187	12,532	X	35,793
Other miscellaneous taxes	T99	X	3,511	X	X

\*The current quarter amount was not available. The figures shown represent an estimate.

Note: X = No such tax for that state

Cal YR  
2009 TOTAL  
\$ 4,669,300,000

PUBLIC SCHOOL SUPPORT PROGRAM  
 APPROPRIATION WITH LOCAL SHARE DISTRIBUTED  
 ACCOUNT NO. 0317-2006-0402  
 2005-06 YEAR REVISED

	Total Without Local Share <u>Distributed</u>	Local Share <u>Distributed</u>	Total With Local Share <u>Distributed</u>
Professional educators (0317-2006-0402-151)	769,858,082	(194,225,064)	575,633,018
Service personnel (0317-2006-0402-152)	256,082,478	(64,881,198)	191,201,280
Fixed charges (0317-2006-0402-153)	93,976,155	(23,734,134)	70,242,021
Transportation (0317-2006-0402-154)	28,196,120	(7,274,437)	20,921,683
Administration (0317-2006-0402-155)	3,086,703	(782,257)	2,304,446
Other current expense (0317-2006-0402-022)	128,247,478	(32,525,539)	95,721,939
<b>BASIC FOUNDATION ALLOWANCE</b>	<u>1,279,447,016</u>	<u>(323,422,629)</u>	<u>956,024,387</u>
Local Share (0317-2006-0402-332)	<u>(323,422,629)</u>	<u>323,422,629</u>	<u>-</u>
<b>Basic Unrestricted State Aid</b>	956,024,387	-	956,024,387
Bus Replacement (0317-2006-0402-154)	15,433,327	-	15,433,327
Faculty Senate (0317-2006-0402-022)	3,999,816	-	3,999,816
Improve instructional prgms (0317-2006-0402-156)	<u>33,000,000</u>	<u>-</u>	<u>33,000,000</u>
<b>Basic Restricted State Aid</b>	<u>52,433,143</u>	<u>-</u>	<u>52,433,143</u>
<b>BASIC STATE AID</b>	<u>1,008,457,530</u>	<u>-</u>	<u>1,008,457,530</u>
PEIA (0317-2006-0402-012)	203,274,653	-	203,274,653
PEIA (0317-2006-0402-012) Barbour County	86,304	-	86,304
SBA - Debt Service (0317-2006-0402-453)	23,345,748	-	23,345,748
Retirement (0317-2006-0402-019)	<u>360,426,642</u>	<u>-</u>	<u>360,426,642</u>
<b>TOTAL STATE AID - Acct 0317</b>	<u>1,595,590,877</u>	<u>-</u>	<u>1,595,590,877</u>

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PUBLIC SCHOOL SUPPORT PROGRAM  
 APPROPRIATION WITH LOCAL SHARE DISTRIBUTED  
 AND STATE FISCAL STABILIZATION FUNDING BACKFILL  
 ACCOUNT NO. 0317-2011-0402  
 2010-11 YEAR

	Total Without Local Share Distributed	Local Share Distributed	Total With Local Share Distributed
Professional educators (0317-2011-0402-151)	769,598,895	(215,553,772)	554,045,123
SFSF Backfill	<u>87,782,548</u>	<u>-</u>	<u>87,782,548</u>
Total with SFSF Backfill	857,381,443	(215,553,772)	641,827,671
Service personnel (0317-2011-0402-152)	278,510,155	(78,129,658)	200,380,497
Fixed charges (0317-2011-0402-153)	102,681,817	(28,421,871)	74,259,946
Transportation (0317-2011-0402-154)	47,185,812	(13,090,444)	34,095,368
Prof. student support personnel (0317-2011-0402-155)	23,045,378	(6,540,214)	16,505,164
Other current expense (0317-2011-0402-022)	144,679,575	(40,602,466)	104,077,109
Advanced placement (0317-2011-0402-053)	243,221	(66,439)	176,782
<b>BASIC FOUNDATION ALLOWANCE</b>	<u>1,453,727,401</u>	<u>(382,404,864)</u>	<u>1,071,322,537</u>
Local Share (0317-2011-0402-332)	<u>(382,404,864)</u>	<u>382,404,864</u>	<u>-</u>
<b>Basic Unrestricted State Aid</b>	1,071,322,537	-	1,071,322,537
Bus Replacement (0317-2011-0402-154)	23,655,068	-	23,655,068
Faculty Senate (0317-2011-0402-022)	4,046,224	-	4,046,224
National Board Certification (0317-2011-0402-151)	-	-	-
NBC - Step 3 Allowance (0317-2011-0402-153)	-	-	-
Improve instructional prgms (0317-2011-0402-156)	<u>38,528,618</u>	<u>-</u>	<u>38,528,618</u>
<b>Basic Restricted State Aid</b>	<u>66,229,910</u>	<u>-</u>	<u>66,229,910</u>
<b>BASIC STATE AID</b>	<u>1,137,552,447</u>	<u>-</u>	<u>1,137,552,447</u>
PEIA (0317-2011-0402-012)	223,138,798	-	223,138,798
SBA - Debt Service (0317-2011-0402-453)	23,313,425	-	23,313,425
Retirement (0317-2011-0402-019)	57,912,000	-	57,912,000
Retirement - Unfunded (0317-2011-0402-775)	323,249,497	-	323,249,497
Retirement - (From Excess Lottery Funds)	89,597,503	-	89,597,503
21st Century Strategic Technology (0317-2011-0402-936)	<u>5,528,470</u>	<u>-</u>	<u>5,528,470</u>
<b>TOTAL STATE AID - Acct 0317</b>	<u><u>1,860,292,140</u></u>	<u><u>-</u></u>	<u><u>1,860,292,140</u></u>

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\$87,782,548 SFSF Backfill  
 State Support Provided \$1,772,509,592

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HIGHER EDUCATION - ED JOBS MOE

FY 2006 Base Appropriations (MOE)

Source Document	Revenue	Budget Bill (Fund 0586)	Supplemental Nov 1, 2005 ATB (HB 414) Sept 2005	Supplemental SB 4017	Supplemental HB 124	(Higher Ed \$ in other departments, currently in Higher Ed)	Revenue Budget Bill (Fund 0589)	Lottery Budget Bill (Fund 4925)	Excess Lottery Budget Bill	Backout Uneligible	Total
<b>Higher Education Policy Commission</b>											
<b>West Virginia University</b>											
WVU School of Health Sciences Eastern Division	056	1,560,000	4,338					748,762			1,564,338
Unclassified	099	7,476,474	75,774	4,599,834							748,762
WVU School of Health Sciences	174	2,000,236	17,670	261,697							12,152,082
WVU School of Health Sciences/ Charleston Division	175										2,279,603
<b>Primary Health Education Medical School Program Support</b>											
WVU	177	1,688,810	10,368			300,000					1,699,178
WVU Med School BRIM	459	100,876,348	1,120,758								102,297,106
WVU Institute for Technology	460	1,558,840									1,558,840
WVUIT-ABET Accreditation	479	5,992,241	36,684								6,028,925
Jackson's Mill	454										
Higher Education - Special Projects	461										
WVU - Potomac State	488										
WVU HS-RHI Program & Site Support	994	4,459,074	43,644					1,215,640			4,502,718
RHI Program & Site Support -RHEP Program (WVU)	035							183,058			1,215,640
HSTA Program (WVU)	037							1,017,341			1,017,341
MA Public Health Program and Health Science Technology	623							57,642			57,642
Health Sciences Career Opportunities Program (WVU)	869							58,108			58,108
Center for Excellence in Disabilities (WVU)	967					100,000					100,000
Rural Hih Outreach Progs	377										
<b>State Priorities-Brownfield Professional Development</b>											
Total WVU	531	400,000	1,309,236	4,861,531	300,000	100,000		3,280,551			135,863,341
<b>Marshall University</b>											
Marshall Med School	173	8,795,407	106,410								8,901,817
Marshall School of Medicine-Surplus	452										
Primary Health Education Medical School Program Support	177	422,202	1,962					440,358			424,164
Marshall Med School-RHI Prog & Site Support	033							764,520			440,358
Unclassified-Surplus	097										
Unclassified	099	40,655,161	391,272								764,520
Marshall University	448	931,452									41,046,433
Marshall Med School BRIM	449										931,452
Rural Hih Outreach Progs	377										
VISTA E-Learning	519										
<b>State Priorities-Brownfield Professional Development</b>											
WV Autism Training Center at MU	531	400,000									400,000
Marshall University Graduate Writing Project	932					25,000					25,000
VC for HS- Rural Health Residency Program (ADMIN & MU)	807					25,000					188,200
Total Marshall University	601	51,204,222	499,644			25,000	300,000	1,393,078			53,421,944
<b>Osteopathic School of Medicine</b>											
School of Osteopathic Medicine	172		58,830					6,330,742			6,389,572
School of Osteopathic Medicine BRIM Subsidy	403							136,248			136,248
<b>Rural Hih Initiative-Medical Schools Support (Osteo)</b>											
Rural Hih Outreach Progs	581		58,830					460,352			460,352
Total Osteopathic School of Medicine	377							6,927,342			6,986,172
<b>Bluefield State College</b>											
Bluefield State College	408	4,511,024	42,408					14,798			4,553,432
Unclassified-Surplus	097							14,798			14,798
Unclassified	099	4,511,024	42,408					14,798			4,568,230
Total Bluefield State College											

