

SEPTEMBER 7



TENTATIVE AGENDA

LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

SUNDAY, SEPTEMBER 7, 1986

12:00 - 2:00 P. M.

COMMITTEE MEETING ROOM, E-226

1. Approval of Minutes
2. REVIEW OF LEGISLATIVE RULES:
 - a. Water Resources Board - Series I, Water Quality Standards
 - b. Water Resources Board - Series II, National Pollutant Discharge Elimination System

(Presentation by Robert Parsons,
Assistant Attorney General)
 - b. Board of Health - Rules and regulations relating to hospital licensure. (Motion by Senator Boettner to reconsider the action whereby the Committee rejected the proposed rule.)
 - c. Department of Health - Rules and regulations relating to methods and standards for chemical test for intoxication.
 - d. WV Board of Embalmers and Funeral Directors - Regulations governing the Board of Embalmers and Funeral Directors.
 - e. WV Hospital Finance Authority - Establishment of Fee Schedule and Cost Allocations applicable to the Issuance of Bonds by the WV Hospital Finance Authority.
 - f. Tax Department - B & O Tax, Chapter 11-10, Series XIII
 - g. Tax Department - The following proposed rules all relate to property reappraisal:

Administrative Review of Appraisals.

Review of Appraisals by County
Commission sitting as Administrative Appraisal
Review Board.

Review of Circuit Court on Certiorari.

Listing of interest Natural Resources for First
State Reappraisal; Provision for Penalties.

Guidelines for Assessors to assure fair and uniform
personal property values.

Additional Review and Implementation of property
reappraisals.

3. Other business.

Sunday Sept. 7, 1986

Legislative Rule-Making Review Committee
(Code §29A-3-10)

12:00 - 2:00 p.m.

Dan Tonkovich,
ex officio nonvoting member

Joseph P. Albright,
ex officio nonvoting member

Senate

House

Williams, R., Chairman
Boettner
Rogers
Tomblin
Harman
Shaw

Casey, Chairman
Knight
Schifano
Wiedebusch
Shaffer
Springston

At the request of the co-chairmen, the meeting was
delayed until 2:00 p.m.

Sunday, Sept. 7, 1986

Legislative Rule-Making Review Committee
(Code §29A-3-10)

2:00 p.m.

Dan Tonkovich,
ex officio nonvoting member

Joseph P. Albright,
ex officio nonvoting member

Senate

House

Williams, R., Chairman (absent)
Boettner (absent)
Rogers (absent)
Tomblin
Harman (absent)
Shaw

Casey, Chairman
Knight
Schifano
Wiedebusch
Shaffer
Springston

The meeting was called to order by Mr. Casey, Co-Chairman.

The minutes of the July 20, 1986, meeting were approved.

Mr. Knight asked that item g. on the agenda be taken up for immediate consideration. Without objection, item g., Board of Health - Rules and regulations relating to hospital licensure, was taken up for immediate consideration.

Mr. Knight moved that the Committee reconsider its action whereby it rejected the proposed rule. The motion was adopted.

Mr. Knight moved that the proposed rule be modified to exempt Appalachian Regional Health Centers from coverage under the proposed rule. The motion was adopted.

Mr. Shaffer moved that the modifications agreed to by counsel and the Board be approved. The motion was adopted.

Mr. Knight moved that the proposed rule be approved as modified. The motion was adopted.

Mr. Shaffer asked that the rule proposed by the Department of Health - Rules and regulations relating to methods and standards for chemical test for intoxication be taken up for immediate consideration. Without objection, the proposed rule was taken up for immediate consideration.

Mr. Casey asked if there was anyone present from the Department to speak on the proposed rule. Kay Howard of the Health Department briefly explained the proposed rule and answered questions from the Committee.

Debra Graham, Associate Counsel, briefly explained the proposed rule and the modifications suggested by her and agreed to by the Department.

Sgt. H. W. Richardson, II, of the Department of Public Safety answered questions on the proposed rule.

Mr. Shaffer moved that the proposed rule be approved as modified. The motion was adopted.

Mike Mowery, Committee Counsel, explained that the Tax Department has proposed seven rules relating to reappraisal and that although most of the need for these rules has already passed that there may still be a need for them in the future.

Mr Mowery explained the first proposed rule which relates to Administrative Review of Appraisals. He stated that the Department had agreed to several minor amendments and to a substantive amendment to Section 16.7.1 and he explained the

amendments.

Mr. Knight moved that the amendments be approved. The motion was adopted.

Mr. Shaw moved that the proposed rule be approved as amended. The motion was adopted.

