

No. 284

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1985 APR 22 PM 6:24
OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1985



ENROLLED

SENATE BILL NO. 284

(By Mr. Jankovich, Mr. President, et al.)



PASSED April 11 1985

In Effect ninety days from Passage



ENROLLED

Senate Bill No. 284

(BY MR. TONKOVICH, MR. PRESIDENT AND MR. TOMBLIN)

[Passed April 11, 1985; in effect ninety days from passage.]

AN ACT to amend and reenact section three, article one, chapter five-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the council of finance and administration; providing for membership composition, including authorized voting designees; providing for meetings; council duties to include oversight of federal funds; and specifying compensation and reimbursement for expenses of appointed, non-ex officio members.

Be it enacted by the Legislature of West Virginia:

That section three, article one, chapter five-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 1. DEPARTMENT OF FINANCE AND ADMINISTRATION.

§5A-1-3. Council of finance and administration.

1 The council of finance and administration is hereby
2 created and shall be composed of ten members, four of
3 whom shall serve ex officio and six of whom shall be
4 appointed as herein provided. The ex officio members shall
5 be the governor or his designee, the attorney general or his
6 designee, the state treasurer or his designee and the state
7 auditor or his designee; such designees being authorized

8 voting ones. From the membership of the Legislature, the
9 President of the Senate shall appoint three senators as
10 members of the council, not more than two of whom shall be
11 members of the same political party, and the Speaker of the
12 House shall appoint three delegates as members of the
13 council, not more than two of whom shall be members of the
14 same political party. Members of the council appointed by
15 the President of the Senate and the Speaker of the House
16 shall serve at the will and pleasure of the officer making
17 their appointment. The commissioner of finance and
18 administration shall serve as chairman of the council.
19 Meetings of the council shall be upon call of the chairman or
20 a majority of the members thereof. It shall be the duty of the
21 chairman to call no less than four meetings in each fiscal
22 year, one in each quarter, or more often as necessary, and all
23 meetings shall be open to the public. All meetings of the
24 council shall be held at the capitol building in a suitable
25 committee room which shall be made available by the
26 Legislature for such purpose: *Provided*, That the second
27 quarterly meeting in each fiscal year shall be held in
28 November and shall be a joint meeting with the joint
29 committee on government and finance of the Legislature
30 called jointly by the President of the Senate, Speaker of the
31 House and commissioner of finance and administration.

32 The council shall serve the department of finance and
33 administration in an advisory capacity for purposes of
34 reviewing the performance of the administrative and fiscal
35 procedures of the state, including the oversight of all
36 federal funds, and shall have the following duties:

37 (1) To advise with the commissioner in respect to matters
38 of budgetary intent and efficiency, including budget bill
39 and budget document detail and format;

40 (2) To advise with the commissioner concerning such
41 studies of government and administration concerning fiscal
42 policy as it may consider appropriate;

43 (3) To advise with the commissioner in the preparation of
44 studies designed to provide long-term capital planning and
45 finance for state institutions and agencies; and

46 (4) To advise with the commissioner in respect to the
47 application for, and receipt and expenditure of, anticipated
48 or unanticipated federal funds.

49 The appointed, non-ex officio members of the council

50 shall be entitled to receive such compensation and
51 reimbursement for expenses in connection with
52 performance of their duties, during interim periods, if not
53 otherwise receiving the same for such identical periods, as
54 is authorized by the applicable sections of article two-a,
55 chapter four of the code in respect to performance of duties
56 either ~~within the state~~ or if deemed necessary, out-of-state.
57 Such compensation and expenses shall be incurred and
58 paid only after approval by the joint committee on
59 government and finance.

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

Bruce O. Weir

Chairman Senate Committee

Floyd Fullen
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

Sadd C. H. H. H.

Clerk of the Senate

Donald L. Hopp

Clerk of the House of Delegates

Sam Tankership

President of the Senate

Joseph P. Allright
Speaker House of Delegates

The within *approved* this the *22nd* day of *April*, 1985.

Archibald M. ...
Governor

PRESENTED TO THE

GOVERNOR

Date 4/17/85

Time 3:56 p.m.