

1 COMMITTEE SUBSTITUTE

2 FOR

3 **Senate Bill No. 543**

4 (By Senators Snyder and Stollings)

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6 [Originating in the Committee on Government Organization;  
7 reported March 27, 2013.]  
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9  
10 A BILL to amend the Code of West Virginia, 1931, as amended, by  
11 adding thereto a new section, designated §4-2-4a; and to amend  
12 said code by adding thereto a new section, designated §30-1A-  
13 2a, all relating to the Legislative Auditor; authorizing the  
14 Legislative Auditor to establish and charge fees for the  
15 sunrise application review process; reporting requirements;  
16 and terminating these fees on July 1, 2015.

17 *Be it enacted by the Legislature of West Virginia:*

18 That the Code of West Virginia, 1931, as amended, be amended  
19 by adding thereto two new section designated §4-2-4a and §30-1A-2a,  
20 all to read as follows:

21 **CHAPTER 4. THE LEGISLATURE.**

22 **ARTICLE 2. LEGISLATIVE AUDITOR; POWERS; FUNCTIONS; DUTIES;**  
23 **COMPENSATION.**

24 **§4-2-4a. Authorizing Auditor to establish and charge fees for the**  
25 **sunrise application review process.**

26 (a) The Legislative Auditor may establish a graduated fee  
27 schedule related to the actual cost for the review of a sunrise

1 application, under the provisions of article one-a, chapter thirty  
2 of this code.

3 (b) The Legislative Auditor may collect, and the professional  
4 or occupational group or organization, an individual or board shall  
5 pay, the fee established by the Legislative Auditor for the review  
6 of a sunrise application.

7 (c) The Legislative Auditor shall render to the professional  
8 or occupational group or organization, individual or board liable  
9 for the fee a statement of the fee as soon as practicable after the  
10 costs were incurred. It is the duty of the professional or  
11 occupational group or organization, an individual or board to  
12 promptly pay in the manner that other claims and accounts are paid.

13 (d) The money received by the Legislative Auditor from this  
14 source shall be expended only for the purpose of covering the costs  
15 associated with the review of a sunrise application, unless  
16 otherwise directed by the Legislature.

17 (e) The Legislative Auditor shall report annually by January  
18 1 to the Joint Committee on Government Organization the following:

19 (1) The fees charged for the review of sunrise applications;

20 (2) The professional or occupational group or organization,  
21 individual or board liable for the fee;

22 (3) Whether the fees were paid promptly; and

23 (4) Any other information required by the Joint Committee on  
24 Government Organization.

25 (f) The provisions of this section terminate on July 1, 2015.

26 **CHAPTER 30. PROFESSIONS AND OCCUPATIONS.**

27 **ARTICLE 1A. PROCEDURE FOR REGULATION OF OCCUPATIONS AND**  
28 **PROFESSIONS.**

1 **§30-1A-2a. Fee schedule for sunrise application review process.**

2       (a) The Legislative Auditor may collect, and the professional  
3 or occupational group or organization, an individual or board shall  
4 pay, the fee established by the Legislative Auditor for the review  
5 of a sunrise application, established under the provisions of  
6 section four-a, article two, chapter four of this code.

7       (b) The provisions of this section terminate on July 1, 2015.