

COMMITTEE SUBSTITUTE

FOR

Senate Bill No. 32

(By Senator Snyder)

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

A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §4-2-4a; and to amend said code by adding thereto a new section, designated §30-1A-2a, all relating to the sunrise application review process; authorizing the Legislative Auditor to establish and charge fees for the sunrise application review process; and reporting requirements.

Be it enacted by the Legislature of West Virginia:

That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new section, designated §4-2-4a; and that said

code be amended by adding thereto a new section, designated §30-1A-2a, all to read as follows:

CHAPTER 4. THE LEGISLATURE.

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

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

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

5 (b) The Legislative Auditor may collect, and the
6 professional or occupational group or organization, an
7 individual or board shall pay, the fee established by the
8 Legislative Auditor for the review 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
14 organization, an individual or board shall promptly pay the fee
15 in the manner that other claims and accounts are paid.

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

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

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

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

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

28 (4) Any other information required by the Joint
29 Committee on Government Organization.

CHAPTER 30. PROFESSIONS AND OCCUPATIONS.

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

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

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