

From: [Mike Swain](#)
To: [Waskey Christopher E](#)
Subject: PHF - Lynchburg Regional Airport and Virginia Aviation Board Increased "Penalty" on Misuse of Entitlement Funds
Date: Thursday, September 05, 2019 10:56:32 AM

Chris,

The 'special meeting' of the Virginia Aviation Board (VAB) to address Lynchburg Regional Airport's request to use state entitlement funds to fund their contract Air Traffic Control Tower operations, in the event of the loss of FAA 'control tower' funds in FY2014, took place on April 10, 2013 in Lynchburg. The VAB denied the request.

Soon after the April meeting the LYH airport director publicly stated he would still use state entitlement funds, and except the three-year penalty then in place, to keep the tower open if necessary. As Congress continued funding for contract control towers into FY2014 Lynchburg Regional Airport never used state entitlement funds to operate their control tower.

At the November 21, 2013 VAB meeting the Board voted to increase the 'penalty' for using state entitlement funds on ineligible projects from three to six years. While an airport would still be eligible for state discretionary funds any discretionary funds requested during the six-year 'penalty' time frame would be decreased by the amount of 'misspent' entitlement funds.

The six-year penalty is no longer in effect as the VAB now has the legislated authority to withhold future state entitlement funds indefinitely if an airport misspends such funds.

Mike

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