

**ENROLLED**

COMMITTEE SUBSTITUTE

FOR

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FOR

**Senate Bill No. 564**

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

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[Passed March 1, 2012; to take effect July 1, 2012.]

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AN ACT to amend and reenact §5A-3-52 of the Code of West Virginia, 1931, as amended, relating to special funds for travel management; creating the Aviation Fund and the Fleet Management Office Fund; providing the moneys in these funds do not expire; providing the funds are to be used for aviation and fleet management purposes; and requiring costs and expenses will be borne by the agency or department using the aviation or fleet services.

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

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

**ARTICLE 3. PURCHASING DIVISION.**

**§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  
3 shall be transferred into the Aviation Fund created in  
4 subsection c of this section. All funds in this special fund  
5 from the monthly fee for vehicles shall be transferred into  
6 the Fleet Management Office Fund created in subsection b of  
7 this section.

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

25 (c) There is created in the State Treasury a special  
26 revenue account, to be known as the Aviation Fund. Expen-  
27 ditures from this fund are authorized from collections but  
28 are to be made only in accordance with appropriation by the  
29 Legislature and in accordance with the provisions of article  
30 three, chapter twelve of this code and upon fulfillment of the  
31 provisions of article two, chapter eleven-b of this code. Any  
32 balance remaining in the special revenue account at the end  
33 of any state fiscal year does not revert to the General  
34 Revenue Fund but remains in the special revenue account  
35 and shall be used solely in a manner consistent with this  
36 article. All costs and expenses incurred pursuant to this  
37 section, including administrative, shall be paid from those

38 funds. Charges for operating, repairing and servicing aircraft  
39 made against any institution, agency or department shall be  
40 paid into the Aviation Fund by that institution, department  
41 or agency.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

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*Chairman Senate Committee*

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*Chairman House Committee*

Originated in the Senate.

To take effect July 1, 2012.

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*Clerk of the Senate*

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*Clerk of the House of Delegates*

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*President of the Senate*

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*Speaker of the House of Delegates*

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The within ..... this the .....  
Day of ....., 2012.

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*Governor*