

1 COMMITTEE SUBSTITUTE

2 FOR

3 **Senate Bill No. 32**

4 (By Senator Snyder)

5 _____
6 [Originating in the Committee on Government Organization;
7 reported January 30, 2014.]

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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
13 §30-1A-2a, all relating to the sunrise application review
14 process; authorizing the Legislative Auditor to establish and
15 charge fees for the sunrise application review process; and
16 reporting requirements.

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 a new section, designated §4-2-4a; and that said
20 code be amended by adding thereto a new section, designated
21 §30-1A-2a, all to read as follows:

22 **CHAPTER 4. THE LEGISLATURE.**

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

25 **§4-2-4a. Authorizing Legislative Auditor to establish and charge**

1 **fees for the sunrise application review process.**

2 (a) The Legislative Auditor may establish a fee schedule
3 related to the actual cost for the review of a sunrise application,
4 under the provisions of article one-a, chapter thirty of this code.

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

9 (c) The Legislative Auditor shall render to the professional
10 or occupational group or organization, an individual or board
11 liable for the fee a statement of the fee as soon as practicable
12 after the costs for the review of a sunrise application are
13 incurred. The professional or occupational group or organization,
14 an individual or board shall promptly pay the fee in the manner
15 that other claims and accounts are paid.

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

20 (e) The Legislative Auditor shall report annually by January
21 1, to the Joint Committee on Government Organization, the
22 following:

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

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

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

1 (4) Any other information required by the Joint Committee on
2 Government Organization.

3 **CHAPTER 30. PROFESSIONS AND OCCUPATIONS.**

4 **ARTICLE 1A. PROCEDURE FOR REGULATION OF OCCUPATIONS AND**
5 **PROFESSIONS.**

6 **§30-1A-2a. Fee for sunrise application review process.**

7 The Legislative Auditor may collect, and the professional or
8 occupational group or organization, an individual or board shall
9 pay the fee established by the Legislative Auditor for the review
10 of a sunrise application, established under the provisions of
11 section four-a, article two, chapter four of this code.