

Special Report

**Study of Statutory
Legal Advertisements**

**State Agencies, Counties, and Municipalities
Combined Could Save as Much as \$3
Million Annually if Legal Advertisements
Were Statutorily Allowed to Be Placed
on the Internet**



September 2007
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John Sylvia
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September 10, 2007

The Honorable Edwin J. Bowman
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The Honorable Jim Morgan
House of Delegates
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1900 Kanawha Boulevard, East
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Dear Chairs:

Pursuant to West Virginia Code §4-2-5, we are transmitting a Special Report on the *Study of Statutory Legal Advertisements*, which will be presented to the Joint Committee on Government Operations and Joint Committee on Government Organization on Monday, September 10, 2007. The issue covered herein is "*State Agencies, Counties, and Municipalities Combined Could Save as Much as \$3 Million Annually if Legal Advertisements Were Statutorily Allowed to Be Placed on the Internet.*"

Let me know if you have any questions.

Sincerely,

Handwritten signature of John Sylvia in cursive script.
John Sylvia

JS/tlc

Joint Committee on Government and Finance

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Executive Summary

There Are Approximately 314 Requirements in Code for State Agencies and Political Subdivisions to Place Legal Advertisements in Newspapers

According to §59-3-1(1) of the West Virginia Code, a legal advertisement is “any notice, advertisement, statement, information or other matter required by law or court to be published.”

Certain government actions mandated by West Virginia Code require respective entities to place legal advertisements in newspapers. According to §59-3-1(1) of the West Virginia Code, a legal advertisement is “any notice, advertisement, statement, information or other matter required by law or court to be published.” Legislative Services legal counsel determined that there are approximately 314 requirements in the Code for Class I, Class II, Class III, Class I-0, Class II-0, or Class III-0 legal advertisements. Costs for legal advertisements are set by statute and based upon the circulation of the newspaper providing the advertisement service. Newspapers with larger circulation, therefore, receive higher fees than newspapers with lower circulation.

Costs for legal advertisements are set by statute and based upon the circulation of the newspaper providing the advertisement service. Newspapers with larger circulation, therefore, receive higher fees than newspapers with lower circulation.

State, County, and Municipal Governments Spend Over \$3 Million Annually to Fulfill Legal Advertisement Requirements Set Forth by Code

The Legislative Auditor surveyed each state agency, all 55 counties, and the 10 most populous municipalities to determine their annual expenditures on legal advertisements for the past 3 fiscal years. According to the survey, **over \$10.5 million was spent on newspaper legal advertisements statewide from fiscal years 2005 - 2007.** This equates to an average of **over \$3.5 million annually.**

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State Agencies, County Governments, and Municipalities Could Realize Significant Savings If Legal Advertisements Were Placed on the Internet Rather Than in Newspapers

If government entities were instead permitted by statute to place legal advertisements on the internet, they could save a significant amount of money. Statewide, as many as 45 percent of households access a daily newspaper, and 26 percent of households have access to a weekly newspaper. However, according to the State’s Chief Technology Officer, approximately 400,000 West Virginia households have some type of internet access. This equates to 56 percent of households.

State Agencies, Counties, and Municipalities Could Save Substantially By Utilizing a Centralized Legal Advertisement Repository on the Internet

Statewide, as many as 45 percent of households access a daily newspaper, and 26 percent of households have access to a weekly newspaper. However, according to the State's Chief Technology Officer, approximately 400,000 West Virginia households have some type of internet access. This equates to 56 percent of households.

During the course of this study, the Legislative Auditor contacted the Office of Technology regarding the cost of developing and maintaining a centralized legal advertisement portal for use by state agencies, counties, and municipalities. According to the Office of Technology, the cost of site development would range from \$65,100 to \$87,850. The ongoing project cost is estimated at \$183.00 per month. Finally, the annual cost of website domain registration is estimated at \$125.00 per year. As a general statement, it is the Legislative Auditor's opinion that a centralized website would offer greater accessibility for all citizens. By providing a uniform and accessible service, there is reasonable assurance that information is accessible to everyone at all times. It is also important to note that the availability of legal advertisements on the internet would ensure statewide accessibility for advertisements. This would be especially important for agencies such as the Division of Highways that must advertise regionally. Finally it must be noted that internet advertisements have an advantage of being available indefinitely whereas newspapers are only readily available for shorter periods of time if not days.

As a general statement, it is the Legislative Auditor's opinion that a centralized website would offer greater accessibility for all citizens. By providing a uniform and accessible service, there is reasonable assurance that information is accessible to everyone at all times.

Recommendation

The Legislative Auditor recommends that the Legislature consider amending statute to allow local government entities the option to place legal advertisements on either their own website or a centralized state website, and to require all state agencies to place such advertisements on the state's centralized website.

Review Objective, Scope and Methodology

This Study of Statutory Legal Advertisements is authorized by the West Virginia Code §4-2-5, as amended.

Objective

The objective of this audit was to study legal advertisements that are required by statute, and the costs incurred as a result of them to West Virginia state agencies, counties, and municipalities. Additional objectives included: determining the estimated costs of creating a state-operated centralized repository on the internet in which legal advertisements for all governmental entities could be placed; and determining the number of households with internet access, and with newspaper subscriptions.

Scope

The scope of this report included the costs of statutory legal advertisements to governmental entities for fiscal years 2005 – 2007. The scope for West Virginia newspaper circulation figures was fiscal years 2002 – 2007, and the scope for West Virginia household internet access was calendar years 2002 – 2006.

Methodology

The Legislative Auditor surveyed all state agencies, all 55 West Virginia counties, and the 10 largest municipalities in population for the costs incurred to the entity as a result of legal advertisements that are required by West Virginia statute. The municipalities included: Beckley, Charleston, Clarksburg, Fairmont, Huntington, Martinsburg, Morgantown, Parkersburg, Weirton, and Wheeling. The methodology also included assistance by Legislative Services legal counsel with compiling a list of statutory requirements for legal advertisements. Additional data were gathered from the Secretary of State's Office, the Public Service Commission, and the Governor's Office of Technology. Every aspect of this special report followed the Generally Accepted Governmental Auditing Standards (GAGAS) as prescribed by the Comptroller General of the United States.

Issue 1

State Agencies, Counties, and Municipalities Combined Could Save as Much as \$3 Million Annually if Legal Advertisements Were Statutorily Allowed to Be Placed on the Internet.

Issue Summary

This report shows that in the past three years, state, county, and municipal governments within the state have spent over \$10.5 million fulfilling statutory requirements that mandate the placement of legal advertisements in newspapers.