Mr. Mowery explained the second proposed rule which relates to Review of Appraisals by County Commission sitting as Administrative Appraisal Review Board. He stated that the Department had agreed to several minor amendments as well as an amendment to the definition of good cause.

Mr. Knight moved that the amendments be approved. The motion was adopted.

Mr. Knight moved that the proposed rule be approved as amended. The motion was adopted.

Mr. Mowery explained the third proposed rule relating to Review of Circuit Court on Certiorari. He explained that the definition of good cause should be stricken from the rule because it is unnecessary. He also told the Committee that he feels that the provision in the rule requiring that the party seeking review bears the expense of review is in conflict with the Code, which allows the judge to determine which party pays the costs, but that the Department does not feel that it could afford to bear the costs of review.

Due to the reconvening of the Special Session of the Legislature, the meeting was adjourned.

ROLL CALL - LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

DATE: 9-7-86

TIME: 2 p.m.

NAME	Present	Absent	Yeas	Nays
Albright, Joseph P.				
Casey, James M.	✓			
Knight, Thomas A.	✓			
Schifano, Larry E.	✓			
Wiedebusch, Larry	✓			
Shaffer, Charles R.	✓			
Springston, Benjamin	✓			
Tonkovich, President				
Williams, Ralph D.				
Boettner, John "Si"				
Rogers, J. Robert				
Tomblin, Earl Ray	✓			
Harman, C. N.				
Shaw, Michael	✓			

ROLL CALL - LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

DATE: 9-7-86

TIME: 12:00 - 2:00 p.m.

NAME	Present	Absent	Yeas	Nays
Albright, Joseph P.				
Casey, James M.				
Knight, Thomas A.	✓			
Schifano, Larry E.				
Wiedebusch, Larry	✓			
Shaffer, Charles R.	✓			
Springston, Benjamin	✓			
Tonkovich, President				
Williams, Ralph D.				
Boettner, John "Si"				
Rogers, J. Robert				
Tomblin, Earl Ray	✓			
Harman, C. N.				
Shaw, Michael				

REGISTRATION OF PUBLIC
AT
COMMITTEE MEETINGS
WEST VIRGINIA LEGISLATURE

COMMITTEE: Leg Rule-Making Review

DATE: 9-7-86

NAME	ADDRESS	REPRESENTING	PLEASE CHECK (X) IF YOU DESIRE TO MAKE A STATEMENT
Please print or write plainly			
Robert J. O'Neil	Charleston	Appalachian Regional	As if needed
JOHN AILES	ROMNEY, W. Va.	Healthcare	
JOHN AILES	ROMNEY, W. Va.	WATER RESOURCES BOARD	AS REQUIRE
BOB PARSONS	CHARLESTON W. Va.	"	"
Kary Howard	Charleston WV	Health Department	If needed
David T. Embold	Lexington Ky	App. Reg. Healthcare, etc.	"
W. K. Frazier	Suttonville W. Va.	Molony Camp	
John Montgomery	Charleston	Tax Dept.	if needed
Bob Searles	Charleston	Hospital Finance Authority	if needed.
E. Stiles	Chas	WVHA	As necessary
Robert D. Warden	Chas	WV Manufacturers Assn	
Penny Eddy	Chas	CABOT GAS	
Robert Rodake	CHAS	TAX DEPT	If needed
Fran Kleenter	Chas	Water Res. Board	
Maggie Belle	Charleston	Women's Employment, etc.	
D. Gray Sengler	Chas	WV O. OF A. G.	
W. H. Hubert	Chas	Cal. Gas Trans.	

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SEP 04 1986

Legislative Rule Making
Review Committee

September 4, 1986

Debra A. Graham, Esquire
Associate Counsel
Legislative Rule-Making Review Committee
Room E-228, State Capitol
Charleston, WV 25305

HAND-DELIVERED

Re: Proposed Rules to Implement Mandatory Hospital
Board Composition Law

Dear Ms. Graham:

At the suggestion of the West Virginia Hospital Association ("WVHA"), I am writing to provide you with a typewritten copy of an amendment to the above-referenced proposed rules which WVHA hopes to have considered by the Legislative Rule-Making Review Committee ("Committee") at the Committee's meeting on Sunday, September 7, 1986.

A handwritten copy of this amendment was provided to you at the Committee's meeting on July 18, 1986.

As you will note, this amendment would have the effect of exempting Appalachian Regional Healthcare, Inc. ("ARH") from these proposed rules on the basis that ARH is an out-of-state corporation which has owned and operated its two hospitals in West Virginia since prior to the enactment of the mandatory hospital board composition law.

At the suggestion of WVHA, I also am providing you with a copy of a letter from David T. Enlow, general counsel for ARH, and me to the Committee dated June 25, 1986, which sets forth the legal basis for this exemption.

