

SB 594

FILED

2009 MAY -8 PM 3:40

WEST VIRGINIA LEGISLATURE  
OFFICE OF THE CLERK OF STATE

SEVENTY-NINTH LEGISLATURE  
REGULAR SESSION, 2009



ENROLLED

**Senate Bill No. 594**

(BY SENATORS HELMICK, CHAFIN,  
FANNING AND KESSLER)

[Passed April 10, 2009; to take effect July 1, 2009.]

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AN ACT to amend and reenact §5B-2-12 of the Code of West Virginia, 1931, as amended, relating to the transfer of moneys for the courtesy patrol program out of the Tourism Promotion Fund.

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

That §5B-2-12 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

**ARTICLE 2. WEST VIRGINIA DEVELOPMENT OFFICE.**

**§5B-2-12. Tourism Promotion Fund created; use of funds.**

1 There is hereby continued in the State Treasury the  
2 special revenue fund known as the Tourism Promotion  
3 Fund created under prior enactment of section nine,  
4 article one of this chapter.

5 (a) The Legislature finds that a courtesy patrol program  
6 providing assistance to motorists on the state's highways  
7 is one of the most beneficial methods to introduce a tourist

8 visiting the state of the state's hospitality and good will.  
9 For that reason, \$4,700,000 of the moneys deposited in the  
10 fund each year shall be deposited in a special revenue  
11 account in the State Treasury to be known as the Courtesy  
12 Patrol Fund according to the following schedule: On July  
13 31 of each year, \$850,000, and on the last day of each  
14 month thereafter, \$350,000. Expenditures from the fund  
15 shall be used solely to fund the courtesy patrol program  
16 providing assistance to motorists on the state's highways.  
17 Amounts collected in the fund which are found, from time  
18 to time, to exceed funds needed for the purposes set forth  
19 in this subdivision may be transferred to other accounts or  
20 funds and redesignated for other purposes by appropria-  
21 tion of the Legislature.

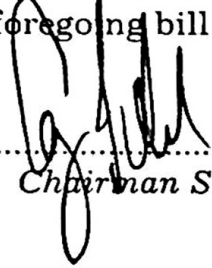
22 (b) If there are funds remaining after the monthly  
23 distribution required in subdivision (a) of this section, a  
24 minimum of five percent of the moneys deposited remain-  
25 ing in the fund each year shall be used solely for direct  
26 advertising for West Virginia travel and tourism: *Pro-*  
27 *vided*, That no less than twenty percent of these funds be  
28 expended, with the approval of the Director of the Divi-  
29 sion of Natural Resources, to effectively promote and  
30 market the state's parks, state forests, state recreation  
31 areas and wildlife recreational resources. Direct advertis-  
32 ing means advertising which is limited to television, radio,  
33 mailings, newspaper, magazines, the internet and outdoor  
34 billboards or any combination thereof.

35 (c) The balance of the moneys deposited in the fund shall  
36 be used for direct advertising within the state's travel  
37 regions as defined by the commission. The funds shall be  
38 made available to these districts beginning July 1, 1995,  
39 according to legislative rules authorized for promulgation  
40 by the Tourism Commission.

41 (d) All advertising expenditures over \$25,000 from the  
42 Tourism Promotion Fund require prior approval by

43 recorded vote of the commission. No member of the  
44 commission or of any committee created by the commis-  
45 sion to evaluate applications for advertising or other  
46 grants may participate in the discussion of, or action upon,  
47 an application for or an award of any grant in which the  
48 member has a direct financial interest.


The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

  
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Chairman Senate Committee

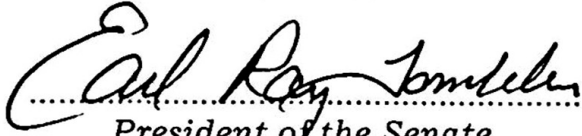
  
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Chairman House Committee

Originated in the Senate.

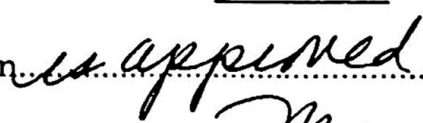


Takes effect July 1, 2009.

  
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Clerk of the Senate

  
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Clerk of the House of Delegates

  
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President of the Senate

  
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Speaker House of Delegates

The within  is approved ..... this the  .....  
Day of  ..... 2009.

  
.....  
Governor

PRESENTED TO THE  
GOVERNOR

MAY 6 2009

Time 11:05 AM