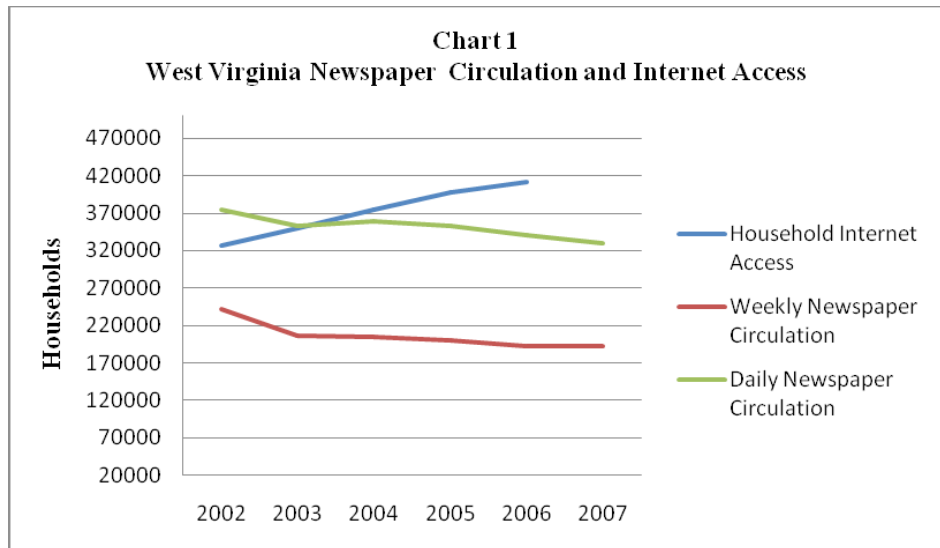
In the 21st Century, the State of West Virginia and its political subdivisions are spending over \$3 million per year in placing legal advertisements in newspapers when the same advertisements could be placed on the State's or political subdivisions' websites virtually free of cost. State law requires these legal advertisements be placed in local newspapers. However, advances in technology have made this 1967 statutory requirement outdated. This report shows that in the past three years, state, county, and municipal governments within the state have spent over \$10.5 million fulfilling statutory requirements that mandate the placement of legal advertisements in newspapers. Annual costs are listed in Table 1.

FY 2005	FY 2006	FY 2007	Three Year Total
\$3,342,226	\$3,497,670	\$3,855,820	\$10,695,716

Source: Legislative Auditor's Survey

In addition to the high expense of newspaper legal advertisements, it appears that newspaper circulation may be decreasing while the presence of the internet in West Virginia households is increasing. Chart 1 illustrates this trend.¹

¹Household internet data were provided by the Public Service Commission and are based on calendar year data. Calendar year 2007 information was not available. Newspaper circulation data were provided by the Secretary of State and are based on qualified newspapers registered within the state on a fiscal year basis. The difference in year measurement (fiscal vs. calendar) is inconsequential to the comparison between circulation and internet subscribership.



Daily West Virginia newspaper circulation, being the most likely source of legal advertisements, has dipped below the number of West Virginia households with internet service and has stayed below that mark.

As is evident by the data in the chart, household internet access has increased steadily from 2002-2006. However, daily West Virginia newspaper circulation, being the most likely source of legal advertisements, has dipped below the number of West Virginia households with internet service and has stayed below that mark. This trend indicates that by placing legal advertisements on the internet, rather than in the newspaper, there could be higher public access to citizens in the State. It also may indicate that more and more people are becoming more accustomed to the internet. Therefore, it may be an opportune time to utilize the resource.

There Are Approximately 314 Requirements in Code for State Agencies and Political Subdivisions to Place Legal Advertisements in Newspapers

Certain government actions mandated by West Virginia Code require respective entities to place legal advertisements in newspapers.² According to §59-3-1(1) of the West Virginia Code, a legal advertisement is “any notice, advertisement, statement, information or other matter required by law or court to be published.” Legal advertisements are separated into six distinct classes. The differences between advertisement distinctions pertain to the number of times that the advertisement is required to be printed as well as the number of newspapers in which

²A small number of legal advertisements are required to be placed by individuals (Notices of Sale §38-1-4) as well as authorities and commissions organized between governments (Interstate Regional Planning Commission §8-26-3).

the advertisement is to be printed. Legal advertisements distinctions are shown in Table 2.

Table 2 Legal Advertisement Class Distinctions		
Class	Duration	Number of Publications
Class I	One Time	One Qualified Newspaper
Class II	Once Per Week for Two Successive Weeks	One Qualified Newspaper
Class III	Once Per Week for Three Successive Weeks	One Qualified Newspaper
Class I-0	One Time	Two Qualified Newspapers
Class II-0	Once Per Week for Two Successive Weeks	Two Qualified Newspapers
Class III-0	Once Per Week for Three Successive Weeks	Two Qualified Newspapers

Source: West Virginia Code §59-3-2

Qualified newspapers are defined by §59-3-1(b)(1) as:

(1) Any newspaper shall be of regular issue and must have a bona fide, general circulation in the publication area. A newspaper is considered to be of regular issue if it is published regularly, as frequently as once a week, for at least fifty weeks during the calendar year as prescribed by its mailing permit; and has been published for at least one year immediately preceding the date on which the legal advertisement is delivered to the newspaper for publication. A newspaper is considered to be of bona fide, general circulation in the publication area if it meets the definition of “general circulation” as defined in this section and is circulated to the general public at a definite price or consideration.

(2) Any newspaper shall bear a title or name, consist of not less than four pages without a cover, and be a newspaper to which the general public resorts for passing events of a political, religious, commercial and social nature, and for current happenings, announcements, miscellaneous reading matters, advertisements and other notices.

When the advertisement is required to be printed in two qualified newspapers, **the two newspapers must be of opposite politics.**³

Legislative Services legal counsel determined that there are approximately 314 requirements in the Code for Class I, Class II, Class III, Class I-0, Class II-0, or Class III-0 legal advertisements. Table 3 accounts for the number of each type of legal advertisement classification.

Table 3 Legal Advertisement Classification Count	
Type	Occurrences in Statute
Class I	60
Class II	28
Class III	135
Class I-0	69
Class II-0	10
Class III-0	12
Total	314

Source: Legislative Auditor's analysis of the West Virginia Code

Examples of these requirements are as follows:

- Sale, lease or disposition of other municipal property (§8-12-18);
- Preparation, publication, and disposition of financial statements (§8-13-23);
- Sample ballots (§3-5-10 and §7-5-16);
- Publication and posting of delinquent tax list (§11A-2-13);
- Competitive bids, publication of solicitation for sealed bids (§8-27-23);
- Service of process (§48-27-311);
- Procedure for adopting electronic voting systems (§3-4A-3); and
- Dogs chasing deer (§20-2-16).

An exhaustive list of each requirement may be found in Appendix A.

³To be a qualified newspaper, a newspaper must register with the Secretary of State and indicate political party affiliation and circulation.

Costs for legal advertisements are set by statute and based upon the circulation of the newspaper providing the advertisement service. Newspapers with larger circulation, therefore, receive higher fees than newspapers with lower circulation. Rates for legal advertisements provided for by §59-3-3 are outlined in Table 4.

Table 4	
Allowable Qualified Newspaper Rates for Legal Advertisements	
Circulation	Rate Per Word*
Less than 1000	7 Cents
1,000 to 5,000	11.5 Cents
5,001-9,999	12 Cents
10,000-29,999	13 Cents
30,000 and Greater	14 Cents
<i>* Reflects 2003, 2004, and 2005 statutorily required increases.</i>	
<i>Source: West Virginia Code §59-3-3.</i>	

The Legislative Auditor surveyed each state agency, all 55 counties, and the 10 most populous municipalities to determine their annual expenditures on legal advertisements for the past 3 fiscal years.

State, County, and Municipal Governments Spend Over \$3 Million Annually to Fulfill Legal Advertisement Requirements Set Forth by Code

The Legislative Auditor surveyed each state agency, all 55 counties, and the 10 most populous municipalities to determine their annual expenditures on legal advertisements for the past 3 fiscal years.⁴ Each entity was asked to provide the total amount spent during the specified time. Total expenditures reported for each type of governmental group are shown in Table 5.