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Revenue Source	General Revenue Budget Bill (Fund 0586)	General Revenue Budget Bill (Fund 0589)	Lottery Budget Bill	Excess Lottery Budget Bill	General Revenue Supplemental Bill SB 1024 (passed 6/10 for FY 2011 spending)	Backout Uneligible	Total
<b>Higher Education Policy Commission</b>							
<b>West Virginia University</b>							
WVU School of Health Sciences Eastern Division	056						2,415,161
Unclassified	099						15,970,048
WVU School of Health Sciences / Charleston Division	174						2,427,569
WVU School of Health Sciences / Charleston Division	175						2,427,569
<b>Primary Health Education Medical School Program Support</b>							
WVU	177					(100,000)	-
WVU Med School BRIM	459	104,489,885					104,489,885
WVU Institute for Technology	460	1,285,775					1,285,775
WVU-ABET Accreditation	479	7,836,746					7,836,746
Jackson's Mill	454	200,000					200,000
Higher Education - Special Projects	461						-
WVU - Potomac State	488						-
WVU HS-RH Program & Site Support	994	4,211,706	1,175,955				4,211,706
RHI Program & Site Support - RHEP Program (WVU)	035						1,175,955
HSTA Program (WVU)	037		1,278,883				1,278,883
MA Public Health Program and Health Science Technology	623		57,475				57,475
Health Sciences Career Opportunities Program (WVU)	869		347,335				347,335
Center for Excellence in Disabilities (WVU)	967		265,127				265,127
Rural Hlth Outreach Progs	377	190,288					190,288
<b>State Priorities-Brownfield Professional Development</b>							
Total WVU	531	369,623	3,124,775			(100,000)	142,421,576
<b>Marshall University</b>							
Marshall Med School	173	11,388,523					11,388,523
Marshall School of Medicine-Surplus	452						-
<b>Primary Health Education Medical School Program Support</b>							
Marshall Med School-RHI Prog & Site Support	177		427,085				427,085
Unclassified-Surplus	033						-
Unclassified	097						-
Marshall University	099	49,551,205					49,551,205
Marshall Med School BRIM	448	932,587					932,587
Rural Hlth Outreach Progs	449	190,287					190,287
VISTA E-Learning	377	274,522					274,522
State Priorities-Brownfield Professional Development	519						-
WV Autism Training Center at MU	531	369,623	1,915,060				369,623
Marshall University Graduate Writing Project	932		22,960				1,915,060
VC for HS-Rural Health Residency Program (ADMIN & MU)	807		181,850				22,960
Total Marshall University	601	62,706,747	2,546,955				65,253,702
<b>Osteopathic School of Medicine</b>							
School of Osteopathic Medicine	172	6,901,010					6,901,010
School of Osteopathic Medicine BRIM Subsidy	403	160,236					160,236
<b>Rural Hlth Initiative-Medical Schools Support (Osteo)</b>							
Rural Hlth Outreach Progs	581	438,996					438,996
Total Osteopathic School of Medicine	377	7,690,530					7,690,530
<b>Bluefield State College</b>							
Bluefield State College	408	5,882,611					5,882,611
Unclassified-Surplus	097						-
Unclassified	099	5,882,611					5,882,611
Total Bluefield State College	099	5,882,611					5,882,611

Revenue Source	General Revenue Budget Bill (Fund 0586)	General Revenue Budget Bill (Fund 0589)	Lottery Budget Bill	Excess Lottery Budget Bill	General Revenue Supplemental Bill SB 1024 (passed 6/10 for FY 2011 spending)	Backout Uneligible	Total
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Concord University	410	9,175,771					9,175,771
Unclassified	099						
<b>Total Concord University</b>		<b>9,175,771</b>					<b>9,175,771</b>

Fairmont State University	414	15,611,661					15,611,661
Fairmont State University	097						
Unclassified - Surplus	099						
Unclassified							
<b>Total Fairmont State University</b>		<b>15,611,661</b>					<b>15,611,661</b>

Glenville State College	428	5,974,510			200,000		5,974,510
Unclassified	099						
Higher Education-Special Projects	488				200,000		200,000
<b>Total Glenville State College</b>		<b>5,974,510</b>			<b>200,000</b>		<b>6,174,510</b>

Shepherd University	432	10,153,214					10,153,214
Shepherd University	099						
Unclassified							
<b>Total Shepherd University</b>		<b>10,153,214</b>					<b>10,153,214</b>

West Liberty State College	439	8,440,109					8,440,109
West Liberty University	099						
Unclassified							
<b>Total West Liberty State University</b>		<b>8,440,109</b>					<b>8,440,109</b>

WV State University	441	9,877,879					9,877,879
WV State University	956	1,752,280					1,752,280
WV State University Land Grant Match	097						
Unclassified-Surplus	099						
Unclassified							
<b>Total WV State University</b>		<b>11,630,159</b>					<b>11,630,159</b>

**Total** 276,662,113

5,671,730

282,433,843

**Not Eligible for Stimulus Stabilization**

VC for HS- Rural Health Residency Program (ADMIN/MU split)	601			67,782			(67,782)	
RHI Program & Site Support District Consortia	036			2,213,469			(2,213,469)	
RHI Program & Site Support - RHEP Program (WVU)	037			169,731			(169,731)	
RHI Program & Site Support - (ADMIN)	038			96,939			(96,939)	
Unclassified-Surplus	097							
Unclassified	099		2,175,573				(2,175,573)	
WVNET	169		1,914,713				(1,914,713)	
PROMISE Scholarship-Transfer	800		19,000,000				(19,000,000)	
Research Challenge	502							
Capital Outlay & Mtce	755							
BRIM Premium	913		18,936				(18,936)	
Higher Education Grant Program	164		34,160,862				(35,019,864)	
Tuition Contract Program	165			859,002			(1,020,852)	
Minority Doctoral Fellowship	166			1,020,852			(1,020,852)	
Underwood-Smith Scholarship Program-Student Awards	167			150,000			(150,000)	
Health Sciences Scholarship	176			141,142			(141,142)	
HEAPS Grant Program	867			251,000			(251,000)	
WV Engineering, Science, and Technology Scholarship Program	868			470,473			(470,473)	
Research Investment	020							
Energy Savings Loan Program	050							
Unclassified-Total-Transfer (for PROMISE)	402		5,004,270				(29,000,000)	
Unclassified-Total (Capital Debt Service)	096						(15,000,000)	
<b>Subtotal Uneligible (ADMIN)</b>			<b>62,274,354</b>				<b>(111,714,744)</b>	
<b>Total Appropriations HEFC</b>		<b>276,662,113</b>	<b>62,274,354</b>	<b>11,112,120</b>	<b>44,000,000</b>	<b>200,000</b>	<b>(111,814,744)</b>	<b>282,433,843</b>

Revenue Source	General Revenue	General Revenue	General Revenue	General Revenue	Lottery	Backout	Total	General Revenue	Lottery	General Revenue	Backout	Total
Source Document	Budget Bill (Fund 0396)	Budget Bill (moved from WVDO per legislation)	Supplemental Nov 1, 2005 ATB (H8 414) Sept 2005	Supplemental (H8 417) Sept 2005	Budget Bill (Fund 4925)	Uneligible	Total	Budget Bill	Budget Bill	Supplemental Bill SB 1021 (passed 6/10/09 FY 2011 spending)	Uneligible	Total
<b>Council for Community and Technical College Education</b>												
<b>New River C&amp;T College</b>												
New River C&T College	358	4,070,750					4,100,714	5,248,676				5,248,676
Unclassified-Surplus	097						-					-
Unclassified	341				44,191		44,191					
Equipment - Surplus	052						-	32,350				32,350
Allied Health Program Expansion	887						-					-
Community College Workforce Dev	893						-					-
College Transition Program	894						-					-
WV Advance Workforce Development												
Technical Program Development												
<b>Total New River C&amp;T College</b>		<b>4,070,750</b>	<b>0</b>	<b>29,964</b>	<b>44,191</b>	<b>0</b>	<b>4,144,905</b>	<b>5,281,026</b>				<b>5,281,026</b>
<b>Eastern WV C&amp;T College</b>												
Eastern WV C&T College	412	1,967,728					1,983,208	1,906,570				1,906,570
Unclassified-Surplus	341						-					-
Equipment - Surplus	878						-	32,350				32,350
Community College Workforce Dev	887						-					-
College Transition Program	893						-					-
WV Advance Workforce Development	894						-					-
Technical Program Development												
<b>Total Eastern C&amp;T College</b>		<b>1,967,728</b>	<b>0</b>	<b>15,480</b>	<b>0</b>	<b>0</b>	<b>1,983,208</b>	<b>1,938,920</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1,938,920</b>
<b>Kanawha Valley (WV State) C&amp;T College</b>												
WV State C&T College	445	3,015,577					3,038,977	3,737,641				3,737,641
Unclassified-Surplus	097						-					-
Equipment - Surplus	341						-					-
Allied Health Program Expansion	052						-	32,350				32,350
Community College Workforce Dev	878						-					-
College Transition Program	887						-					-
WV Advance Workforce Development	893						-					-
Technical Program Development	894						-					-
<b>Total Kanawha Valley C&amp;T College</b>		<b>3,015,577</b>	<b>0</b>	<b>23,400</b>	<b>0</b>	<b>0</b>	<b>3,038,977</b>	<b>3,769,991</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>3,769,991</b>
<b>Southern WV C&amp;T College</b>												
Southern WV C&T College	446	7,675,626					7,758,618	7,985,386				7,985,386
Unclassified-Surplus	097						-					-
Equipment - Surplus	341						-					-
Allied Health Program Expansion	052						-	32,350				32,350
Community College Workforce Dev	878						-					-
College Transition Program	887						-					-
WV Advance Workforce Development	893						-					-
Technical Program Development	894						-					-
<b>Total Southern C&amp;T College</b>		<b>7,675,626</b>	<b>0</b>	<b>82,992</b>	<b>174,224</b>	<b>0</b>	<b>7,932,842</b>	<b>8,017,736</b>	<b>0</b>	<b>400,000</b>	<b>0</b>	<b>8,417,736</b>
<b>WV Northern C&amp;T College</b>												
WV Northern C&T College	447	5,823,188					5,890,628	7,120,613				7,120,613
Unclassified-Surplus	097						-					-
Equipment - Surplus	341						-					-
Allied Health Program Expansion	052						-	32,350				32,350
Community College Workforce Dev	878						-					-
College Transition Program	887						-					-
WV Advance Workforce Development	893						-					-
Technical Program Development	894						-					-
<b>Total Northern C&amp;T College</b>		<b>5,823,188</b>	<b>0</b>	<b>67,440</b>	<b>149,000</b>	<b>0</b>	<b>5,890,628</b>	<b>7,152,963</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>7,152,963</b>
<b>WV Parkersburg</b>												
WV Parkersburg	471	8,209,692					8,306,730	8,942,043				8,942,043
Unclassified-Surplus	097						-					-
Equipment - Surplus	341						-					-
Allied Health Program Expansion	052						-	32,350				32,350
Community College Workforce Dev	878						-					-
College Transition Program	887						-					-
WV Advance Workforce Development	893						-					-
Technical Program Development	894						-					-
<b>Total WVU Parkersburg</b>		<b>8,209,692</b>	<b>0</b>	<b>97,038</b>	<b>-</b>	<b>-</b>	<b>8,306,730</b>	<b>8,974,393</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>8,974,393</b>

