

1 COMMITTEE SUBSTITUTE

2 FOR

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4 FOR

5 **Senate Bill No. 564**

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

7 _____
8 [Originating in the Committee on Finance;
9 reported February 21, 2012.]
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12 A BILL to amend and reenact §5A-3-52 of the Code of West Virginia,
13 1931, as amended, relating to special funds for travel
14 management; creating the Aviation Fund and the Fleet
15 Management Office Fund; providing the moneys in these funds do
16 not expire; providing the funds are to be used for aviation
17 and fleet management purposes; and requiring costs and
18 expenses will be borne by the agency or department using the
19 aviation or fleet services.

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

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

23 **ARTICLE 3. PURCHASING DIVISION.**

24 **§5A-3-52. Special funds for travel management created.**

25 (a) The travel management special fund is terminated. All

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

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

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

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