⁴*State agencies consisted of each cabinet-level agency, each constitutional office, the Supreme Court of Appeals, the Joint Expenses of the Legislature, Concord College, Fairmont State University, and Marshall University. The ten municipalities included: Beckley, Charleston, Clarksburg, Fairmont, Huntington, Martinsburg, Morgantown, Parkersburg, Weirton, and Wheeling.*

Combined, county governments reported higher expenditures than state agencies and municipalities. This is due to high expenditures associated with publishing election and delinquent tax information.

Table 5 Total Annual Expenditures for Legal Advertisements				
Entity	FY 2005	FY 2006	FY 2007	Total
State Agencies	\$909,568	\$798,108	\$1,058,560	\$2,766,234
Counties	\$2,218,324	\$2,512,518	\$2,601,548	\$7,332,390
Municipalities	\$214,335	\$187,044	\$195,712	\$597,090
	\$3,342,226	\$3,497,670	\$3,855,820	\$10,695,716

Source: Legislative Auditor's Survey

Combined, county governments reported higher expenditures than state agencies and municipalities. This is due to high expenditures associated with publishing election and delinquent tax information. **For the three years included in the survey, over \$10.5 million was spent on newspaper legal advertisements statewide.** This equates to an average of **over \$3.5 million annually.**

Table 6 Average Annual Expenditures (FY05 – FY07)		
	Average Combined Expenses*	Individual Average**
State Agencies	\$922,078	\$40,090
Counties	\$2,444,130	\$44,439
Municipalities	\$199,030	\$19,903
Total	\$3,565,239	

As Table 6 shows, average annual expenditures for each of the three government entities are noted by the *individual average* column. Individual state agency, county, and municipality expenditure totals may be found in Appendix B.

State Agencies, County Governments, and Municipalities Could Realize Significant Savings If Legal Advertisements Were Placed on the Internet Rather Than in Newspapers

As mentioned above, state, county, and municipal governments expend significant funds on legal advertisements that are required by statute. If these entities were instead permitted by statute to place legal advertisements on the internet, they could save a significant amount

According to the State's Chief Technology Officer, approximately 400,000 West Virginia households have some type of internet access. This equates to 56 percent of households.

of money. Statewide, as many as 45 percent of households access a daily newspaper, and 26 percent of households have access to a weekly newspaper. However, according to the State's Chief Technology Officer, approximately 400,000 West Virginia households have some type of internet access. This equates to 56 percent of households. In addition to household internet access, citizens may access the internet through public libraries. Also, internet access is available at schools, community centers, senior centers, and places of business. **According to the Library Commission, each public library in the state provides public internet access.** Impact comparisons may be found in Table 7.

Medium	Circulation/Access**	Approximate Percent of Households With Access***
Weekly	191,924	26%
Saturday or Sunday Newspaper	103,561	14%
Daily	330,360	45%
Public Library Newspaper Access	737,192	100%
Home Internet	411,156	56%
Public Library Internet Access	737,192	100%
<i>*Newspaper circulations based on 2007-2008 Register of Qualified Newspapers from the Secretary of State. Internet access based on 2006 Public Service Commission data. ** Circulation includes newsstands, libraries, etc. Number of West Virginia households reported by Public Service Commission is 737,192. ***Household subscription would actually be less due to inclusiveness of other venues in circulation factor.</i>		
<i>Source: Analysis of data received from the Secretary of State, the Library Commission, and the Public Service Commission.</i>		

The estimated home delivery of newspapers number is likely to be inflated due to the fact that the calculation is based on total circulation, a number that includes all newspapers printed – not only those that are delivered to homes.

As the table shows, **home internet access is available in 56 percent of West Virginia homes. At the same time, the Legislative Auditor has calculated that the possible household receipt of a daily newspaper is only 45 percent.** The estimated home delivery of newspapers number is likely to be inflated due to the fact that the calculation is based on total circulation, a number that includes all newspapers printed – not only those that are delivered to homes. Also, it must be noted that the percentage of households receiving newspapers is inflated because one household may receive more than one paper. Although there is no general rule to subscribership, 25 counties currently have more than one paper. This indicates that one household can receive more than one paper; therefore inflating the percentage.

State Agencies, Counties, and Municipalities Could Save Substantially By Utilizing a Centralized Legal Advertisement Repository on the Internet

According to the Office of Technology, the cost of site development would range from \$65,100 to \$87,850. The ongoing project cost is estimated at \$183.00 per month.

During the course of this study, the Legislative Auditor contacted the Office of Technology regarding the cost of developing and maintaining a centralized legal advertisement portal for use by state agencies, counties, and municipalities. According to the Office of Technology, the cost of site development would range from \$65,100 to \$87,850. The ongoing project cost is estimated at \$183.00 per month. Finally, the annual cost of website domain registration is estimated at \$125.00 per year. Initial and ongoing costs could be paid through the Office of Technology and recouped through client user fees. The Statement of Work that was prepared by the Office of Technology may be found in Appendix C. At first, the initial cost may appear to be large. However, this website would serve all applicable political subdivisions. **Therefore, considering that over \$3 million is spent annually on print legal advertisements, the startup costs associated with the development of a new website is negligible.**

As a general statement, it is the Legislative Auditor's opinion that a centralized website would offer greater accessibility for all citizens.

The cost to the client has not been stated by the Office of Technology. However, due to the occurrence of the relatively low implementation and maintenance costs of the project, the Legislative Auditor estimates that the usage cost to any agency would be much lower than the cost associated with printing legal advertisements in newspapers.

As a general statement, it is the Legislative Auditor's opinion that a centralized website would offer greater accessibility for all citizens. By providing a uniform and accessible service, there is reasonable assurance that information is accessible to everyone at all times. While providing legal advertisements on individual political subdivisions' websites may appear to be an attractive option, some problems may exist. For example, governments may not be equipped with staff and resources to maintain their own legal advertisement website. In fact, many political subdivisions may lack their own site. A centralized website would address these concerns.

It is also important to note that the availability of legal advertisements on the internet would ensure statewide accessibility for advertisements. This would be especially important for agencies such as the Division of Highways that must advertise regionally. Finally it must be noted that internet advertisements have an advantage of being

available indefinitely whereas newspapers are only readily available for shorter periods of time if not days.

Conclusion

It is the Legislative Auditor's opinion that the use of electronic resources is a useful way to save money for the state, county, municipal governments, and other governmental entities.

It is the Legislative Auditor's opinion that the use of electronic resources is a useful way to save money for the state, county, municipal governments, and other governmental entities. The chart illustration shown in the Issue Summary of this report indicates that the use of the internet in West Virginia homes has become the norm. Further, internet access is available at all public libraries. **High availability of internet access, coupled with the fact that legal advertisements could be left on the internet for extended periods, demonstrates that by placing advertisements on the internet, public access would be increased.** This is especially important considering that the primary purpose of legal advertisements is to inform the public of governmental action.

The results of the survey show that newspaper legal advertisements are relatively expensive. The advancement of technology and the resulting cost savings make it necessary for the internet to be an alternative to newspaper advertisement. By allowing all governmental entities to utilize an electronic means of advertisement, a substantial amount of state, county, and local dollars could be saved. Therefore, the Legislative Auditor recommends that the Legislature consider amending statute to allow local government entities the option to place legal advertisements either on their own website or a centralized state website, and to require all state agencies to place such advertisements on the state centralized website.

Recommendation

The Legislative Auditor recommends that the Legislature consider amending statute to allow local government entities the option to place legal advertisements on either their own website or a centralized state website, and to require all state agencies to place such advertisements on the state's centralized website.

