

1 COMMITTEE SUBSTITUTE

2 FOR

3 **H. B. 4418**

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

6 (Originating in the Committee on Finance)

7 [February 23, 2012]

8
9

10 A BILL to amend and reenact §5A-3-52 of the Code of West Virginia,
11 1931, as amended, relating to state travel management;
12 creating the Aviation Fund and the Fleet Management Office
13 Fund; terminating the travel management special fund;
14 providing for transfer of certain funds; specifying the use of
15 the fund; and providing that costs and expenses of aviation or
16 fleet services will be borne by the agency or department using
17 the 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
26 from the monthly fee for vehicles shall be transferred into the

1 Fleet Management Office Fund.

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

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

1 section. All costs and expenses incurred pursuant to this section,
2 including administrative, shall be paid from this fund. Any
3 institution, agency or department shall pay any charges for
4 operating, repairing and servicing aircraft that it uses into the
5 Aviation Fund.