Source Document	FY 2006 Base Appropriations (MOE)						FY 2011 Budget					
	General Revenue	General Revenue	Supplemental Revenue (HB 414) Sept 2005	Supplemental Revenue (HB 417) Sept 2005	Lottery	Backout Uneligible	Total	General Revenue	Lottery	Supplemental Bill SB 1024 (passed 6/10 for FY 2011 spending)	Backout Uneligible	Total
<b>Bridgmont (WVU Institute for Tech) C&amp;T College</b>												
Bridgmont (WVU Institute for Tech) C&T College	486	3,216,857		20,742			3,237,599	3,607,883				3,607,883
Unclassified-Surplus	097											
Equipment - Surplus	341											
Allied Health Program Expansion	052											
Community College Workforce Dev	878							32,350				32,350
College Transition Program	887											
WV Advance Workforce Development	893											
Technical Program Development	894											
<b>Total Bridgmont C&amp;T College</b>		<b>3,216,857</b>		<b>20,742</b>			<b>3,237,599</b>	<b>3,640,233</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>3,640,233</b>
<b>Mountwest (Marshall) C&amp;T College</b>												
Marshall C&T College	487	5,338,983		25,608			5,364,591	5,464,151				5,464,151
Unclassified-Surplus	097											
Equipment - Surplus	341											
Allied Health Program Expansion	052											
Community College Workforce Dev	878							32,350				32,350
College Transition Program	887											
WV Advance Workforce Development	893											
Technical Program Development	894											
<b>Total Marshall C&amp;T College</b>		<b>5,338,983</b>		<b>25,608</b>			<b>5,451,052</b>	<b>5,496,501</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>5,496,501</b>
<b>Blue Ridge C&amp;T College</b>												
Blue Ridge C&T College	885	2,353,772		14,484			2,368,256	2,737,366				2,737,366
Unclassified-Surplus	097											
Equipment - Surplus	341											
Community College Workforce Dev	878							32,350				32,350
College Transition Program	887											
WV Advance Workforce Development	893											
Technical Program Development	894											
<b>Total Blue Ridge C&amp;T College</b>		<b>2,353,772</b>		<b>14,484</b>			<b>2,368,256</b>	<b>2,769,716</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>2,769,716</b>
<b>Pierpont C&amp;T College</b>												
Pierpont C&T College	930	7,707,985		29,634			7,737,619	7,683,748				7,683,748
Unclassified-Surplus	097											
Equipment - Surplus	341											
Allied Health Program Expansion	052							32,350				32,350
Community College Workforce Dev	887											
College Transition Program	893											
WV Advance Workforce Development	894											
Technical Program Development	894											
<b>Total Pierpont C&amp;T College</b>		<b>7,707,985</b>		<b>29,634</b>			<b>7,853,195</b>	<b>7,716,098</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>7,716,098</b>
<b>Total</b>												
		<b>49,380,158</b>		<b>406,782</b>			<b>50,207,392</b>	<b>54,757,577</b>	<b>0</b>	<b>400,000</b>		<b>55,157,577</b>
<b>Not Eligible for Stimulus Stabilization</b>												
WV Council for Community and Technical College												
Education	392	704,000		2,400			(706,400)	853,273				(853,273)
Unclassified	099											
Equipment - Surplus	341											
Allied Health Program Expansion	052											
Advanced Technology Centers	028											
Debt Service- Total	310							5,000,000				(5,000,000)
Capital Outlay and Improvements-Total	878							918,000				(918,000)
Community College Workforce Development	887							3,644,020				(3,644,020)
College Transition Program	893							2,261,100				(2,261,100)
WV Advance Workforce Development	894							7,676,393				(7,676,393)
Technical Program Development	894								5,000,000			(5,000,000)
<b>Total Uneligible</b>		<b>704,000</b>		<b>2,400</b>			<b>(1,706,400)</b>	<b>62,433,970</b>	<b>5,000,000</b>			<b>(12,676,393)</b>
<b>Total</b>		<b>50,084,158</b>		<b>409,182</b>			<b>50,207,392</b>	<b>117,191,547</b>	<b>5,000,000</b>			<b>122,191,547</b>

FY 2006

CHAPTER 16

**ENROLLED**

COMMITTEE SUBSTITUTE

FOR

**H. B. 2005**

(BY MR. SPEAKER, MR. KISS, AND DELEGATE TRUMP)  
[BY REQUEST OF THE EXECUTIVE]

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[Passed April 16, 2005; in effect from passage.]

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AN ACT making appropriations of public money out of the treasury  
in accordance with section fifty-one, article VI of the constitution.

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

TITLE I—GENERAL PROVISIONS.

1       **Section 1. General policy.**—The purpose of this bill is to  
2 appropriate money necessary for the economical and efficient  
3 discharge of the duties and responsibilities of the state and its  
4 agencies during the fiscal year two thousand six.

1       **Sec. 2. Definitions.**—For the purpose of this bill:

2       “Governor” shall mean the governor of the state of West  
3 Virginia.

(WV Code Chapters 18 and 18A)

Fund 0317 FY 2006 Org 0402

1	Other Current Expenses .....	022	\$127,927,592
2	Professional Educators .....	151	743,578,038
3	Service Personnel .....	152	247,804,912
4	Fixed Charges .....	153	90,810,678
5	Transportation .....	154	43,629,447
6	Administration .....	155	3,086,703
7	Improve Instructional Programs .....	156	<u>33,000,000</u>
8	Basic Foundation Allowances .....		1,289,837,370
9	Less Local Share .....		<u>(323,422,629)</u>
10	Total Basic State Aid .....		966,414,741
11	Public Employees' Insurance Matching	012	203,360,957
12	Early Childhood Collaborative .....	018	0
13	Teachers' Retirement System .....	019	355,243,000
14	School Building Authority .....	453	<u>23,345,748</u>
15	Total .....		\$ 1,548,364,446

*44-State Board of Education-**Vocational Division*

(WV Code Chapters 18 and 18A)

Fund 0390 FY 2006 Org 0402

1	Personal Services .....	001	\$ 904,580
2	Annual Increment .....	004	17,277
3	Employee Benefits .....	010	348,305
4	Unclassified .....	099	1,210,000
5	Wood Products-Forestry		
6	Vocational Program .....	146	56,220
7	Albert Yanni Vocational Program .....	147	124,263
8	Vocational Aid .....	148	14,789,753
9	Adult Basic Education .....	149	3,229,263
10	Program Modernization .....	305	725,000

(WV Code Chapter 29)

Fund 0420 FY 2006 Org 0508

1	Personal Services .....	001	\$	125,099
2	Annual Increment .....	004		2,550
3	Employee Benefits .....	010		58,773
4	Unclassified .....	099		348,931
5	Silver Haired Legislature .....	202		15,000
6	Area Agencies Administration .....	203		78,685
7	Alzheimers Respite Care .....	565		0
8	Roger Tompkins Alzheimers			
9	Respite Care .....	643		250,000
10	BRIM Premium .....	913		<u>7,539</u>
11	Total .....		\$	886,577

**HIGHER EDUCATION**

*85-West Virginia Council for*

*Community and Technical College Education-*

*Control Account*

(WV Code Chapter 18B)

Fund 0596 FY 2006 Org 0420

1	New River Community and Technical College			
2	of Bluefield State College .....	358	\$	4,070,750
3	West Virginia Council for Community			
4	and Technical Education (R) .....	392		704,000
5	Eastern West Virginia Community and			
6	Technical College .....	412		1,967,728
7	Fairmont State Community and			
8	Technical College .....	421		7,707,985
9	Shepherd Community and			
10	Technical College .....	434		2,353,772

11	West Virginia State Community and		
12	Technical College .....	445	3,015,577
13	Southern West Virginia Community and		
14	Technical College .....	446	7,675,626
15	West Virginia Northern Community and		
16	Technical College .....	447	5,823,188
17	West Virginia University -		
18	Parkersburg .....	471	8,209,692
19	West Virginia University Institute		
20	for Technology Community and		
21	Technical College .....	486	3,216,857
22	Marshall Community and		
23	Technical College .....	487	<u>5,338,983</u>
24	Total .....		\$ 50,084,158

25 Any unexpended balances remaining in the appropriation  
 26 for the West Virginia Council for Community and Technical  
 27 Education (fund 0596, activity 392) at the close of the fiscal  
 28 year 2005 are hereby reappropriated for expenditure during the  
 29 fiscal year 2006.

30 ~~Included in the above appropriation for Southern West~~  
 31 ~~Virginia Community and Technical College is \$373,774 for the~~  
 32 ~~Marshall University—Southern WV Community and Technical~~  
 33 ~~College 2+2 Program, \$98,912 for delivery of the associate~~  
 34 ~~degree nursing program to Eastern WV Community and~~  
 35 ~~Technical College, and \$25,000 for the Appleread Program.~~

*Veter*

36 The institutions operating with special revenue funds and/or  
 37 federal funds shall pay their proportionate share of the Board of  
 38 Risk and Insurance Management total insurance premium cost  
 39 for their respective institutions.

86-Higher Education Policy Commission-

Administration-

*Control Account*

(WV Code Chapter 18B)

Fund 0589 FY 2006 Org 0441

1	Unclassified .....	099	\$ 1,891,511
2	WVNET .....	169	1,851,198
3	PROMISE Scholarship—Transfer .....	800	0
4	VISTA E-Learning .....	519	300,000
5	BRIM Premium .....	913	<u>66,509</u>
6	Total .....		\$ 4,109,218

7 Any unexpended balances remaining in the appropriations  
 8 for Vice Chancellor for Health Sciences-Rural Health Initiative  
 9 Program and Site Support (fund 0589, activity 595), Vice  
 10 Chancellor for Health Sciences-Rural Health Residency  
 11 Program (fund 0589, activity 601) and HEAPS Grant Program  
 12 (fund 0589, activity 867) at the close of the fiscal year 2005 are  
 13 hereby reappropriated for expenditure during the fiscal year  
 14 2006.

*87-Higher Education Policy Commission-*

*System-*

*Control Account*

(WV Code Chapter 18B)

Fund 0586 FY 2006 Org 0442

1	WVU School of Health Science -		
2	Eastern Division .....	056	\$ 1,560,000
3	Marshall Medical School .....	173	8,795,407
4	WVU—School of Health Sciences .....	174	7,476,474

5	WVU School of Health Sciences -		
6	Charleston Division . . . . .	175	2,000,236
7	Primary Health Education Medical School		
8	Program Support (R) . . . . .	177	2,111,012
9	Bluefield State College . . . . .	408	4,511,024
10	Concord University . . . . .	410	8,607,893
11	Fairmont State University . . . . .	414	11,253,604
12	Glenville State College . . . . .	428	5,355,866
13	Shepherd University . . . . .	432	8,681,863
14	West Liberty State College . . . . .	439	8,358,965
15	West Virginia State University . . . . .	441	9,063,413
16	Marshall University . . . . .	448	40,655,161
17	Marshall University Medical School		
18	BRIM Subsidy . . . . .	449	931,452
19	West Virginia University . . . . .	459	100,876,348
20	West Virginia University School of		
21	Medicine BRIM Subsidy . . . . .	460	1,558,840
22	West Virginia University Institute		
23	for Technology . . . . .	479	5,992,241
24	West Virginia University—		
25	Potomac State . . . . .	994	4,459,074
26	State Priorities-Brownfield Professional		
27	Development . . . . .	531	<u>800,000</u>
28	Total . . . . .		\$ 233,048,873

29 Any unexpended balances remaining in the appropriations  
30 for Primary Health Education Medical School Program Support  
31 (fund 0586, activity 177), Jackson's Mill (fund 0586, activity  
32 461) and Jackson's Mill-Surplus (fund 0586, activity 842) at the  
33 close of fiscal year 2005 are hereby reappropriated for expendi-  
34 ture during the fiscal year 2006.