Appendix A: Statutory Requirements of Legal Advertisements

Citation	Section Title	Type
§3-11-3	Publication of proposed amendment by secretary of state	I
§5-1-16a	Expungement of criminal record upon full and unconditional pardon	I
§5-1-26	Fuel emergency, power of the governor to declare and emergency; duties of the governor with respect to such emergency; assistance of other state agencies and local law enforcement agencies; injunctive relief, penalties; jurisdiction	I
§6-9A-6	Enforcement by injunctions; actions in violation of article voidable; voidability of bond issues	I
§7-1-3a	Construction of waterworks; sewers and sewage disposal plants; improvements of streets, alleys and sidewalks; assessment of cost of sanitary sewers, improved streets and maintenance of roads not in the state road system	I
§7-1-3h	Authority and procedure for closing unused roads, streets and travel ways; notice and hearing; circuit court review	I
§7-2-4	Change of name of unincorporated town or of district; petition; notice	I
§7-8-7	Jail physician; clothing for indigent prisoners	I
§7-9-10	Accounts and reports	I
§7-11-2a	Authority to lease property for educational instruction in fire prevention and protection	I
§7-12-12	Contribution by county commissions, municipalities and others; funds and accounts; reports; audit and examination of books, records and accounts	I
§7-12A-3	Petition to establish maintenance association	I
§7-17-17	Contributions by county commissions, municipalities and others; funds and accounts; reports; audit and examination of books, records and accounts; penalties	I
§8-3-4	Same--Hearing and notice	I
§8-12-5	General powers of every municipality and the governing body thereof	I
§8-12-18	Sale, lease or disposition of other municipal property	I
§8-13-23	Preparation, publication and disposition of financial statements	I
§8-13A-8	Notice; hearing	I
§8-19-1	Acquisition and operation of municipal and county waterworks and electric power systems; construction of improvements to municipal and county electric power systems; extension beyond corporate limits; definitions	I
§8-26-3	Membership and organization of commission; reports and audits	I

§8-27-23	Competitive bids; publication of solicitation for sealed bids	I
§8A-3-6	Notice and public participation requirement for a comprehensive plan	I
§8A-3-7	Submission of comprehensive plan	I
§8A-4-3	Enactment of subdivision and land development ordinance	I
§8A-7-9	Amendment to the zoning ordinance by petition	I
§8A-8-11	Notice and hearing of appeal	I
§11-3-24	Review and equalization by county commission	I
§11-8-6g	Effect on special levy rates when appraisal results in tax revenue increase; public hearings	I
§11-19-7a	Seizures and sale of soft drink syrups by commissioner; forfeiture; collection of tax	I
§11-22-2	Rate of tax; when and by whom payable; additional county tax	I
§11A-3-3	Waiver of notice by person claiming lien	I
§15-1B-9	Enlisted personnel -- Discharge	I
§16-5F-4	Reports required to be published and filed; form or reports; right of inspection	I
§16-13-18a	Publication of financial statement	I
§16-13A-2	Creation of districts by county commission; enlarging, reducing, merging, or dissolving district; consolidation, agreements, etc.; infringing upon powers of county commission; filing list of members and districts with the Secretary of State	I
§16-13A-7	Acquisition and operation of district properties	I
§16-13A-18a	Sale, lease or rental of water, sewer, storm water or gas system by district; distribution of proceeds	I
§16-18-10	Bonds	I
§17-16A-13	Tolls, rents, fees, charges and revenues; competitive bidding on contracts	I
§17-24A-4	Abandoned or junked motor vehicles; notification to motor vehicle owner and lienholder; charges and fees; exceptions	I
§17A-8-12	Recovery of special mobile equipment; chain of custody; sale of unclaimed special mobile equipment; penalties	I

§17C-17A-12	Designating special coal resource transportation roads, highways and bridges	I
§18-5-4	Meetings; employment and assignment of teachers; budget hearing; compensation of members; affiliation with state and national associations	I
§19-4-9	General and special meetings	I
§19-9-15	Establishment of general quarantine	I
§19-23-13	Disposition of funds for payment of outstanding and unredeemed pari-mutuel tickets; publication of notice; irredeemable tickets; state races for dog tracks	I
§20-2-16	Dogs chasing deer	I
§22-4-9	Permits renewals and revisions	I
§22-14-7	Granting or rejecting applications for certificate of approval by division; publication of notice of application; hearing upon application	I
§24-2-4e	Environmental control bonds	I
§24-2-11	Requirements for certificate of public convenience and necessity	I
§24-2-11c	Siting certificates for certain electric generating facilities or material modifications thereof	I
§24A-2-5	Certificate of convenience and necessity	I
§24A-3-3	Permit	I
§31-3-2	Powers of boom company; boorage; lien; sale for tolls; free passage of logs	I
§31A-7-3	Conservatorship; reorganization	I
§32-2-202	Registration and notice filing procedure	I
§44-3A-19	Summary settlement before fiduciary supervisor	I
§48-25-101	Petition to circuit court or family for change of name; contents thereof; notice of application	I
§48-27-311	Service of process	I
§3-4A-13	Inspection of ballots and vote recording devices; duties of county commission, ballot commissioners and election commissioners; records relating to ballots and vote recording devices; receipt of election materials by ballot commissioners	I-0
§3-4A-26	Test of automatic tabulating equipment	I-0
§3-5-10	Publication of sample ballots and lists of candidates	I-0
§3-6-3	Publication of sample ballots and lists of candidates	I-0
§3-11-6	Proclamation of result of election by secretary of state; effective date of amendment ratified	I-0
§7-5-16	Preparation, publication and disposition of financial statements	I-0

§7-22-6	Notice; hearing	I-0
§7-22-15	Abolishment and dissolution of district; notice; hearing	I-0
§8-11-4	Ordinance procedures	I-0
§8-13A-15	Abolishment and dissolution of district; notice; hearing	I-0
§8-13B-6	Notice; hearing	I-0
§8-13B-13	Abolishment and dissolution of district; notice; hearing	I-0
§8-16-18	Rates, fees or charges for services rendered by works	I-0
§8-25-4	Delineation of regions and recommendations of governor thereon; publication of statement fixing regional boundaries; public hearings; certification of regional boundaries; change in boundaries	I-0
§8-25-7	Contracts for service, material, etc.; publication of notice for bids	I-0
§8-29A-10	Procedure for dissolution of authority	I-0
§8-38-6	Notice; hearing	I-0
§8-38-15	Abolishment and dissolution of district; notice; hearing	I-0
§11-1A-16	Administrative review of appraisal	I-0
§11-1B-5	Preparation of property list by tax commissioner; publication by sheriff	I-0
§11A-2-13	Publication and posting of delinquent tax lists	I-0
§17-2A-19a	Transfer of airspace; procedures to be followed	I-0
§22-18-10	Public participation in permit process	I-0
§22C-5-4	Establishment of commercial hazardous waste management facility siting board; composition; appointment; compensation; powers; rules; procedures	I-0
§30-30-3	Board of social work examiners	I-0
§59-3-2	Classification of legal advertisements; designation of newspapers; frequency of publication; posting; manner of publishing	I-0
§60-4-10	Notice of application for license	I-0
§18-9-3a	Preparation, publication and disposition of financial statements by county boards of education	I-0
§5A-3-45	Disposition of surplus state property; semiannual report; application of proceeds from sale	II
§7-11-2a	Authority to lease property for educational instruction in fire prevention and protection	II

