WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1981

ENROLLED
SENATE BILL NO. 34

(By Mr. Septic)

PASSED ___________________________ 1981

In Effect _____________________________

ninety days from Passage
AN ACT to amend and reenact section seven, article three, chapter twenty-nine-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to requiring a fiscal note to accompany proposed rules and regulations filed in the state register, the governor and with the Legislature.

Be it enacted by the Legislature of West Virginia:
That section seven, article three, chapter twenty-nine-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 3. RULE MAKING.

§29A-3-7. Filing of proposed rules and regulations in state register and Legislature; fiscal note required.

(a) If a proposed rule or regulation fixes rules of procedure, practice or evidence for dealings with or proceedings before the agency a copy thereof shall be filed in the state register.

(b) All other proposed rules or regulations shall be filed in the state register, with the governor, and with the legislative rule-making committee in accordance with section eleven of this article except as otherwise provided in this chapter.
(c) All proposed rules and regulations to be filed under subsections (a) and (b) of this section shall have a fiscal note attached itemizing the costs of implementing the rules and regulations as they relate to this state and to persons affected by the rules and regulations. The objectives of the rules and regulations shall be clearly and separately stated in the fiscal note by the agency issuing the proposed rules and regulations. No rule or regulation shall be void or voidable by virtue of noncompliance with this subsection.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

R. P. Burgamy
Chairman Senate Committee

Tony E. Whitlow
Chairman House Committee

Originated in the Senate.

To take effect ninety days from passage.

Isaac C. Wilks
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

Wamer R. McIntaw
President of the Senate

Speaker House of Delegates

The within is approved this the 24

day of April, 1981.

John D. Walker
Governor