35 Included in the appropriation for WVU—School of Health  
36 Sciences and Marshall Medical School are \$943,080 and  
37 \$295,477, respectively, for Graduate Medical Education which  
38 may be transferred to the Department of Health and Human

39 Resources' Medical Service Fund (fund 5084) for the purpose  
40 of matching federal or other funds to be used in support of  
41 graduate medical education, subject to the Vice-Chancellor for  
42 Health Sciences and the Secretary of the Department of Health  
43 and Human Resources. If approval is denied, the funds may be  
44 utilized by the respective institutions for expenditure on  
45 graduate medical education.

46 ~~Included in the above appropriation for WVU School of~~  
47 ~~Health Sciences is \$511,105 for the WVU Charleston Division~~  
48 ~~Poison Control Hotline. This amount shall be enhanced by an~~  
49 ~~allocation for the director's salary as well as in-kind assistance.~~  
50 ~~These amounts shall be allocated equally among the four~~  
51 ~~quarters of the fiscal year for disbursement to the WVU-~~  
52 ~~Charleston Division Poison Control Hotline. Also included is~~  
53 ~~\$800,000 for the Blanchette Rockefeller Project.~~

54 ~~Included in the above appropriation for West Virginia~~  
55 ~~University is \$34,500 for the Marshall and WVU Faculty and~~  
56 ~~Course Development International Study Project, \$246,429 for~~  
57 ~~the WVU Law School—Skills Program, \$147,857 for the WVU~~  
58 ~~Coal and Energy Research Bureau, \$19,714 for the WVU~~  
59 ~~College of Engineering and Mineral Resources—Diesel~~  
60 ~~Training—Transfer, \$165,000 for the WVU-Sheep~~  
61 ~~Study/Potomac Equine Program, \$500,000 for the Mining~~  
62 ~~Engineering Program, \$150,000 for the Center for Multiple~~  
63 ~~Sclerosis Program, \$500,000 for Reedsville Farm, \$100,000 for~~  
64 ~~the WVU-Soil Testing Program, \$100,000 for a veterinarian,~~  
65 ~~and \$100,000 for the rifle team.~~

66 ~~Included in the above appropriation for Marshall Medical~~  
67 ~~School is \$417,351 for the Marshall University Forensic Lab~~  
68 ~~and \$175,061 for the Marshall University Center for Rural~~  
69 ~~Health.~~

*Vels*

70 ~~Included in the above appropriation for Marshall University~~  
 71 is \$181,280 for the Marshall University-Southern WV CTC 2+2  
 72 Program and \$795,597 for the Marshall University Autism  
 73 ~~Training Center.~~

74 ~~Included in the above appropriation for Concord University~~  
 75 ~~is \$100,000 for the Geographic Alliance.~~

76 ~~Included in the above appropriation for Shepherd Univer-~~  
 77 ~~sity is \$100,000 for the Gateway Program.~~

78 ~~Included in the above appropriation for WVU Potomac~~  
 79 ~~State is \$500,000 for maintenance, repairs and equipment.~~

80 The institutions operating from special revenue funds  
 81 and/or federal funds shall pay their proportionate share of the  
 82 Board of Risk and Insurance Management total insurance  
 83 premium cost for their respective institutions.

84 From the above appropriations to the respective medical  
 85 schools, the line items for BRIM subsidies funding shall be paid  
 86 to the Board of Risk and Insurance Management as a general  
 87 revenue subsidy against the "Total Premium Billed" to each  
 88 institution as part of the full cost of their malpractice insurance  
 89 coverage.

*88-Higher Education Policy Commission-*

Health Sciences-

*Control Account*

(WV Code Chapter 18B)

Fund 0590 FY 2006 Org 0477

1 Any unexpended balances remaining in the appropriations  
 2 for Primary Health Education Medical School Program Support

3 (fund 0590, activity 177), WVU Charleston Division-Poison  
4 Control Hot Line (fund 0590, activity 510), Capital Outlay and  
5 Equipment (fund 0590, activity 542) and Rural Health Initiative  
6 Site Support Program (fund 0590, activity 853) at the close of  
7 the fiscal year 2005 are hereby reappropriated for expenditure  
8 during the fiscal year 2006.

*89-Higher Education Policy Commission-*

*Legislative-*

*Funding Priorities*

*Control Account*

(WV Code Chapter 18B)

Fund 0591 FY 2006 Org 0441

1 Any unexpended balances remaining in the appropriations  
2 for Higher Education—Special Projects (fund 0591, activity  
3 488), Independently Accredited Community and Technical  
4 College Development (fund 0591, activity 491) and Research  
5 Challenge (fund 0591, activity 502) at the close of the fiscal  
6 year 2005 are hereby reappropriated for expenditure during the  
7 fiscal year 2006.

8 The above appropriation shall be allocated only to the  
9 State's post-secondary institutions with compacts approved by  
10 the Higher Education Policy Commission or West Virginia  
11 Council for Community and Technical College Education, as  
12 stated in §18B-1A-5.

13 Total TITLE II, Section 1-  
14 General Revenue . . . . . \$ 3,190,336,810

1 **Sec. 2. Appropriations from state road fund.**-From the  
2 state road fund there are hereby appropriated conditionally upon

6	Transfer to Division of Human Services		
7	for Health Care and Title XIX Waiver		
8	for Senior Citizens . . . . .	539	13,000,000
9	Senior Services Medicaid Transfer . . . .	871	10,300,000
10	Legislative Initiatives		
11	for the Elderly . . . . .	904	5,200,000
12	Long Term Care Ombudsman . . . . .	905	<u>321,325</u>
13	Total . . . . .		\$ 38,696,575

14 Any unexpended balances remaining in the appropriation  
 15 for Senior Citizen Centers and Programs (fund 5405, activity  
 16 462) at the close of the fiscal year 2005 is hereby  
 17 reappropriated for expenditure during the fiscal year 2006.

18 The above appropriation for Transfer to Division of Human  
 19 Services for Health Care and Title XIX Waiver for Senior  
 20 Citizens along with the federal moneys generated thereby shall  
 21 be used for reimbursement for services provided under the  
 22 program. Further, the program shall be preserved within the  
 23 aggregate of these funds.

*244-Higher Education Policy Commission-*

*Lottery Education-*

*Higher Education Policy Commission-*

*Control Account*

(WV Code Chapters 18B and 18C)

Fund 4925 FY 2006 Org 0441

1	Marshall Medical School-		
2	RHI Program and Site Support (R) .	033	\$ 440,358
3	WVU Health Sciences		
4	RHI Program and Site Support (R) .	035	1,215,640

5	RHI Program and Site Support -		
6	District Consortia (R) . . . . .	036	2,410,172
7	RHI Program and Site Support -		
8	RHEP Program Administration (R)	037	183,058
9	RHI Program and Site Support -		
10	Grad Med Ed and Fiscal		
11	Oversight (R) . . . . .	038	99,387
12	Unclassified (R) . . . . .	099	2,251,708
13	Higher Education Grant Program (R) ..	164	21,451,925
14	Tuition Contract Program (R) . . . . .	165	705,387
15	Minority Doctoral Fellowship (R) . . . . .	166	150,000
16	Underwood—Smith Scholarship		
17	Program-Student Awards (R) . . . . .	167	141,142
18	School of Osteopathic Medicine (R) . . .	172	6,330,742
19	Health Sciences Scholarship (R) . . . . .	176	148,767
20	School of Osteopathic Medicine BRIM		
21	Subsidy (R) . . . . .	403	136,248
22	Higher Education-Special Projects (R) .	488	0
23	Rural Health Initiative—Medical Schools		
24	Support (R) . . . . .	581	460,352
25	Vice Chancellor for Health Sciences—		
26	Rural Health Residency Program (R)	601	261,967
27	MA Public Health Program and		
28	Health Science Technology (R) . . .	623	57,642
29	HEAPS Grant Program (R) . . . . .	867	5,000,422
30	WV Engineering, Science, and		
31	Technology Scholarship Program (R)	868	470,473
32	Health Sciences Career		
33	Opportunities Program (R) . . . . .	869	58,108
34	HSTA Program (R) . . . . .	870	<u>1,017,341</u>
35	Total . . . . .		<u>\$ 42,990,839</u>

36 Any unexpended balances remaining in the appropriations  
37 at the close of fiscal year 2005 are hereby reappropriated for  
38 expenditure during the fiscal year 2006, with the exception of

2 The above appropriation for Unclassified-Total-Trans-  
3 fer(activity 402) shall be transferred to the General Revenue  
4 Fund as determined by the director of the lottery.

*247-Education Improvement Fund*

Fund 4295 FY 2006 Org 0441

1 Unclassified-Total-Transfer (R) . . . . . 402 \$27,000,000

2 The above appropriation for Unclassified-Total-Transfer  
3 (activity 402) shall be transferred to the PROMISE Scholarship  
4 Fund (fund 4296, org 0441) established by chapter eighteen-c,  
5 article seven, section seven.

6 Since creating the PROMISE Scholarship Program in 2001,  
7 the Legislature has directed that at a minimum, the administra-  
8 tion of the Program maintain the financial stability of the fund  
9 and provide for the award of scholarships within the limits of  
10 available appropriations. *W. Va. Code* §18C-7-6. In 2001 as  
11 well, The Legislature set the maximum available appropriations  
12 for the fiscal year ending June 30, 2004, **and thereafter**, to be  
13 \$27 million. *W. Va. Code* §29-22-18a. In June, 2004, the  
14 PROMISE Scholarship Board advised the Legislature that the  
15 Program needed \$3 million more than the \$27 million that had  
16 been appropriated for the fiscal year ending June 30, 2005, and  
17 that it expected that funding requirements for the fiscal year  
18 ending June 30, 2006, would be approximately \$38 million. The  
19 Board now advises that it has obligated an aggregate award of  
20 scholarships for the fiscal year ending June 30, 2006, in the  
21 amount of \$37,921,651, and that its expected appropriation  
22 needs for the next year will be \$43 million.