§7-20-7	Establishment of impact fees; levies may be used to fund existing capital improvements	II
§8-20-4	Publication of abstract of ordinance and notice; hearing	II
§19-23-19	Tentative approval of application for construction permit; denial of application; publication of notice	II
§22-7-5	Notification of claim (Private developer, county in which well is located or to be located)	II
§22-15-13	Pre-siting notice (Person)	II
§22C-3-6	Powers, duties and responsibilities of board generally (Solid Waste Management Board)	II
§33-20B-4	Disapproval of filings	II
§37-6-24	Record of reentry; publication of certificate	II
§38-13-9	Sales by trustee; creditors may prescribe manner and terms; powers of fiduciary commissioner; compromising claims; continuing operation of business (Person)	II
§56-3-28	Requisites of publication in supreme court of appeals (Court)	II
§56-8-13	Further proceedings after reinstatement of case (Court, county in which the action is pending)	II
§60A-7-705	Procedures for forfeiture	II
§1-3-1	Notice of intention to create a new county	II
§1-3-14	Notice ad survey in case of changing county line	II
§4-7-7	Contracts for construction of state legislative building, etc; to be secured by bond; competitive bids required for contracts exceeding two thousand dollars; procedure	II
§5-6-7	Contracts with commission to be secured by bond; competitive bids required for certain contracts	II
§5D-1-5a	Publication of notice of certain meetings	II
§5D-1-5b	Public hearing before final consideration of bond issue of exercise of right of eminent domain	II
§5G-1-3	Contracts for architectural and engineering services; selection process where total project costs are estimated to cost two hundred fifty dollars or more	II
§6-3-1	Appointment of deputies and local conservators of the peace; powers and duties; compensation; vacating appointment of deputy sheriff; removal of conservators	II
§7-3-3	Sale of county or district property	II

§7-8-2a	Feeding and care of prisoners; purchase of food and supplies; contract for feeding of prisoners; records; inspection by health officer; payment of costs	II
7-11B-7	Creation of a development or redevelopment or district	II
§7-11B-8	Project plan -- approval	II
§7-11B-9	Project plan -- amendment	II
§7-12-7a	Findings respecting necessity for exercise of eminent domain; authorization to exercise right of eminent domain	II
§7-15-16	Competitive bids; publication of solicitation for sealed bids	II
§7-17-12	County fire services; petition; election; dedication; and increase	II
§7-20-12	Countywide service fees	II
§7A-4-2	Public hearings	II
§7A-5-2	Notice for election	II
§7A-6-2	Notice for election	II
§7A-7-2	Notice for election	II
§7A-8-1	Charter amendment	II
§8-2-3	Hearing on petition; notice; dismissal	II
§8-12-18	Sale, lease or disposition of other municipal property	II
§8-13-13	Special charges for municipal services	II
§8-16-7	Ordinance for construction, etc., of works	II
§8-17-8	Procedure when total cost to be apportioned among all abutters	II
§8-17-11	Apportionment among all abutters; limit on total cost chargeable to abutters; engineer's report; notice; hearings; correcting and laying assessments	II
§8-18-3	Notice to abutting owners before authorizing improvements; form of notice; affidavit of publication	II
§8-18-5	Report on completion; notice to abutting owners of assessments; hearings; correcting and laying assessments	II
§8-19-5	Publication of abstract of ordinance or order and notice; hearing	II
§8-27-10	Powers and duties of authorities generally	II
§8-27-12	Study and plan of operation; notice and hearing; adoption of mass transportation system	II
§8-27-13	Resolution authorizing acquisition or construction of urban mass transportation system	II
§8-28-7	State and political subdivisions empowered and authorized to lease airports and grounds to others	II

§8-31-1	Conditions to granting of franchise by governing body or county court; term of franchise; public service commission power and authority not affected	II
§8A-7-5	Enactment of zoning ordinance	II
§10-2A-6	Resolution for construction, etc., of establishment; notice and hearing	II
§11A-1-8	Notice of time and place for payment; mailing of tax tickets	II
§13-1-21	Advertisement and sale of bonds	II
§13-1-25	Copy of proceedings to be transmitted to attorney general for approval or disapproval; publication of approval or disapproval	II
§13-3-13	Substitute paying agents	II
§16-12-4	Publication and effective date of ordinances imposing penalty or making appropriation; certificate of clerk as proof of ordinances, orders and resolutions; evidence of passage and legal publication	II
§16-12-11	Letting contracts; manner and cost of building additions or extensions	II
§16-13-6	Publication and having upon ordinance	II
§16-18-6	Preparation and approval of redevelopment plans	II
§16-18-7	Disposal of property in redevelopment project	II
§16-29-A-5	Powers of authority	II
§17-4-19	Contracts for construction, materials, etc.; work by prison labor, etc.; bidding procedure	II
§17-10-8	Contracts - - Advertisement for letting	II
§17-10-9	Same - - Opening bids; award or rejection of bids; contractor's bond; publication of information as to bids; reserving portion of payment for work; penalties for unlawful conduct as to bids	II
§17-16A-13a	Public notice and hearing requirements	II
§18-2-13g	Procedure for contracting with insurers; licensing of insurer; exception of certain insurers from premium and annuity taxes	II
§18B-2-7	Authorization to sell all or part of Potomac State College of West Virginia University parcels of land located in New Creek and Keyser commonly known as the Potomac State College Farm listed on the public lands inventory as IPSC6. PSC Parcel No. 6,1...	II
§18B-5-7	Disposition of obsolete and unusable equipment, surplus supplies and other unneeded materials	II
§18B-12-10	Assignment or transfer of property to certain corporations	II

§18B-14-5	Authorization to sell property generally	II
§19-17-2	Rivers and streams as lawful fences; establishment or discontinuance	II
§19-21-4	Appointment of engineer; duties and compensation thereof; notice of application to form drainage district	II
§19-21-6	First meeting of owners; election of board of supervisors	II
§19-21-13	Assessment of benefits and damages; extension of district to include other lands; report of appraisers; compensation	II
§19-21A-3	Definitions	II
§20-1A-5	Public land corporation to hold public hearing before sale, lease, exchange or transfer of land or minerals	II
§20-1A-6	Competitive bidding and notice requirements before the development or extraction of minerals on certain lands; related standards	II
§20-3-19	Protection of forests against destructive insects and diseases; purposes and intent of section	II
§20-5-15	Authority to enter into certain operational contracts; terms and conditions; necessity for legislative notice and public hearing before certain facilities are placed under contract	II
§20-5K-3	Procedure for public participation	II
§22-6-9	Notice to property owners	II
§22-8-7	Same -- Further provisions	II
§22-9-2	Filing of maps and data by persons operating or proposing to operate gas storage reservoirs	II
§22-21-9	Notice to owners	II
§22C-1-6	Powers, duties and responsibilities of authority generally	II
§22C-4A-3	Referendum for approval of conversion of a Class B facility to a Class A facility	II
§22C-4A-4	Approval of increase in maximum allowable monthly tonnage of Class A facilities	II
§22C-6-3	Procedure for public participation	II
§22C-8-6	Rules; notice requirements	II
§22C-8-9	Application to establish a drilling unit; contents; notice	II
§22C-9-5	Rules; notice requirements	II
§24-2-4	Procedure for changing rates	II
§24-2-4a	Procedure for changing rates after June 30, 1981	II

