

1 **H. B. 4418**

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3 (By Delegates White, Hall, Ferns, R. Phillips,  
4 D. Poling, Morgan, Stowers and Marcum)

5 [By request of the Department of Administration]

6 [Introduced February 3, 2012; referred to the  
7 Committee on Government Organization then Finance.]

**FISCAL  
NOTE**

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10 A BILL to amend and reenact §5A-3-52 of the Code of West Virginia,  
11 1931, as amended, relating to special funds for travel  
12 management; creating the Aviation Fund and the Fleet  
13 Management Office Fund; the moneys in these funds do not  
14 expire; the funds are to be used for aviation and fleet  
15 management purposes; and costs and expenses will be borne by  
16 the agency or department using the aviation or fleet services.

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

18 That §5A-3-52 of the Code of West Virginia, 1931, as amended,  
19 be amended and reenacted to read as follows:

20 **ARTICLE 3. PURCHASING DIVISION.**

21 **§5A-3-52. Special funds for travel management created.**

22 There is hereby created in the State Treasury two special  
23 revenue funds to be known as the "Aviation Fund" and the "Fleet  
24 Management Office Fund". These funds may be given appropriations as

1 determined by the Governor and the Legislature but shall operate as  
2 special revenue funds. All deposits and payments into these funds  
3 do not expire nor shall they be transferred into the General  
4 Revenue Fund. All deposits in the funds shall remain in the  
5 Aviation Fund and the Fleet Management Office Fund and be available  
6 for expenditure in succeeding fiscal years. All costs and expenses  
7 incurred pursuant to this section, including administrative, shall  
8 be paid from those funds. All allocations of costs and charges for  
9 operating, repairing and servicing aircraft made against any  
10 institution, agency or department shall be paid into the Aviation  
11 Fund by that department or agency. All allocations of costs and  
12 charges for operating, repairing and servicing motor vehicles made  
13 against any institution, agency or department shall be paid into  
14 the Fleet Management Office Fund by that department or agency. All  
15 moneys paid or transferred into these special revenue funds are  
16 appropriated for the purpose of this section and shall be paid out  
17 as the secretary may designate. The moneys to be transferred  
18 include all appropriations for acquisition, maintenance, repair and  
19 operation of motor vehicles and aircraft and for personnel. All  
20 deposits currently in the special fund for travel management  
21 derived from special revenue from aviation fees shall be  
22 transferred into the Aviation Fund and all funds in the special  
23 fund for travel management that was derived from the monthly fee  
24 for vehicles shall be transferred into the Fleet Management Office

1 Fund.

NOTE: The purpose of this bill is to rewrite the current section on funds for travel management. The bill creates the Aviation Fund and the Fleet Management Office Fund. The bill provides that the moneys in these funds do not expire and are to be used for aviation and fleet management purposes, respectively. The bill requires costs and expenses to be borne by the agency or department using the aviation and fleet services.

This section has been completely rewritten; therefore, strike-throughs and underscoring have been omitted.

This bill was recommended for introduction and passage during the Regular Session of the Legislature by the Department of Administration.