23 The Legislature finds that it crafted the PROMISE Scholar-  
24 ship Program to control its costs and avoid the mistakes of other  
25 states that enacted similar legislation only to discover that its  
26 costs could not be controlled and obligations created were  
27 beyond the ability of those states to pay. The Legislature

7 Infrastructure Fund (fund 3384, org 0316) created by chapter  
8 thirty-one, article fifteen-a, section nine of the code.

*251-Higher Education Improvement Fund*

Fund 4297 FY 2006 Org 0441

1 Unclassified-Total (R) . . . . . 096 \$10,000,000

2 Any unexpended balance remaining in the appropriation at  
3 the close of the fiscal year 2005 is hereby reappropriated for  
4 expenditure during the fiscal year 2006 with the exception of  
5 fund 4297, fiscal year 2002, organization 0441, activity 096 and  
6 fund 4297, fiscal year 2003, organization 0441, activity 096  
7 which shall expire on June 30, 2005.

*252-State Park Improvement Fund*

Fund 3277 FY 2006 Org 0310

1 Unclassified-Total (R) . . . . . 096 \$ 5,000,000

2 Any unexpended balance remaining in the appropriation at  
3 the close of the fiscal year 2005 is hereby reappropriated for  
4 expenditure during the fiscal year 2006.

*253-Lottery Commission-*

*Excess Lottery Revenue Fund Surplus*

Fund 7208 FY 2006 Org 0705

1 Unclassified-Total-Transfer . . . . . 402 \$12,900,000

2 The above appropriation for Unclassified-Total-Transfer  
3 (activity 402) shall be transferred to the General Revenue Fund  
4 only after all funding required by chapter twenty-nine, article



**ENROLLED**

COMMITTEE SUBSTITUTE

FOR

**H. B. 414**

(BY MR. SPEAKER, MR. KISS, AND DELEGATE TRUMP).  
[BY REQUEST OF THE EXECUTIVE]

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[Passed September 13, 2005; in effect from passage.]

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AN ACT supplementing and amending chapter sixteen, acts of the legislature, regular session, two thousand five, as amended known as the budget bill, all supplementing and amending the appropriations, as specified herein, with all necessary adjustments of increase, (all other items and language of appropriations of such funds, as set forth in the budget bill, to remain unchanged and unaffected), and new appropriations provided for by this legislation for the fiscal year ending the thirtieth day of June, two thousand six.

WHEREAS, The Governor submitted to the Legislature a statement of the state fund, general revenue, dated the seventh day of September, two thousand five, setting forth therein the cash balance as of the first day of July, two thousand five; and further included the estimate of revenues for the fiscal year 2006 less net appropriation balances forwarded and regular appropriations for fiscal year 2006; and

167 15 Foreign Student Education (R) . . . . . 636 784  
 168 23 Regional Education Service Agencies 972 165,564

169 *42-State Department of Education-*

170 *Aid for Exceptional Children*

171 (WV Code Chapters 18 and 18A)

172 Fund 0314 FY 2006 Org 0402

173 2 Special Education-Institutions . . . . . 160 \$ 48,279  
 174 3 Education of Juveniles Held in  
 175 4 Predispositional Juvenile  
 176 5 Detention Centers . . . . . 302 7,560  
 177 6 Education of Institutionalized  
 178 7 Juveniles and Adults . . . . . 472 147,890

179 *43-State Department of Education-*

180 *State Aid to Schools*

181 (WV Code Chapters 18 and 18A)

182 Fund 0317 FY 2006 Org 0402

183 1 Other Current Expenses . . . . . 022 \$ 4,319,702  
 184 2 Professional Educators . . . . . 151 26,280,044  
 185 3 Service Personnel . . . . . 152 8,277,566  
 186 4 Fixed Charges . . . . . 153 3,165,477  
 187 13 Teachers' Retirement System . . . . . 019 5,183,642

*\$47,226,431*

188 *44-State Board of Education-*

189 *Vocational Division*

190 (WV Code Chapters 18 and 18A)

191 Fund 0390 FY 2006 Org 0402

192 1 Personal Services . . . . . 001 \$ 16,092

434 **HIGHER EDUCATION**

435 *85-West Virginia Council for*

436 *Community and Technical College Education-*

437 *Control Account*

438 (WV Code Chapter 18B)

439 Fund 0596 FY 2006 Org 0420

440	1	New River Community and Technical College		
441	2	of Bluefield State College . . . . .	358	\$ 29,964
442	3	West Virginia Council for Community		
443	4	and Technical Education (R) . . . . .	392	2,400
444	5	Eastern West Virginia Community and		
445	6	Technical College . . . . .	412	15,480
446	7	Fairmont State Community and		
447	8	Technical College . . . . .	421	29,634
448	9	Shepherd Community and		
449	10	Technical College . . . . .	434	14,484
450	11	West Virginia State Community and		
451	12	Technical College . . . . .	445	23,400
452	13	Southern West Virginia Community and		
453	14	Technical College . . . . .	446	82,992
454	15	West Virginia Northern Community and		
455	16	Technical College . . . . .	447	67,440
456	17	West Virginia University -		
457	18	Parkersburg . . . . .	471	97,038
458	19	West Virginia University Institute		
459	20	for Technology Community and		
460	21	Technical College . . . . .	486	20,742
461	22	Marshall Community and		
462	23	Technical College . . . . .	487	25,608

463 The increased appropriations shall be used solely for salary  
464 increases.

465	<i>86-Higher Education Policy Commission-</i>		
466	<i>Administration-</i>		
467	<i>Control Account</i>		
468	(WV Code Chapter 18B)		
469	Fund <u>0589</u> FY <u>2006</u> Org <u>0441</u>		
470	1	Unclassified . . . . . 099	\$ 17,028
471	2	WVNET . . . . . 169	17,400
472	<i>87-Higher Education Policy Commission-</i>		
473	<i>System-</i>		
474	<i>Control Account</i>		
475	(WV Code Chapter 18B)		
476	Fund <u>0586</u> FY <u>2006</u> Org <u>0442</u>		
477	1	WVU School of Health Science -	
478	2	Eastern Division . . . . . 056	\$ 4,338
479	2a	School of Osteopathic Medicine . . . . 172	58,830
480	3	Marshall Medical School . . . . . 173	106,410
481	4	WVU—School of Health Sciences . . 174	75,774
482	5	WVU School of Health Sciences -	
483	6	Charleston Division . . . . . 175	17,670
484	7	Primary Health Education Medical School	
485	8	Program Support (R) . . . . . 177	12,330
486	9	Bluefield State College . . . . . 408	42,408
487	10	Concord University . . . . . 410	80,730
488	11	Fairmont State University . . . . . 414	106,122
489	12	Glenville State College . . . . . 428	57,846
490	13	Shepherd University . . . . . 432	79,224
491	14	West Liberty State College . . . . . 439	80,148
492	15	West Virginia State University . . . . 441	95,220
493	16	Marshall University . . . . . 448	391,272

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494	19	West Virginia University	459	1,120,758
495	22	West Virginia University Institute		
496	23	for Technology	479	36,684
497	24	West Virginia University—		
498	25	Potomac State	994	43,644

499 The increased appropriations shall be used solely for  
500 salary increases.

1 **Sec. 2. Appropriations from state road fund.**

2 **DEPARTMENT OF TRANSPORTATION**

3 *90-Division of Motor Vehicles*

4 (WV Code Chapters 17, 17A, 17B, 17C, 17D, 20 and 24A)

5 Fund 9007 FY 2006 Org 0802

6				State
7				Road
8		Activity		Fund

9	1	Personal Services	001	\$ 445,950
10	3	Employee Benefits	010	80,940

11 *91-Division of Highways*

12 (WV Code Chapters 17 and 17C)

13 Fund 9017 FY 2006 Org 0803

14	14	PSC Weight Enforcement	345	67,530
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1 **Sec. 3. Appropriations from other funds.**

2 **EXECUTIVE**

3 *94-Auditor's Office-*

4 *Land Operating Fund*

**ENROLLED**  
**Senate Bill No. 4017**

(BY SENATORS HELMICK, SHARPE, CHAFIN, PREZIOSO,  
EDGELL, LOVE, BAILEY, BOWMAN, MCCABE, UNGER, MINEAR,  
BOLEY, FACEMYER, YODER, GUILLS AND SPROUSE)

[Passed September 12, 2005; in effect from passage.]

AN ACT supplementing, amending, reducing and increasing items of the existing appropriations from the State Fund, General Revenue, to the Department of Health and Human Resources - Division of Human Services, fund 0403, fiscal year 2006, organization 0511 and Higher Education - Higher Education Policy Commission - System - Control Account, fund 0586, fiscal year 2006, organization 0442, by supplementing and amending the appropriations for the fiscal year ending the thirtieth day of June, two thousand six.

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

- 1 That the items of the total appropriations from the State
- 2 Fund, General Revenue, to the Department of Health and
- 3 Human Resources - Division of Human Services, fund
- 4 0403, fiscal year 2006, organization 0511, be amended and
- 5 decreased in the line item as follows:

6 TITLE II-APPROPRIATIONS.

7 Section 1. Appropriations from General Revenue.

8 DEPARTMENT OF HEALTH AND  
9 HUMAN RESOURCES

10 60—*Division of Human Services*

11 (WV Code Chapters 9, 48 and 49)

12 Fund 0403 FY 2006 Org 0511

	Act-	General
	ivity	Revenue
		Fund
16 8 Medical Services (R) . . . . .	189	\$ 4,861,531

17 And that the items of the total appropriation from the  
18 State Fund, General Revenue, to Higher Education -  
19 Higher Education Policy Commission - System - Control  
20 Account, fund 0586, fiscal year 2006, organization 0442, be  
21 amended and increased in the line items as follows:

22 TITLE II-APPROPRIATIONS.

23 Section 1. Appropriations from General Revenue.

24 HIGHER EDUCATION

25 87—*Higher Education Policy Commission—*  
26 *System—*  
27 *Control Account*

28 (WV Code Chapter 18B)

29 Fund 0586 FY 2006 Org 0442

	Act-	General
	ivity	Revenue
		Fund
33 4 WVU - School of Health Sciences	174	\$ 4,599,834
34 5 WVU - School of Health Sciences -		
35 6 Charleston Division . . . . .	175	261,697

**ENROLLED**

COMMITTEE SUBSTITUTE

FOR

**H. B. 417**

(BY MR. SPEAKER, MR. KISS, AND DELEGATE TRUMP)  
[BY REQUEST OF THE EXECUTIVE]

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[Passed September 13, 2005; in effect from passage.]