§24-2-11a	Requirement for certificate of public convenience and necessity before beginning construction of high voltage transmission line; contents of application; notice; hearing; criteria for granting or denying certificate; regulations	II
§28-5-11	Employment of convicts by contract; advertisement	II
§29-22B-180	Procedures for forfeiture	II
§31-2-15	Same--Rights and duties of purchaser	II
§31-3-2	Powers of boom company; boomage; lien; sale for tolls; free passage of logs	II
§31-20-5a	Bidding procedures	II
§31A-4-12	Impairment of capital forbidden; remedies; assessments; sale of stock	II
§31A-4-15	Required annual filings before exercising trust powers; penalties; notice of failure to comply	II
§31A-4-40	Permissive closing on fixed weekday or portions of weekdays; notice of closings; emergency closings; procedures	II
§34-1-1	Taking up estray or boat	II
§34-2-2	Notice of suit	II
§35-1-10	Notice of conveyance or lien; proof thereof	II
§35-5-2	Sale of part of cemetery; prohibitions	II
§37-13-3	Parties; notice	II
§38-1-4	Notice of sale	II
§38-1-10	Who may require trustee to give bond; new trustee on failure to give; notice	II
§38-2-15	Publication and posting of notice to nonresident owner or owner not found	II
§38-3-11	Enforcement of judgment lien by suit--Publication of notice to lienholders	II
§38-5-8	Sale of real estate conveyed to officer	II
§38-12-3	Release by trustee when unnamed persons are secured; publication; effect	II
§38-13-5	Notice by trustee to creditors; publication and mailing	II
§39-3-11	Taking testimony as to lost records--Publication of notice	II
§44-2-2	Fiduciary commissioner to publish notice of time for receiving claims against decedents estates	II
§44-3A-4	Notice of claim; settlement in certain cases	II
§44-4-9	Publication of list of fiduciaries prior to settlements	II
§44-8-8	Reference to special commissioner and publication of notice to creditors in such suit	II
§44-9-3	Application for probate or administration, and publication of notice thereof	II

§44-9-9	Publication in such suit	II
§44-11-2	Affidavit as to publication of notice	II
§44-11-5	Notice of application and evidence required before order of transfer made	II
§44-11-7	What notice and evidence required before such transfer made	II
§44-11-8a	Removal of property of resident infant, incompetent or insane person from this state by nonresident testamentary guardian or nonresident committee	II
§48-22-701	Proceedings	II
§49-6-1	Petition to court when child believed neglected or abused; notice	II
§49-7-27	Emancipation	II
§51-6-14	Application of unclaimed funds in hands of general receiver of circuit court	II
§54-2-3	Notice; riparian owner affected by taking water	II
§56-3-24	Contents of order of publication; publishing	II
§56-7-3	Notice by commissioner	II
§60-6-21	Court procedures as to contraband and forfeited articles	II
§61-3-52	Wrongful injuries to timber; criminal penalties	II
§3-1-7	Precinct changes; procedure; precinct record	II-0
§3-4-2	Procedures for adopting voting machines	II-0
§3-4A-3	Procedure for adopting electronic voting systems	II-0
§3-4A-4	Procedure for terminating use of electronic voting systems	II-0
§3-5-21	Party conventions to nominate presidential electors; candidates; organization; duties	II-0
§3-10-2	Vacancy in the office of the governor	II-0
§3-10-3	Vacancies in the offices of state officials, United States senators and judges	II-0
§3-10-4	Vacancies in representation in Congress	II-0
§3-10-5	Vacancies in state legislature	II-0
§3-10-6	Vacancy in the office of circuit clerk	II-0
§7-1-3nn	Election on ordinance for program for transfer of development rights; form of ballots or ballot labels; procedure	II-0
§7-14B-21	County commission of counties with a population of less than twenty-five thousand may place correctional officers under civil service; protest and election with respect thereto	II-0
§8-2-5	Special election - - Voting precincts; time for election; supplies; commissioners and clerks; notice	II-0

§8-3-6	Same - - Special election; time for election; notice; voting precincts; supplies; officials; certification; canvass; declaration of results; recount	II-0
§8-4-2	Charter board; number of members; qualifications of members; nominations; notice; ballots and ballot labels; election of a charter board; effect of vote on question as to charter board	II-0
§8-4-8	Same -- An alternate plan	II-0
§8-5-3	When first election of officers of a town or village held; notice	II-0
§8-6-2	Petition for annexation	II-0
§8-12-17	Sale or lease of municipal public utility	II-0
§8-29-16	Contributions to authorities; funds and accounts of authorities	II-0
§8-29A-4	Funds; accounting; reporting	II-0
§8-32-2	Membership and participation in area development corporations	II-0
§8-33-8	Contributions to commissions; funds and accounts of commissions; reports; audits	II-0
§8A-7-7	Election on a zoning ordinance	II-0
§8A-7-13	Process to replace nontraditional zoning ordinance	II-0
§11-3-2a	Notice of increased assessment required; exceptions to notice; notice of special valuation	II-0
§11-3-24	Review and equalization by county commission	II-0
§11-8-6e	Effect on regular levy rate when appraisal results in tax increase; public hearings	II-0
§11-8-6g	Effect on special levy rates when appraisal results in tax revenue increase; public hearings	II-0
§11-8-17	Special levy elections; notices; elections officers; conduct of election; supplies; canvass of returns; form of ballot	II-0
§11-8-32	Publication	II-0
§11-10-13-c	Sale of seized property	II-0
§11A-2-10a	Notice of delinquency	II-0
§11A-3-13	Publication by sheriff of sales list	II-0
§13-1-8	Publication of notice of election	II-0
§16-12-1	Incorporation as sanitary district for sewage disposal; petition, notice and hearing; election; form of ballot; expenses of election	II-0
§16-12-9	Borrowing money; procedure for issuance of revenue or tax obligation bonds; debt limitation	II-0

§16-13-16	Rates for service; deposit required for new customers; forfeiture of deposit; reconnecting deposit; tenants deposit; change or readjustment; hearing; lien and recovery; discontinuance of services	II-0
§16-13-23a	Additional powers of municipality upon receipt of order to cease pollution	II-0
§16-13B-5	Notice to property owners before creation of assessment district and construction of project; form of notice; affidavit of publication	II-0
§16-13B-6	Petition of property owners for creation of assessment district	II-0
§16-13B-9	Provisions for construction of a project	II-0
§16-13B-10	Notice to property owners of assessments; hearings, correcting and laying assessments; report on project completion; permits	II-0
§16-13E-5	Notice to property owners before creation or expansion of community enhancement district and construction or acquisition of project; form of notice; affidavit of publication	II-0
§16-13E-8	Notice to property owners of assessments; correcting and laying assessments; report on project completion; credits	II-0
§18-9-2	Election under this chapter; procedure	II-0
§19-12A-5	Powers, duties and responsibilities of commission	II-0
§19-21-14	Publication of appraisers' report	II-0
§19-23-8a	Applications for Sunday racing; local option election procedures; protest procedures against approval	II-0
§19-23-8b	Horse or dog racing after six o'clock postmeridian on Sundays; application therefore; tentative approval; publication of notice; petition for local option election; local option election procedure; effect of such election	II-0
§19-23-8c	Local option election procedure; form of ballot or ballot labels; effect of such election	II-0
§19-23-21	Local option election procedure; form of ballots or ballot labels	II-0
§20-1-7	Additional powers, duties and services of director	II-0
§20-2-5	Unlawful methods of hunting and fishing and other unlawful acts	II-0
§29-22A-8	Form of application; local option elections; issuance of license; notice of incomplete application; notice of license or permit denial, suspension or revocation; procedure for review of license permit denial, suspension or revocation; fees, ...	II-0
§29-22B-110	Bidding process	II-0
§29-25-7	Local opinion	II-0
§31-20-5	Powers and duties of the authority; bidding procedures	II-0

