

WEST VIRGINIA LEGISLATURE

2021 REGULAR SESSION

Enrolled

Committee Substitute

for

Senate Bill 429

BY SENATORS WELD, STOLLINGS, MARONEY, AND

WOODRUM

[Passed April 2, 2021; in effect 90 days from passage (July 1, 2021)]

1 AN ACT to amend and reenact §5A-3-3a of the Code of West Virginia, 1931, as amended, relating
2 to Division of Emergency Management purchase and sale of commodities and services;
3 exempting division from Purchasing Division requirements concerning contracts for
4 purchase of commodities or services; providing exception; and authorizing Agency for
5 Surplus Property to transfer funds generated from the sale of vehicles, other equipment,
6 and commodities belonging to the Division of Emergency Management to the WV
7 Interoperable Radio Project special revenue account.

Be it enacted by the Legislature of West Virginia:

ARTICLE 3. PURCHASING DIVISION.

§5A-3-3a. Additional exemptions from purchasing requirements.

1 (a) The provisions of §5A-3-3(9) of this code do not apply to the Division of Emergency
2 Management created by §15-5-1 *et seq.* of this code: *Provided*, That if work on a purchase or
3 contract has been started by the Purchasing Division, on behalf of the Division of Emergency
4 Management, prior to the effective date of this section, the Purchasing Division shall continue to
5 perform services for the Division of Emergency Management on that purchase or contract until
6 the contract is awarded or the purchase is made, or the Division of Emergency Management
7 decides not to make the purchase or award the contract.

8 (b) Notwithstanding any other provision of this code, the Agency for Surplus Property is
9 hereby empowered to transfer funds generated from the sale of vehicles, other equipment, and
10 commodities belonging to the West Virginia Division of Emergency Management to a special
11 revenue account within the Division of Emergency Management entitled the West Virginia Division
12 of Emergency Management, WV Interoperable Radio Project Account.

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

.....
Chairman, Senate Committee

.....
Chairman, House Committee

Originated in the Senate.

In effect 90 days from passage.

.....
Clerk of the Senate

.....
Clerk of the House of Delegates

.....
President of the Senate

.....
Speaker of the House of Delegates

The within this the.....
Day of, 2021.

.....
Governor