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AN ACT making a supplementary appropriation 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 Joint Expenses, fund 0175, fiscal year 2006, organization 2300, to the Supreme Court, fund 0180, fiscal year 2006, organization 2400, to the West Virginia Conservation Agency, fund 0132, fiscal year 2006, organization 1400, to the Department of Commerce - West Virginia Development Office, fund 0256, fiscal year 2006, organization 0307, to the Department of Education - State Department of Education, fund 0313, fiscal year 2006, organization 0402, to the Department of Health and Human Resources - Office of the Secretary, fund 0400, fiscal year 2006, organization 0501, to the Department of Health and Human Resources - Division of Human Services, fund 0403, fiscal year 2006, organization 0511, to the Department of Military Affairs

131 TITLE II — APPROPRIATIONS.

132 Section 1. Appropriations from general revenue.

133 HIGHER EDUCATION

134 85—*West Virginia Council for*

135 *Community and Technical College Education-*

136 *Control Account*

137 (WV Code Chapter 18B)

138 Fund 0596 FY 2006 Org 0420

139					
140			Act-		General
141			ivity		Revenue
					Fund

142	15	West Virginia Northern Community and			
143	16	Technical College - Surplus . . . .	671	\$	149,000

144 The purpose of this supplemental appropriation bill is to  
145 supplement, amend and increase appropriations in the aforesaid  
146 accounts for the designated spending units for expenditure  
147 during the fiscal year two thousand six.

**E N R O L L E D**

COMMITTEE SUBSTITUTE

FOR

**H. B. 124**

(BY MR. SPEAKER, MR. KISS, AND DELEGATE TRUMP)  
[BY REQUEST OF THE EXECUTIVE]

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[Passed June 14, 2006; in effect from passage.]

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AN ACT making a supplementary appropriation of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated balance in the State Fund, General Revenue, to the Department of Administration - Consolidated Public Retirement Board, fund 0195, fiscal year 2006, organization 0205, to the Department of Administration - Division of General Services, fund 0230, fiscal year 2006, organization 0211, to the Department of Administration - Public Defender Services, fund 0226, fiscal year 2006, organization 0221, to the Department of Administration - Public Employees Insurance Agency, fund 0200, fiscal year 2006, organization 0225, to the Department of Commerce - West Virginia Development Office, fund 0256, fiscal year 2006, organization 0307, to the Department of Commerce - Division of Miners' Health, Safety and Training, fund 0277, fiscal year 2006, organization 0314, to the Department of Education and the Arts -

FY2011

**ENROLLED**

COMMITTEE SUBSTITUTE

FOR

**Senate Bill No. 213**

(BY SENATORS TOMBLIN (MR. PRESIDENT) AND CARUTH,  
BY REQUEST OF THE EXECUTIVE)

\_\_\_\_\_  
[Passed March 20, 2010; in effect from passage.]  
\_\_\_\_\_

AN ACT making appropriations of public money out of the Treasury in accordance with section fifty-one, article VI of the Constitution.

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

TITLE I – GENERAL PROVISIONS.

1 **Section 1. General policy.** – The purpose of this bill is to  
2 appropriate money necessary for the economical and  
3 efficient discharge of the duties and responsibilities of the  
4 state and its agencies during the fiscal year 2011. )

1 **Sec. 2. Definitions.** – For the purpose of this bill:

2 “Governor” shall mean the Governor of the State of  
3 West Virginia.

4 “Code” shall mean the Code of West Virginia, one  
5 thousand nine hundred thirty-one, as amended.

*47-State Department of Education -  
Aid for Exceptional Children*

(WV Code Chapters 18 and 18A)

Fund 0314 FY 2011 Org 0402

1	Special Education - Counties . . . . .	159	\$	7,271,757
2	Special Education - Institutions . .	160		3,666,319
3	Education of Juveniles Held in			
4	Predispositional Juvenile			
5	Detention Centers . . . . .	302		593,216
6	Education of Institutionalized			
7	Juveniles and Adults (R) . . . . .	472		<u>15,862,209</u>
8	Total . . . . .		\$	27,393,501

9 Any unexpended balance remaining in the appropriation  
10 for Education of Institutionalized Juveniles and Adults  
11 (fund 0314, activity 472) at the close of the fiscal year 2010  
12 is hereby reappropriated for expenditure during the fiscal  
13 year 2011 with the exception of fund 0314, fiscal year  
14 2010, activity 472 (\$673,500) which shall expire on June  
15 30, 2010.

16 From the above appropriations, the superintendent shall  
17 have authority to expend funds for the costs of special  
18 education for those children residing in out-of-state  
19 placements.

*48-State Department of Education -  
State Aid to Schools*

(WV Code Chapters 18 and 18A)

Fund 0317 FY 2011 Org 0402

1	Other Current Expenses . . . . .	022	\$	148,725,799
2	Advanced Placement . . . . .	053		243,221
3	Professional Educators . . . . .	151		769,598,895
4	Service Personnel . . . . .	152		278,510,155
5	Fixed Charges . . . . .	153		102,681,817



6	Transportation .....	154	70,840,880
7	Administration .....	155	23,045,378
8	Improved Instructional Programs .	156	38,528,618
9	21st Century Strategic Technology		
10	Learning Growth .....	936	<u>5,528,470</u>
11	Basic Foundation Allowances ....		1,437,703,233
12	Less Local Share .....		(382,404,864)
13	Total Basic State Aid .....		1,055,298,369
14	Public Employees'		
15	Insurance Matching .....	012	223,138,798
16	Teachers' Retirement System .....	019	57,912,000
17	School Building Authority .....	453	23,313,425
18	Retirement Systems -		
19	Unfunded Liability .....	775	<u>323,249,497</u>
20	Total .....		\$ 1,682,912,089

21 The above appropriation for the State Aid to Schools  
 22 shall be supplemented with additional funding provided  
 23 under the American Recovery and Reinvestment Act of  
 24 2009 to maintain the public education state aid to schools  
 25 funding formula for fiscal year 2011.

*49-State Board of Education -  
 Vocational Division*

(WV Code Chapters 18 and 18A)

Fund 0390 FY 2011 Org 0402

1	Personal Services .....	001	\$ 1,046,345
2	Annual Increment .....	004	23,724
3	Employee Benefits .....	010	339,150
4	Unclassified .....	099	1,226,878
5	Wood Products - Forestry		
6	Vocational Program .....	146	57,562
7	Albert Yanni Vocational Program .	147	142,650
8	Vocational Aid .....	148	17,630,764
9	Adult Basic Education .....	149	3,932,434
10	Program Modernization .....	305	956,014

2	Civil Air Patrol .....	234		<u>155,095</u>
3	Total .....		\$	1,368,688

4 Any unexpended balance remaining in the appropriation  
5 for Unclassified (fund 0582, activity 099) at the close of  
6 the fiscal year 2010 is hereby reappropriated for expendi-  
7 ture during the fiscal year 2011 with the exception of fund  
8 0582, fiscal year 2010, activity 099 (\$48,886) which shall  
9 expire on June 30, 2010.

10 From the above appropriation for Unclassified, the sum  
11 of \$120,000 shall be distributed equally to each of the  
12 twelve local Civil Air Patrol Squadrons.

**BUREAU OF SENIOR SERVICES**

*89-Bureau of Senior Services*

(WV Code Chapter 29)

Fund 0420 FY 2011 Org 0508

1 Any unexpended balance remaining in the appropriation  
2 for Unclassified - Total - Surplus (fund 0420, activity 284)  
3 at the close of the fiscal year 2010 is hereby  
4 reappropriated for expenditure during the fiscal year  
5 2011.

**HIGHER EDUCATION**

*90-West Virginia Council for  
Community and Technical College Education -  
Control Account*

(WV Code Chapter 18B)

Fund 0596 FY 2011 Org 0420

1	New River Community and			
2	Technical College .....	358	\$	5,248,676
3	West Virginia Council for			
4	Community and Technical			
5	Education (R) .....	392		853,273

50



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6	Eastern West Virginia Community		
7	and Technical College . . . . .	412	1,906,570
8	Kanawha Valley Community		
9	and Technical College . . . . .	445	3,737,641
10	Southern West Virginia		
11	Community and Technical		
12	College . . . . .	446	7,985,386
13	West Virginia Northern		
14	Community and Technical		
15	College . . . . .	447	7,120,613
16	West Virginia University -		
17	Parkersburg . . . . .	471	8,942,043
18	Bridgemont Community and		
19	Technical College . . . . .	486	3,607,883
20	Mountwest Community and		
21	Technical College . . . . .	487	5,464,151
22	Community and Technical		
23	College Improvements . . . . .	610	2,100,000
24	Community College		
25	Workforce Development (R) . . . .	878	918,000
26	Blue Ridge Community and		
27	Technical College . . . . .	885	2,737,366
28	College Transition Program (R) . . .	887	323,500
29	West Virginia Advance Workforce		
30	Development (R) . . . . .	893	3,644,020
31	Technical Program		
32	Development (R) . . . . .	894	2,261,100
33	Pierpont Community and		
34	Technical College . . . . .	930	<u>7,683,748</u>
35	Total . . . . .		\$ 64,533,970

36 Any unexpended balances remaining in the appropria-  
 37 tions for Unclassified - Surplus (fund 0596, activity 097),  
 38 Equipment - Surplus (fund 0596, activity 341), West  
 39 Virginia Council for Community and Technical Education  
 40 (fund 0596, activity 392), Community College Workforce  
 41 Development (fund 0596, activity 878), College Transition

51



42 Program (fund 0596, activity 887), West Virginia Advance  
43 Workforce Development (fund 0596, activity 893), and  
44 Technical Program Development (fund 0596, activity 894)  
45 at the close of the fiscal year 2010 are hereby  
46 reappropriated for expenditure during the fiscal year 2011  
47 with the exception of fund 0596, fiscal year 2010, activity  
48 392 (\$29,728) which shall expire on June 30, 2010.

49 From the above appropriation for Community and  
50 Technical College Improvements (fund 0596, activity 610)  
51 an amount not less than \$400,000 is for New River Com-  
52 munity and Technical College; \$300,000 is for Kanawha  
53 Valley Community and Technical College; \$400,000 is for  
54 Southern West Virginia Community and Technical Col-  
55 lege; \$300,000 is for West Virginia Northern Community  
56 and Technical College; \$400,000 for West Virginia Univer-  
57 sity - Parkersburg, of which \$300,000 is to be used for the  
58 Jackson County Center; and \$300,000 is for Blue Ridge  
59 Community and Technical College.

60 From the above appropriation for the Community  
61 College Workforce Development (fund 0596, activity 878),  
62 \$200,000 shall be expended on the Mine Training Program  
63 in Southern West Virginia.

64 The institutions operating with special revenue funds  
65 and/or federal funds shall pay their proportionate share of  
66 the Board of Risk and Insurance Management total  
67 insurance premium cost for their respective institutions.