§38-4-20	Time and place for sale of personal property under distraint, levy or order of court; posting or publishing notice; conduct and terms of sale	II-0
§44-3A-1	Election to make article applicable	II-0
§47-2A-3	Publication of royalty rates; notice requirement; sanctions for failure to publish	II-0
§47-20-26	County opinion election	II-0
§47-21-24	County opinion election	II-0
§50-1-6	Vacancy in office of magistrate	II-0
§59-3-2	Classification of legal advertisements; designation of newspapers; frequency of publication; posting; manner of publishing	II-0
§60-3A-10	Bidding procedures	II-0
§60-5-4	Notice of election; when held; election officers	II-0
§61-10-28	Same--Local option election; petition; election procedure; form of ballot; effect of such election	II-0
§8-7-2	Procedure to decrease corporate limits	II-0
§55-12A-5	Persons to be joined as defendants; contents of verified petition; notice; guardian ad litem	III
§56-2-2	Service by publication	III
§18-5-13a	School closing or consolidation	III
§18-7C-5	Notice, education, record-keeping requirements	III
§22-4-5	Quarry permit requirements	III
§22-4-6	Application review, public notice and comment, and permit approval	III
§29-22B-180	Disposition of other forfeited property; distribution of proceeds	III
§36-2-12a	Summary proceedings for sale or lease; petition	III
§55-12-2	Notice of sale; contents; publication	III
§60A-7-707	Disposition of other forfeited property; distribution of proceeds	III
§8A-9-2	Notice to adverse parties	III-0
§11A-3-2	Second publication of list of delinquent real estate; notice	III-0
§11A-3-22	Service of notice	III-0
§11A-3-46	Publication of notice of auction	III-0
§11A-3-55	Service of notice	III-0
§14-1-8	Sale of real estate under execution--Notice; place	III-0
§14-1-28	Debts due state from sheriffs or other officers--Notice of sale	III-0
§19-21-21	When taxes payable; suit by supervisors to collect delinquent taxes; suit by bondholder	III-0

§22-13-9	Procedure for issuance or denial of permit; transfer of permits	III-0
§31A-7-13	Claims procedure	III-0
§59-3-2	Classification of legal advertisements; designation of newspapers; frequency of publication; posting; manner of publishing	III-0
§8-12-16	Ordinances regulating the repair, closing, demolition, etc., of dwellings or buildings unfit for human habitation; procedures	III-0

Appendix B: State Agency and Political Subdivision Legal Advertisement Expenditures

State Agencies Legal Advertisement Expenditures

Agency	FY 2005	FY 2006	FY 2007	Total FY 05-07
Agriculture	\$3,515.50	\$6,808.02	\$1,600.84	\$11,924.36
Attorney General	\$0.00	\$0.00	\$0.00	\$0.00
Auditor	\$162,534.00	\$196,856.70	\$246,005.80	\$605,396.50
Governor	\$419.48	\$629.23	\$2,855.48	\$3,904.19
Secretary of State	\$21,952.45	\$636.12	\$0.00	\$22,588.57
Treasurer	\$0.00	\$0.00	\$0.00	\$0.00
Administration	\$5,194.51	\$10,370.83	\$6,704.97	\$22,270.31
Commerce	\$4,307.77	\$12,176.51	\$25,052.52	\$41,536.80
Concord	\$398.27	\$572.28	\$237.05	\$1,207.60
Education	\$0.00	\$0.00	\$0.00	\$0.00
Education and the Arts	\$607.28	\$607.28	\$607.28	\$1,821.84
Environmental Protection	\$39,711.34	\$48,738.86	\$53,383.85	\$141,834.05
Fairmont	\$835.14	\$920.09	\$660.55	\$2,415.78
Health and Human Resources	\$56,935.41	\$56,935.41	\$56,935.41	\$170,806.23
Marshall University	\$1,804.24	\$1,934.63	\$2,251.51	\$5,990.38
Military Affairs and Public Safety	\$0.00	\$0.00	\$119.31	\$119.31
Revenue	\$36,414.92	\$3,409.61	\$6,172.17	\$45,996.70
Senior Services	\$0.00	\$0.00	\$0.00	\$0.00
Supreme Court of Appeals	\$43,345.60	\$47,367.05	\$47,199.58	\$137,912.23
Joint Committee on Government and F	\$745.62	\$769.82	\$730.55	\$2,245.99
Turnpike Authority	\$10,546.73	\$8,773.60	\$2,828.17	\$22,148.50
Transportation	\$509,746.25	\$390,585.87	\$588,832.83	\$1,489,164.95
West Virginia University	\$10,553.00	\$10,015.94	\$16,382.49	\$36,951.43
Total	\$909,567.51	\$798,107.85	\$1,058,560.36	\$2,766,235.72

Counties Legal Advertisement Expenditures

County	FY 2005	FY 2006	FY 2007	Total FY 05-07
Barbour	\$42,810.47	\$31,924.83	\$66,796.56	\$141,531.86
Berkeley	\$62,919.10	\$87,340.21	\$69,462.14	\$219,721.45
Boone	\$29,458.84	\$37,617.01	\$34,942.87	\$102,018.72
Braxton	\$12,146.80	\$12,146.80	\$12,146.80	\$36,440.40
Brooke	\$16,241.61	\$16,241.61	\$16,241.61	\$48,724.83
Cabell	\$115,167.80	\$119,539.06	\$124,884.72	\$359,591.58
Calhoun	\$10,455.00	\$16,910.00	\$14,903.00	\$42,268.00
Clay	\$19,784.90	\$29,142.18	\$16,739.00	\$65,666.08
Doddridge	\$17,782.12	\$18,367.43	\$15,801.35	\$51,950.90
Fayette	\$69,250.43	\$75,932.33	\$76,104.21	\$221,286.97
Gilmer	\$44,392.64	\$44,602.05	\$46,395.04	\$135,389.73
Grant	\$10,430.67	\$18,104.67	\$13,401.56	\$41,936.90
Greenbrier	\$54,000.00	\$51,150.00	\$61,900.00	\$167,050.00
Hampshire	\$25,216.32	\$34,991.64	\$34,092.82	\$94,300.78
Hancock	\$39,788.82	\$41,919.77	\$41,536.09	\$123,244.68
Hardy	\$18,532.95	\$12,412.83	\$11,076.37	\$42,022.15
Harrison	\$61,065.29	\$76,993.95	\$87,086.15	\$225,145.39
Jackson	\$34,967.97	\$35,625.87	\$65,541.44	\$136,135.28
Jefferson	\$26,876.25	\$42,888.38	\$28,259.54	\$98,024.17
Kanawha	\$252,705.90	\$243,354.34	\$251,565.12	\$747,625.36
Lewis	\$20,340.26	\$32,275.27	\$35,063.32	\$87,678.85
Lincoln	\$98,509.46	\$99,577.10	\$144,041.14	\$342,127.70
Logan	\$68,647.01	\$59,643.54	\$74,942.20	\$203,232.75
Marion	\$77,215.59	\$77,575.12	\$86,847.54	\$241,638.25
Marshall	\$31,755.22	\$39,733.45	\$46,758.06	\$118,246.73
Mason	\$16,228.58	\$24,776.49	\$19,441.58	\$60,446.65
McDowell	\$42,657.86	\$71,275.52	\$33,657.22	\$147,590.60
Mercer	\$39,352.75	\$54,097.47	\$78,881.16	\$172,331.38
Mineral	\$25,157.99	\$27,836.34	\$26,732.48	\$79,726.81
Mingo	\$39,098.23	\$44,989.91	\$48,019.86	\$132,108.00
Monongalia	\$77,625.00	\$86,791.00	\$80,421.00	\$244,837.00
Monroe	\$12,269.02	\$23,253.28	\$13,160.34	\$48,682.64

