

1 COMMITTEE SUBSTITUTE

2 FOR

3 **Senate Bill No. 564**

4 (By Senators Prezioso, Snyder, Chafin, Plymale, Barnes and Beach)

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6 [Originating in the Committee on Government Organization;
7 reported February 16, 2012.]
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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; providing the moneys in these funds do
14 not expire; providing the funds are to be used for aviation
15 and fleet management purposes; and requiring costs and
16 expenses will be borne by the agency or department using the
17 aviation or fleet services.

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

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

21 **ARTICLE 3. PURCHASING DIVISION.**

22 **§5A-3-52. Special funds for travel management created.**

23 (a) The travel management special fund is terminated. All
24 deposits currently in this special fund from aviation fees shall be
25 transferred into the Aviation Fund. All funds in this special fund

1 from the monthly fee for vehicles shall be transferred into the
2 Fleet Management Office Fund.

3 (b) There is created in the State Treasury a special revenue
4 account, to be known as the "Fleet Management Office Fund".
5 Expenditures are authorized from collections but are to be made
6 only in accordance with appropriation by the Legislature and in
7 accordance with the provisions of article three, chapter twelve of
8 this code and upon fulfillment of the provisions of article two,
9 chapter eleven-b of this code. Any balance remaining in the special
10 revenue account at the end of any state fiscal year does not revert
11 to the General Revenue Fund but remains in the special revenue
12 account and shall be used solely in a manner consistent with this
13 article. All costs and expenses incurred pursuant to this section,
14 including administrative, shall be paid from those funds. Charges
15 for operating, repairing and servicing motor vehicles made against
16 any institution, agency or department shall be paid into the Fleet
17 Management Office Fund by that department or agency.

18 (c) There is created in the State Treasury a special revenue
19 account, to be known as the "Aviation Fund". Expenditures from
20 this fund are authorized from collections but are to be made only
21 in accordance with appropriation by the Legislature and in
22 accordance with the provisions of article three, chapter twelve of
23 this code and upon fulfillment of the provisions of article two,
24 chapter eleven-b of this code. Any balance remaining in the special
25 revenue account at the end of any state fiscal year does not revert
26 to the General Revenue Fund but remains in the special revenue

1 account and shall be used solely in a manner consistent with this
2 article. All costs and expenses incurred pursuant to this section,
3 including administrative, shall be paid from those funds. Charges
4 for operating, repairing and servicing aircraft made against any
5 institution, agency or department shall be paid into the Aviation
6 Fund by that department or agency.