

1 **ENROLLED**

2 COMMITTEE SUBSTITUTE

3 FOR

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5 FOR

6 **Senate Bill No. 564**

7 (SENATORS PREZIOSO, SNYDER, CHAFIN, PLYMALE, BARNES AND BEACH, *original*  
8 *sponsors*)

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10 [Passed March 1, 2012; to take effect July 1, 2012.]  
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13 AN ACT to amend and reenact §5A-3-52 of the Code of West Virginia,  
14 1931, as amended, relating to special funds for travel  
15 management; creating the Aviation Fund and the Fleet  
16 Management Office Fund; providing the moneys in these funds do  
17 not expire; providing the funds are to be used for aviation  
18 and fleet management purposes; and requiring costs and  
19 expenses will be borne by the agency or department using the  
20 aviation or fleet services.

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

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

24 **ARTICLE 3. PURCHASING DIVISION.**

25 **§5A-3-52. Special funds for travel management created.**

1 (a) The travel management special fund is terminated. All  
2 deposits currently in this special fund from aviation fees shall be  
3 transferred into the Aviation Fund created in subsection c of this  
4 section. All funds in this special fund from the monthly fee for  
5 vehicles shall be transferred into the Fleet Management Office Fund  
6 created in subsection b of this section.

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

22 (c) There is created in the State Treasury a special revenue  
23 account, to be known as the Aviation Fund. Expenditures from this  
24 fund are authorized from collections but are to be made only in  
25 accordance with appropriation by the Legislature and in accordance  
26 with the provisions of article three, chapter twelve of this code

1 and upon fulfillment of the provisions of article two, chapter  
2 eleven-b of this code. Any balance remaining in the special revenue  
3 account at the end of any state fiscal year does not revert to the  
4 General Revenue Fund but remains in the special revenue account and  
5 shall be used solely in a manner consistent with this article. All  
6 costs and expenses incurred pursuant to this section, including  
7 administrative, shall be paid from those funds. Charges for  
8 operating, repairing and servicing aircraft made against any  
9 institution, agency or department shall be paid into the Aviation  
10 Fund by that institution, department or agency.