

# **WEST VIRGINIA LEGISLATURE**

## **2019 REGULAR SESSION**

**Introduced**

### **House Bill 2855**

BY DELEGATE HOUSEHOLDER

[Introduced February 6, 2019; Referred  
to the Committee on Finance.]

1 A BILL to amend and reenact §12-3-10d of the Code of West Virginia, 1931, as amended, relating  
2 to allowing rebate moneys in Purchasing Card Administration Fund to be used for the  
3 operation and maintenance of accounting and transparency systems of the State Auditor.

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

### **ARTICLE 3. APPROPRIATIONS, EXPENDITURES AND DEDUCTIONS.**

#### **§12-3-10d. Purchasing Card Fund created; expenditures.**

1 (a) All money received by the state pursuant to any agreement with vendors providing  
2 purchasing charge cards, and any interest or other return earned on the money, shall be deposited  
3 in a special revenue revolving fund, designated the Purchasing Card Administration Fund, in the  
4 State Treasury to be administered by the Auditor. The fund shall be used to pay all expenses  
5 incurred by the Auditor in the implementation and operation of the Purchasing Card Program and  
6 may be used to pay expenses related to the general operation of the Auditor's office, including  
7 operation and maintenance of accounting and transparency systems. The Auditor also may use  
8 the fund to pay expenses incurred by spending units associated with the use of the card, including  
9 system and program enhancements, and inspection and monitoring of compliance with all  
10 applicable rules and procedures. Expenditures from the fund shall be made in accordance with  
11 appropriations by the Legislature pursuant to the provisions of §12-3-1 *et seq.* of this code and  
12 upon fulfillment of the provisions of §5A-2-1 *et seq.* of this code.

13 (b) Within three days of receiving rebate moneys resulting from state spending unit  
14 purchasing card purchases, the Auditor shall transfer 15.5 percent of such rebate moneys to the  
15 Purchasing Improvement Fund created pursuant to §5A-3-58 of this code.

16 (c) Within three days of receiving rebate moneys resulting from state spending unit  
17 purchasing card purchases, the Auditor shall transfer 10 percent of such rebate moneys to the  
18 Hatfield-McCoy Regional Recreation Authority and 10 percent of such moneys to the State Park  
19 Operating Fund.

NOTE: The purpose of this bill is to clarify that rebate moneys collected by the State Auditor office may be used to operate and maintain accounting and transparency systems of the office.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.