

APPROVED AND SIGNED BY THE GOVERNOR

Date 4-24-81

Time _____

No: 34

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1981



ENROLLED

SENATE BILL NO. 34

(By Mr. Stepoe)



PASSED April 9, 1981

In Effect ninety days from Passage



ENROLLED

Senate Bill No. 34

(By MR. STEPTOE)

[Passed April 9, 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.

- 1 (a) If a proposed rule or regulation fixes rules of
- 2 procedure, practice or evidence for dealings with or
- 3 proceedings before the agency a copy thereof shall be filed in
- 4 the state register.
- 5 (b) All other proposed rules or regulations shall be filed in
- 6 the state register, with the governor, and with the legislative
- 7 rule-making committee in accordance with section eleven of
- 8 this article except as otherwise provided in this chapter.

9 (c) All proposed rules and regulations to be filed under
10 subsections (a) and (b) of this section shall have a fiscal note
11 attached itemizing the costs of implementing the rules and
12 regulations as they relate to this state and to persons affected
13 by the rules and regulations. The objectives of the rules and
14 regulations shall be clearly and separately stated in the fiscal
15 note by the agency issuing the proposed rules and
16 regulations. No rule or regulation shall be void or voidable by
17 virtue of noncompliance with this subsection.

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

R. P. Bayler
Chairman Senate Committee

Sam E. Whitlow
Chairman House Committee

Originated in the Senate.

To take effect ninety days from passage.

Todd C. Nichols
Clerk of the Senate

Blankenship
Clerk of the House of Delegates

Warren L. Brown
President of the Senate

James G. Lee, Jr.
Speaker House of Delegates

The within *is approved* this the *24*

day of *April*, 1981.

John R. Bayler
Governor

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