*91-Higher Education Policy Commission -  
Administration -  
Control Account*

(WV Code Chapter 18B)

Fund 0589 FY 2011 Org 0441

1	Unclassified (R) . . . . .	099	\$	2,375,573
2	Higher Education Grant Program . . . . .	164		34,160,862

3	WVNET . . . . .	169	1,914,713
4	PROMISE Scholarship – Transfer	800	19,000,000
5	HEAPS Grant Program (R) . . . . .	867	5,004,270
6	BRIM Premium . . . . .	913	<u>18,936</u>
7	Total . . . . .		\$ 62,474,354

8 Any unexpended balances remaining in the appropria-  
9 tions for Unclassified (fund 0589, activity 099), Vice  
10 Chancellor for Health Sciences - Rural Health Initiative  
11 Program and Site Support (fund 0589, activity 595),  
12 Capital Outlay and Maintenance (fund 0589, activity 755),  
13 and HEAPS Grant Program (fund 0589, activity 867) at  
14 the close of the fiscal year 2010 are hereby reappropriated  
15 for expenditure during the fiscal year 2011 with the  
16 exception of fund 0589, fiscal year 2010, activity 099  
17 (\$74,191) which shall expire on June 30, 2010.

18 The above appropriation for Higher Education Grant  
19 Program (activity 164) shall be transferred to the Higher  
20 Education Grant Fund (fund 4933, org 0441) established  
21 by W.Va. Code §18C-5-3.

22 The above appropriation for PROMISE Scholarship -  
23 Transfer (activity 800) shall be transferred to the PROM-  
24 ISE Scholarship Fund (fund 4296, org 0441) established by  
25 W.Va. Code §18C-7-7.

*92-Higher Education Policy Commission -  
System -  
Control Account*

(WV Code Chapter 18B)

Fund 0586 FY 2011 Org 0442

1	WVU School of Health Science -		
2	Eastern Division . . . . .	056	\$ 2,415,161
3	School of Osteopathic Medicine . . .	172	6,901,010
4	Marshall Medical School . . . . .	173	11,388,523
5	WVU—School of Health Sciences .	174	15,970,048

6	WVU School of Health Sciences -		
7	Charleston Division .....	175	2,427,569
8	Rural Health Outreach		
9	Programs (R) .....	377	570,863
10	School of Osteopathic Medicine		
11	BRIM Subsidy .....	403	160,236
12	Bluefield State College .....	408	5,882,611
13	Concord University .....	410	9,175,771
14	Fairmont State University .....	414	15,611,661
15	Glenville State College .....	428	5,974,510
16	Shepherd University .....	432	10,153,214
17	West Liberty University .....	439	8,440,109
18	West Virginia State University ...	441	9,877,879
19	Marshall University .....	448	49,551,205
20	Marshall University Medical		
21	School BRIM Subsidy .....	449	932,587
22	West Virginia University .....	459	104,489,885
23	West Virginia University School of		
24	Medicine BRIM Subsidy .....	460	1,285,775
25	Jackson's Mill .....	461	200,000
26	West Virginia University Institute		
27	for Technology .....	479	7,836,746
28	Vista E-Learning (R) .....	519	274,522
29	State Priorities - Brownfield		
30	Professional Development (R) ...	531	739,246
31	Rural Health Initiative - Medical		
32	Schools Support .....	581	438,996
33	Higher Education Improvements ..	658	600,000
34	West Virginia State University		
35	Land Grant Match .....	956	1,752,280
36	West Virginia University -		
37	Potomac State .....	994	<u>4,211,706</u>
38	Total .....		\$ 277,262,113
39	Any unexpended balances remaining in the appropria-		
40	tions for Rural Health Outreach Programs (fund 0586,		
41	activity 377), Marshall School of Medicine - Surplus (fund		

42 0586, activity 452), WVUIT-ABET Accreditation (fund  
43 0586, activity 454), Vista E-Learning (fund 0586, activity  
44 519), and State Priorities-Brownfield Professional Devel-  
45 opment (fund 0586, activity 531) at the close of fiscal year  
46 2010 are hereby reappropriated for expenditure during the  
47 fiscal year 2011 with the exception of fund 0347, fiscal  
48 year 2010, activity 377, organization 0471 (\$6,919), fund  
49 0343, fiscal year 2010, activity 377, organization 0463  
50 (\$6,919), fund 0348, fiscal year 2010, activity 519, organi-  
51 zation 0471 (\$10,007), fund 0348, fiscal year 2010, activity  
52 531, organization 0471 (\$13,442) and fund 0344, fiscal year  
53 2010, activity 531, organization 0463 (\$13,442) which shall  
54 expire on June 30, 2010.

55 Included in the appropriation for WVU – School of  
56 Health Sciences and Marshall Medical School are \$943,080  
57 and \$295,477, respectively, for Graduate Medical Educa-  
58 tion which may be transferred to the Department of  
59 Health and Human Resources' Medical Service Fund (fund  
60 5084) for the purpose of matching federal or other funds to  
61 be used in support of graduate medical education, subject  
62 to approval of the Vice-Chancellor for Health Sciences  
63 and the Secretary of the Department of Health and  
64 Human Resources. If approval is denied, the funds may  
65 be utilized by the respective institutions for expenditure  
66 on graduate medical education.

67 Included in the above appropriation for WVU – School  
68 of Health Sciences is \$900,000 for the Blanchette  
69 Rockefeller Project.

70 Included in the above appropriation for Glenville State  
71 College is \$200,000 for a 17 county consortium between  
72 the County School Systems and Glenville State.

73 Included in the above appropriation for West Virginia  
74 University is \$34,500 for the Marshall and WVU Faculty  
75 and Course Development International Study Project;

76 \$246,429 for the WVU Law School — Skills Program;  
77 \$300,000 for the WVU Coal and Energy Research Bureau  
78 to be expended in consultation with the Board of Coal  
79 Mine Health and Safety, the Mine Safety Technology Task  
80 Force, and the DEP Advisory Council; \$19,714 for the  
81 WVU College of Engineering and Mineral Re-  
82 sources—Diesel Training — Transfer; \$82,500 for the WVU  
83 — Sheep Study; \$500,000 for the Mining Engineering  
84 Program; \$500,000 for the Center for Multiple Sclerosis  
85 Program; \$550,000 for the Davis College of Forestry  
86 Agriculture and Consumer Sciences of which \$112,500 is  
87 to be used for Morgantown Farms; \$112,500 is to be used  
88 for Raymond Memorial Farm; \$112,500 is to be used for  
89 Reedsville Farm; and \$112,500 is to be used for  
90 Kerneysville Farm; \$200,000 for Reedsville Arena and  
91 Jackson's Mill Arena; \$80,000 for a Landscape Architect  
92 at Davis College of Forestry Agriculture and Consumer  
93 Sciences; \$100,000 for the WVU — Soil Testing Program;  
94 \$100,000 for a veterinarian; \$50,000 for the WVU Cancer  
95 Study; \$220,000 for the WVU Petroleum Engineering  
96 Program; \$150,000 for the WV Alzheimer Disease Register  
97 and \$100,000 for the rifle team.

98 Included in the above appropriation for Marshall  
99 Medical School is \$417,351 for the Marshall University  
100 Forensic Lab and \$275,061 for the Marshall University  
101 Center for Rural Health.

102 Included in the above appropriation for Marshall  
103 University is \$181,280 for the Marshall University -  
104 Southern WV CTC 2+2 Program and \$100,000 for the Luke  
105 Lee Listening Language & Learning Lab.

106 Included in the above appropriation for Concord  
107 University is \$100,000 for the Geographic Alliance.

108 Included in the above appropriation for Shepherd  
109 University is \$100,000 for the Gateway Program.

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110 From the above appropriation for Rural Health Out-  
111 reach Programs (activity 377) includes rural health  
112 activities and programs; rural residency development and  
113 education; and rural outreach activities. These funds shall  
114 be dispersed equally among the three (3) medical schools.

115 From the above appropriation for WVU - Potomac State  
116 is \$50,000 for maintenance, repairs and equipment,  
117 \$75,000 for Potomac State Farms for maintenance, repairs,  
118 and equipment and \$82,500 for the Potomac State Equine  
119 Program.

120 From the above appropriation for Higher Education  
121 Improvements (fund 0586, activity 658) \$150,000 is for the  
122 Rural Outreach Vehicle Emergency Response for the West  
123 Virginia School of Osteopathic Medicine; \$150,000 is  
124 Marshall Medical School; \$100,000 is for West Virginia  
125 University School of Health Sciences for Blanchette  
126 Rockefeller; \$200,000 is for Glenville State College for  
127 courses offered in conjunction with the Corrections  
128 Academy.

129 The institutions operating from special revenue funds  
130 and/or federal funds shall pay their proportionate share of  
131 the Board of Risk and Insurance Management total  
132 insurance premium cost for their respective institutions.

133 From the above appropriations to the respective medical  
134 schools, the line items for BRIM subsidies funding shall be  
135 paid to the Board of Risk and Insurance Management as a  
136 general revenue subsidy against the "Total Premium  
137 Billed" to each institution as part of the full cost of their  
138 malpractice insurance coverage.

139 Total TITLE II, Section 1 - General Revenue

140

141 (Including claims against the state) \$ 3,741,680,000

57



21	Legislative Initiatives for		
22	the Elderly . . . . .	904	10,000,000
23	Long Term Care Ombudsman . . . . .	905	321,325
24	BRIM Premium . . . . .	913	7,243
25	In-Home Services and Nutrition		
26	for Senior Citizens . . . . .	917	4,500,000
27	West Virginia Helpline . . . . .	006	250,000
28	West Virginia Elder Watch . . . . .	934	0
29	Total . . . . .		\$ 63,968,917

30 Any unexpended balance remaining in the appropriation  
31 for Senior Citizen Centers and Programs (fund 5405,  
32 activity 462), at the close of the fiscal year 2010 is hereby  
33 reappropriated for expenditure during the fiscal year  
34 2011.

35 The above appropriation for Transfer to Division of  
36 Human Services for Health Care and Title XIX Waiver for  
37 Senior Citizens along with the federal moneys generated  
38 thereby shall be used for reimbursement for services  
39 provided under the program.

*259-Community and Technical College -  
Capital Improvement Fund*

(WV Code Chapter 18B)

Fund 4908 FY 2011 Org 0442

1	Debt Service - Total (R) . . . . .	310	\$ 5,000,000
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2 Any unexpended balance remaining in the appropriation  
3 for Capital Outlay and Improvements - Total (fund 4908,  
4 activity 847) at the close of fiscal year 2010 is hereby  
5 reappropriated for expenditure during the fiscal year  
6 2011.

