

SB 489

FILED

2006 MAR 23 P 4: 27

OFFICE OF THE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE
Regular Session, 2006



ENROLLED

Committee Substitute for
SENATE BILL NO. 489

(By Senators Chafin and Helmick)



PASSED March 8, 2006

In Effect 90 days from Passage

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OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

ENROLLED

COMMITTEE SUBSTITUTE

FOR

Senate Bill No. 489

(SENATORS CHAFIN AND HELMICK, *original sponsors*)

[Passed March 8, 2006, in effect ninety days from passage.]

AN ACT to amend and reenact §12-3A-6 of the Code of West Virginia, 1931, as amended, relating to the authorization of the State Treasurer to provide remittance processing and e-government services for a political subdivision upon its request.

Be it enacted by the Legislature of West Virginia:

That §12-3A-6 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 3A. FINANCIAL ELECTRONIC COMMERCE.

§12-3A-6. Receipting of electronic commerce purchases.

- 1 (a) The State Treasurer may establish a system for
- 2 acceptance of credit card and other payment methods for
- 3 electronic commerce purchases from spending units.
- 4 Notwithstanding any other provision of this code to the

5 contrary, each spending unit utilizing WEB commerce,
6 electronic commerce or other method that offers products
7 or services for sale shall utilize the State Treasurer's
8 system for acceptance of payments.

9 (b) To facilitate electronic commerce, the State Treasurer
10 may charge a spending unit for the banking and other
11 expenses incurred by the Treasurer on behalf of the
12 spending unit and for any work performed, including,
13 without limitation, assisting in the development of a
14 website and utilization of the Treasurer's payment gate-
15 way. A special revenue account, entitled the Treasurer's
16 Financial Electronic Commerce Fund, is created in the
17 State Treasury to receive the amounts charged by the
18 Treasurer. The Treasurer may expend the funds received
19 in the Treasurer's Financial Electronic Commerce Fund
20 only for the purposes of this article and for other purposes
21 as determined by the Legislature.

22 (c) The State Treasurer may authorize a spending unit to
23 assess and collect a fee to recover or pay the cost of
24 accepting bank, charge, check, credit or debit cards from
25 amounts collected.

26 (d) Upon written request from a political subdivision, the
27 State Treasurer may provide services of his or her office to
28 a political subdivision and charge for the services.

29 (e) The State Treasurer shall propose legislative rules for
30 promulgation in accordance with the provisions of article
31 three, chapter twenty-nine-a of this code to implement the
32 provisions of this section.

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

Randy White
.....
Chairman Senate Committee

R. Bruce
.....
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

Parrell E. Allen
.....
Clerk of the Senate

Bryan M. Sawyer
.....
Clerk of the House of Delegates

Earl Ray Tomblin
.....
President of the Senate

Robert R. Taylor
.....
Speaker House of Delegates

The within *is appended* this the *23rd*
Day of *March* , 2006.

Paul M. Raabe III
.....
Governor

PRESENTED TO THE
GOVERNOR

MAR 17 2006

Time 11:15 AM