Counties Legal Advertisement Expenditures

County	FY 2005	FY 2006	FY 2007	Total FY 05-07
Morgan	\$13,709.77	\$15,890.50	\$14,785.03	\$44,385.30
Nicholas	\$5,546.49	\$11,703.02	\$8,569.69	\$25,819.20
Ohio	\$0.00	\$43,145.00	\$40,700.00	\$83,845.00
Pendleton	\$12,050.30	\$10,893.88	\$7,330.63	\$30,274.81
Pleasants	\$9,817.38	\$10,435.80	\$6,708.70	\$26,961.88
Pocahontas	\$12,114.42	\$13,972.69	\$14,442.77	\$40,529.88
Preston	\$55,718.71	\$55,479.70	\$68,919.58	\$180,117.99
Putnam	\$73,030.59	\$84,466.87	\$75,807.82	\$233,305.28
Raleigh	\$49,775.85	\$55,613.43	\$58,389.84	\$163,779.12
Randolph	\$20,198.73	\$23,900.98	\$24,139.12	\$68,238.83
Ritchie	\$49,989.56	\$49,118.40	\$37,825.70	\$136,933.66
Roane	\$58,645.88	\$59,010.37	\$64,432.20	\$182,088.45
Summers	\$11,471.85	\$8,784.94	\$8,381.64	\$28,638.43
Taylor	\$5,613.93	\$20,792.99	\$11,684.96	\$38,091.88
Tucker	\$12,656.22	\$10,883.59	\$15,306.69	\$38,846.50
Tyler	\$12,613.05	\$14,341.15	\$17,823.13	\$44,777.33
Upshur	\$46,315.75	\$65,114.32	\$65,848.78	\$177,278.85
Wayne	\$47,960.79	\$55,350.65	\$57,452.86	\$160,764.30
Webster	\$44,607.00	\$57,755.00	\$44,789.00	\$147,151.00
Wetzel	\$19,342.37	\$17,913.82	\$25,385.43	\$62,641.62
Wirt	\$16,415.09	\$23,112.97	\$28,257.02	\$67,785.08
Wood	\$95,254.77	\$79,322.31	\$99,475.02	\$274,052.10
Wyoming	\$32,624.55	\$36,486.32	\$28,250.20	\$97,361.07
Total	\$2,218,323.90	\$2,512,518.15	\$2,601,548.10	\$7,332,390.15

10 Most Populous Municipalities Legal Advertisement Expenditures

City	FY 2005	FY 2006	FY 2007	Total FY 05-07
Beckley	\$15,540.00	\$15,540.00	\$15,540.00	\$46,620.00
Charleston	\$44,469.51	\$42,314.55	\$50,438.01	\$137,222.07
Clarksburg	\$7,611.00	\$7,854.00	\$10,061.00	\$25,526.00
Fairmont	\$5,814.16	\$6,211.14	\$7,438.13	\$19,463.43
Huntington	\$16,000.00	\$7,000.00	\$0.00	\$23,000.00
Martinsburg	\$34,960.53	\$33,237.36	\$32,142.80	\$100,340.69
Morgantown	\$8,198.96	\$10,204.54	\$10,123.89	\$28,527.39
Parkersburg	\$61,276.37	\$46,286.14	\$50,452.27	\$158,014.78
Weirton	\$8,635.00	\$8,337.00	\$7,977.00	\$24,949.00
Wheeling	\$11,829.40	\$10,059.18	\$11,538.55	\$33,427.13
Total	\$214,334.93	\$187,043.91	\$195,711.65	\$597,090.49

Appendix C: Office of Technology Statement of Work

**Office of Technology Cost Estimate
As Requested by
The Legislative Auditor's Office
8/31/2007**

- Review Deliverables
- Discuss method of communication (i.e. e-mail, shared document storage location, etc.)
- Determine if the critical deadline date can be met
- Determine if the request complies with the Governor's Office of Technology, State of WV IT Strategic Plan

Items of Note:

1. Layout (look & navigation):

- The look and navigation will be based on current practices and paradigm and must be accepted and approved by the Client. Goals: Easy Navigation, ADA compliance, latest version of major browsers to be supported.

2. Site Content:

- The initial load and maintenance of content will be the responsibility of the client.

3. Any requests for modifications or change request

- Will be estimated and scheduled by the Office of Technology. Roughly, a request estimated at five (5) hours will take approximately one (1) work day from the estimated start date. 15 hours will take approximately three (3) work days from the estimated start date.

4. Implementation of changes or modifications

- Will be determined based on OOT's current schedule of priorities and available resources. However, in the event of catastrophic failure or other extenuating circumstances, the agency may be moved to the head of the queue.

Estimated Development Time (range)	<u>LOW 930 hrs @ \$70.00 hr</u>	<u>HIGH 1,255 hrs @ \$70.00 hr</u>
1. Estimated Development Cost (range)	: (930 hr)\$65,100	(1,255 hr)\$87,850
• Business Rules Analysis	: (240 hr)\$16,800	(360 hr)\$25,200
• Site Programmer/Developer	: (300 hr)\$21,000	(375 hr)\$26,250
• DBA	: (150 hr)\$10,500	(240 hr)\$16,800
• Training Strategy	: (40 hr)\$ 2,800	(40 hr)\$ 2,800
• QA / Testing	: (40 hr)\$ 2,800	(40 hr)\$ 2,800
• Rollout / Implementations	: (40 hr)\$ 2,800	(40 hr)\$ 2,800
• Project Management	: (120 hr)\$ 8,400	(160 hr)\$11,200
2. Ongoing Estimated Monthly Cost (Total)	: \$183.00 per month	
• Web Hosting - 50mb space	: \$ 20.00 per month	
• Server Maintenance (co-hosted)	: \$ 60.00 per month	
• Tivoli Backup (0.0075) per MB	: \$ 00.38 (50MB) per month	
• Internet Connectivity (bandwidth)	: \$ 28.50 per month	
• SQL Server Database	: \$ 75.00 per month	

Note: Additional Storage available at \$1.00/10MB per month or \$5.00/100MB per month for (SQL Server Database or Web Application).

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**Office of Technology Cost Estimate
As Requested by
The Legislative Auditor's Office
8/31/2007**

Note: Costs are based on current OOT rates. (Rates are subject to change)

3. Estimated Additional Cost (Domain registration)

Domain registration for site "www.Something?????????.com".

- .gov Domains cost : \$ 125.00 per year
- non .gov Domains cost : \$ 35.00 per year (reduced rates for longer periods)

4. Estimated Storage Growth: The assumption that this estimation is based on could change dramatically based on the outcome of the business needs analysis. (Number Months X Per Month Growth) + Static Storage to determine = anticipated storage requirements. Note: Changing Avg. Word Count and Characters Per Word affects the Per Month Growth Constant used - recalculation would be required.

Legal Notices Per Month	Avg. Word Count	Characters Per Word	Number Months	Per Month Growth
1000	300	5.5	1	3.12 MB
Static Storage				5 MB