WEST VIRGINIA LEGISLATURE
FIRST REGULAR SESSION, 1999

ENROLLED

House Bill No. 2919
(By Delegates Mezzatesta, Williams, Stemple, Ennis, Romine, Shelton and Fletcher)

Passed March 10, 1999
In Effect Ninety Days from Passage
ENROLLED

H. B. 2919

(By Delegates Mezzatesta, Williams, Stemple, Ennis, Romine, Shelton and Fletcher)

[Passed March 10, 1999; in effect ninety days from passage.]

AN ACT to amend chapter twelve of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new article, designated article four-a, relating to the powers and duties of the state auditor; legislative findings; the continued use by public schools, juvenile detention centers, and municipal and county public safety offices of certain computers, telecommunications devices and other technological equipment following their use by the state auditor's office; creation of the computer donation program; program administration; and legislative rules.

Be it enacted by the Legislature of West Virginia:

That chapter twelve of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new article, designated article four-a, to read as follows:

ARTICLE 4A. COMPUTER DONATION PROGRAM.

§12-4A-1. Legislative findings.

1 The Legislature finds that:

2 (a) Public schools, juvenile detention centers, and municipal and county public safety offices are always in need of
(a) The state auditor must frequently purchase such computers, telecommunications devices and other technological equipment as is necessary for their interaction with national and international financial services industries;

(b) The state auditor's office to donate equipment to those entities which would otherwise be transferred to the surplus property unit of the purchasing division.
(b) The program shall be administered by a director as appointed or employed by the state auditor. The auditor may either appoint the director from existing staff from his or her office, or may employ a director from existing funds.

(c) The director shall keep records and accounts that indicate the equipment donated, the age of the equipment, the reasons for declaring it obsolete, and to which public school, juvenile detention center, or municipal or county public safety office the equipment was donated.


The state auditor shall propose legislative rules in accordance with the provisions of article three-a, chapter twenty-nine-a of this code which shall detail the regulations for the public notice of the program, the method of receiving requests for participation in the program, any compliance and reporting information required of participants in the program, and the method of selecting recipients of equipment. The rules shall provide for fair and impartial selection of equipment recipients. The rules shall be presented for approval to the legislative oversight commission on education accountability by the first day of July, one thousand nine hundred ninety-nine.

§12-4A-4. Severability.

If any provision or application of this article is held invalid, the invalidity does not affect any other provision or application of this article which can be given effect without the invalid provision or application, and to this end the provisions of this chapter are severable.
That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Signature]
Chairman Senate Committee

[Signature]
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

[Signature]
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

[Signature]
President of the Senate

[Signature]
Speaker of the House of Delegates

The within [signature] this the [date]
day of [date], 1999.

[Signature]
Governor
PRESENTED TO THE
GOVERNOR
Date: 3/16/99
Time: 3:33 pm