*260-Higher Education Policy Commission -  
Lottery Education -  
Higher Education Policy Commission -  
Control Account*

(WV Code Chapters 18B and 18C)

Fund 4925 FY 2011 Org 0441

1	Marshall Medical School -		
2	RHI Program and		
3	Site Support (R) . . . . .	033 \$	427,085
4	WVU Health Sciences -		
5	RHI Program and		
6	Site Support (R) . . . . .	035	1,175,955
7	RHI Program and Site Support -		
8	District Consortia (R) . . . . .	036	2,213,469
9	RHI Program and Site Support -		
10	RHEP Program		
11	Administration (R) . . . . .	037	169,731
12	RHI Program and Site Support -		
13	Grad Med Ed and Fiscal		
14	Oversight (R) . . . . .	038	96,939
15	Higher Education Grant		
16	Program (R) . . . . .	164	859,002
17	Tuition Contract Program (R) . . . .	165	1,020,852
18	Minority Doctoral Fellowship (R) .	166	150,000
19	Underwood-Smith		
20	Scholarship Program -		
21	Student Awards (R) . . . . .	167	141,142
22	Health Sciences Scholarship (R) . .	176	251,000
23	Vice Chancellor for Health		
24	Sciences - Rural Health		
25	Residency Program (R) . . . . .	601	249,632
26	MA Public Health Program and		
27	Health Science Technology (R) .	623	57,475
28	Marshall University Graduate		
29	College Writing Project (R) . . . .	807	22,960
30	WV Engineering, Science, and		
31	Technology Scholarship		
32	Program (R) . . . . .	868	470,473
33	Health Sciences Career		
34	Opportunities Program (R) . . . .	869	347,335

35	HSTA Program (R) . . . . .	870	1,278,883
36	WV Autism Training Center (R) . . .	932	1,915,060
37	Center for Excellence in		
38	Disabilities (R) . . . . .	967	<u>265,127</u>
39	Total . . . . .		\$ 11,112,120

40 Any unexpended balances remaining in the appropria-  
41 tions at the close of fiscal year 2010 are hereby  
42 reappropriated for expenditure during the fiscal year  
43 2011.

44 The above appropriation for Underwood-Smith Scholar-  
45 ship Program - Student Awards (activity 167) shall be  
46 transferred to the Underwood -Smith Teacher Scholarship  
47 Fund (fund 4922, org 0441) established by W.Va. Code  
48 §18C-4-1.

49 The above appropriation for WV Engineering, Science,  
50 and Technology Scholarship Program (activity 868) shall  
51 be transferred to the West Virginia Engineering, Science  
52 and Technology Scholarship Fund (fund 4928, org 0441)  
53 established by W.Va. Code §18C-6-1.

54 The above appropriation for Higher Education Grant  
55 Program (activity 164) shall be transferred to the Higher  
56 Education Grant Fund (fund 4933, Org 0441) established  
57 by W.Va. Code §18C-5-3.

58 Total TITLE II, Section 4 -

59 Lottery Revenue \$ 167,007,000

1 **Sec. 5. Appropriations from state excess lottery revenue**  
2 **fund.** - In accordance with W.Va. Code §29-22-18a, the  
3 following appropriations shall be deposited and disbursed  
4 by the director of the lottery to the following accounts in  
5 this section in the amounts indicated.

6 After first funding the appropriations required by W.Va.  
7 Code §29-22-18a, the director of the lottery shall provide  
8 funding from the state excess lottery revenue fund for the

60 ~~157~~

2 The above appropriation for Unclassified - Total -  
3 Transfer (activity 402) shall be transferred to the General  
4 Revenue Fund as determined by the director of the lottery.

*263-Education Improvement Fund*

Fund 4295 FY 2011 Org 0441

1 Unclassified - Total - Transfer . . . . 402 \$ 29,000,000

2 The above appropriation for Unclassified - Total -  
3 Transfer (activity 402) shall be transferred to the PROM-  
4 ISE Scholarship Fund (fund 4296, org 0441) established by  
5 W.Va. Code §18C-7-7.

6 The Legislature has explicitly set a finite amount of  
7 available appropriations and directed the administrators  
8 of the Program to provide for the award of scholarships  
9 within the limits of available appropriations.

*264-Economic Development Authority -  
Economic Development Project Fund*

Fund 9065 FY 2011 Org 0944

1 Debt Service - Total . . . . . 310 \$ 19,000,000

2 Pursuant to W.Va. Code §29-22-18a, subsection (f),  
3 excess lottery revenues are authorized to be transferred to  
4 the lottery fund as reimbursement of amounts transferred  
5 to the economic development project fund pursuant to  
6 section four of this title and W.Va. Code §29-22-18,  
7 subsection (f).

*265-School Building Authority*

Fund 3514 FY 2011 Org 0402

1 Unclassified - Total . . . . . 096 \$ 19,000,000

*266-West Virginia Infrastructure Council*

Fund 3390 FY 2011 Org 0316

601 ~~135~~

1 Unclassified - Total - Transfer . . . . 402 \$ 40,000,000

2 The above appropriation for Unclassified - Total -  
3 Transfer (activity 402) shall be transferred to the West  
4 Virginia Infrastructure Fund (fund 3384, org 0316) created  
5 by W.Va. Code §31-15A-9.

*267-Higher Education Improvement Fund*

Fund 4297 FY 2011 Org 0441

1 Unclassified - Total . . . . . 096 \$ 15,000,000

*268-State Park Improvement Fund*

Fund 3277 FY 2011 Org 0310

1 Unclassified - Total (R) . . . . . 096 \$ 5,000,000

2 From the above appropriation for Unclassified-Total  
3 (fund 3277, activity 096), an amount not less than \$150,000  
4 is for capital improvements at Big Ditch Lake.

5 Any unexpended balance remaining in the appropriation  
6 at the close of the fiscal year 2010 is hereby  
7 reappropriated for expenditure during the fiscal year  
8 2011.

9 Appropriations to the State Park Improvement Fund are  
10 not to be expended on personal services or employee  
11 benefits.

*269-Lottery Commission -  
Excess Lottery Revenue Fund Surplus*

Fund 7208 FY 2011 Org 0705

1	Teachers' Retirement		
2	Savings Realized . . . . .	095 \$	32,772,000
3	Unclassified - Transfer . . . . .	482	<u>62,900,000</u>
4	Total . . . . .	\$	95,672,000

5 The above appropriation for Unclassified - Transfer

62 (136)

6 The above appropriation for Enterprise Resource  
7 Planning System Planning Project, activity 087, shall be  
8 expended upon consultation with the executive and  
9 legislative branches.

*273-West Virginia Development Office*

(WV Code Chapter 5B)

Fund 3170 FY 2011 Org 0307

1 Any unexpended balances remaining in the appropria-  
2 tions for Recreational Grants or Economic Development  
3 Loans (fund 3170, activity 253), Economic Development  
4 Assistance (fund 3170, activity 900), and Connectivity  
5 Research and Development - Lottery Surplus (fund 3170,  
6 activity 923) at the close of the fiscal year 2010 are hereby  
7 reappropriated for expenditure during the fiscal year  
8 2011.

9 The above appropriation to Connectivity Research and  
10 Development - Lottery Surplus shall be used by the West  
11 Virginia Development Office for the coordinated develop-  
12 ment of technical infrastructure in areas where expanded  
13 resources and technical infrastructure may be expected or  
14 required pursuant to the provisions of W.Va. Code §5A-6-  
15 4.

*274-State Department of Education*

(WV Code Chapters 18 and 18A)

Fund 3517 FY 2011 Org 0402

1 Retirement Systems-			
2 Unfunded Liability	775	\$	89,597,503
3 School Access Safety	978		<u>5,000,000</u>
4 Total		\$	94,597,503

5 Any unexpended balance remaining in the appropriation  
6 for Student Enrichment Program (fund 3517, org 0402) at

63

137

Signed  
5/24/2010

**ENROLLED**

**Senate Bill No. 1024**

(BY SENATOR TOMBLIN (MR. PRESIDENT),  
BY REQUEST OF THE EXECUTIVE)

[Passed May 18, 2010; in effect from passage.]

AN ACT making a supplementary appropriation of public moneys out of the Treasury from the balance of moneys remaining as an unappropriated balance in the State Fund, General Revenue, to the Senate, fund 0165, fiscal year 2011, organization 2100, to the House of Delegates, fund 0170, fiscal year 2011, organization 2200, to Joint Expenses, fund 0175, fiscal year 2011, organization 2300, to a new item of appropriation designated to the Department of Administration - Travel Management, fund 0615, fiscal year 2011, organization 0215, to the Department of Administration - Real Estate Division, fund 0610, fiscal year 2011, organization 0233, to the Department of Commerce - West Virginia Development Office, fund 0256, fiscal year 2011, organization 0307, to the Department of Education - State Department of Education, fund 0313, fiscal year 2011, organization 0402, to the Department of Education - State Board of Education - Vocational Division, fund 0390, fiscal year 2011, organization 0402, to the Department of Education and the Arts - Department of Education and the Arts -

357 And, That the total appropriation for the fiscal year  
358 ending June 30, 2011, to fund 0453, fiscal year 2011,  
359 organization 0612, be supplemented and amended by  
360 increasing existing items of appropriation as follows:

361 TITLE II-APPROPRIATIONS.

362 Section 1. Appropriations from General Revenue.

363 DEPARTMENT MILITARY AFFAIRS  
364 AND PUBLIC SAFETY

365 73-West Virginia State Police

366 (WV Code Chapter 15)

367 Fund 0453 FY 2011 Org 0612

				General
				Revenue
			Act-	Funds
			ivity	
371	1	Personal Services .....	001	\$ 670,152
372	3	Employee Benefits .....	010	152,404
373	5	Unclassified .....	099	200,404
374	6	Vehicle Purchase .....	451	365,400
375	8	Communications and		
376	9	Other Equipment(R) .....	558	391,104
377	10	Trooper Retirement Fund .....	605	126,538

378 And, That the total appropriation for the fiscal year  
379 ending June 30, 2011, to fund 0589, fiscal year 2011,  
380 organization 0441, be supplemented and amended by  
381 increasing an existing item of appropriation as follows:

382 TITLE II-APPROPRIATIONS.

383 Section 1. Appropriations from General Revenue.

384 HIGHER EDUCATION

385 91-Higher Education Policy Commission-

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387

*Administration-  
Control Account*

388

(WV Code Chapter 18B)

389

Fund 0589 FY 2011 Org 0441

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391  
392

**General  
Revenue  
Funds**

393 1 Unclassified (R) ..... 099 \$ 600,000

394 The purpose of this supplemental appropriation bill is to  
395 supplement, amend, increase and add items of appropria-  
396 tions in the aforesaid accounts for the designated spending  
397 units for expenditure during the fiscal year 2011.

66 