WEST virginia legislature

2021 regular session

Introduced

House Bill 2745

By Delegates Fast, Foster, Criss, D. Kelly, Hott, Reynolds and Westfall

[By request of the Department of Homeland Security]

[Introduced February 24, 2021; Referred to the Committee on Veterans' Affairs and Homeland Security then Finance]

A BILL to amend and reenact §5A-3-3a of the Code of West Virginia 1931, as amended; relating to exempting the Division of Emergency Management from the Purchasing Division for purposes of examination and approving contracts of the Division of Emergency Management; authorizing the agency for surplus property to transfer funds generated from the sale of vehicles, other equipment, and commodities belonging to the Division of Emergency Management to a special revenue account; creating a special revenue account entitled the West Virginia Division of Emergency Management surplus transfer account; and authorizing the Division of Emergency Management to expend funds in a special revenue account for Statewide Interoperable Radio Network equipment, maintenance, repair, and construction.

Be it enacted by the Legislature of West Virginia:

CHAPTER 5A. DEPARTMENT OF ADMINISTRATION.

ARTICLE 3. PURCHASING DIVISION.

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

(a) The provisions of §5A-3-3(9) ~~subdivision nine, section three, article three, chapter five-a~~ do not apply to the Division of Emergency Management ~~construction or repair contracts entered into by the state for the emergency construction or repair of the Statewide Interoperable Radio Network~~ created by article five, ~~fourteen~~, chapter fifteen of this code.

(b) Notwithstanding any other provision of this code, the agency for surplus property is hereby empowered to transfer funds generated from the sale of vehicles, other equipment and commodities belonging to the West Virginia Division of Emergency Management to a special revenue account within the Division of Emergency Management entitled the West Virginia Division of Emergency Management surplus transfer account. Moneys deposited in the fund shall only be available for expenditure for the Statewide Interoperable Radio Network equipment, maintenance, repair and construction.

NOTE: The purpose of this bill is to exempt the Division of Emergency Management from the Purchasing Division for purposes of examination and approving contracts of the Division of Emergency Management; authorize the agency for surplus property to transfer funds generated from the sale of vehicles, other equipment, and commodities belonging to the Division of Emergency Management to a special revenue account; create a special revenue account entitled the West Virginia Division of Emergency Management surplus transfer account; and authorize the Division of Emergency Management to expend funds in a special revenue account for Statewide Interoperable Radio Network equipment, maintenance, repair, and construction.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.