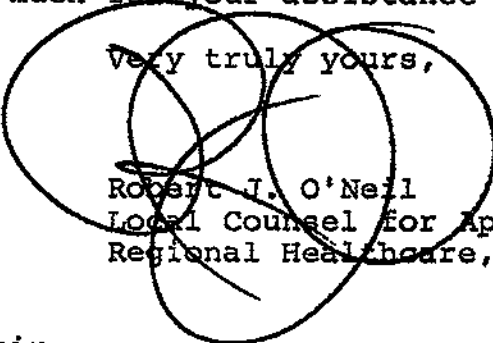
Mr. Enlow and I both are planning to attend the Committee's meeting on Sunday, and will be available prior to this meeting to answer any questions which you might have regarding this matter.

Debra A. Graham, Esquire
September 4, 1986
Page 2

In the meantime, if you should have any questions or comments regarding this matter, please feel free to contact me at the telephone number set forth above.

Thank you very much for your assistance in this matter.

Very truly yours,



Robert J. O'Neil
Local Counsel for Appalachian
Regional Healthcare, Inc.

RJO/gh
cc: David T. Enlow, Esquire
Mr. Eric Riley

Proposed Amendment to Subsection 7.2.2.(a)

"Applicable hospitals" means all nonprofit hospitals, whether owned by a corporation, incorporated in this state or another state, and all hospitals owned by a county, city or other political subdivision of this State except for psychiatric hospitals operated by comprehensive community mental health centers and mental retardation facilities which are otherwise subject to a governing board composition criterion of the department of health and except for existing nonprofit hospitals which are owned and have been owned prior to March 9, 1983 by a corporation incorporated in another state.

AMENDMENT -- LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

Agency: State Tax Department

Rule: Leg. Reg. 11-1A, Series 1A, Section 16

Subject: Administrative Review of Appraisals by the Tax
Commissioner

Mr. *L. Knight* moves to amend the rule on page 2, Subsection 16.2, in the opening sentence, by striking the word "article" and inserting in lieu thereof the word "section";

and

On page 2, Subdivision 16.2.1, by striking the word "article" and inserting in lieu thereof the word "section";

and

On page 2, in the definition for "value", by striking the subdivision number "16.2.2" and inserting in lieu thereof the number "16.2.3";

and

On page 8, Subdivision 16.7.1, in the opening sentence, after the word "valuations", by adding the words "with or";

and

On page 8, Subdivision 16.7.1, by striking all of paragraphs 16.7.1.a, 16.7.1.b, and 16.7.1.c, and inserting in lieu thereof the following:

"a clerical error, or a mistake occasioned by an unintentional or inadvertent act as distinguished from a mistake growing out of the exercise of judgment."

Approved 9-7-86

AMENDMENT -- LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

Agency: State Tax Department

Rule: Leg. Reg. 11-1A, Series 1A, Section 17

Subject: Review of Appraisal by the County Commission Sitting as
an Administrative Appraisal Review Board

Mr. *[Signature]* moves to amend the rule on page 2,
Subsection 17.2, in the opening sentence, by striking the word
"article" and inserting in lieu thereof the word "section";

and

On page 2, Subdivision 17.2.1, by striking the word
"article" and inserting in lieu thereof the word "section";

and

On page 2, Subdivision 17.2.2, the definition for "good
cause", by striking all of the the subdivision and inserting in
lieu thereof a new Subdivision 17.2.2, to read as follows:

"17.2.2 "Good cause." The term "good cause" shall mean
such sufficient cause or reason set forth by a protestor or
intervenor as will allow the county commission, in its
discretion, to preliminarily determine that the petitioner has
properly stated a claim alleging an incorrect valuation of
property. When a petition to protest or intervene sets forth
facts which, if proved, would entitle the petitioner to have a
valuation changed, and the county commission thus has a
reasonable ground for belief that a proper claim exists, then
good cause has been established."

Approved 9-7-86

SEPTEMBER 9



AGENDA

LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

TUESDAY, SEPTEMBER 9, 1986

5:00 - 7:00 P. M.

COMMITTEE MEETING ROOM, E-226

1. Approval of Minutes
2. REVIEW OF LEGISLATIVE RULES:
 - a. Tax Department - The following proposed rules all relate to property reappraisal:
 - Review of Circuit Court on Certiorari.
 - Listing of interest Natural Resources for First State Reappraisal; Provision for Penalties.
 - Guidelines for Assessors to assure fair and uniform personal property values.
 - Additional Review and Implementation of property reappraisals.
 - b. Tax Department - Registration of Transient Vendors
 - c. Tax Department - B & O Tax, Chapter 11-10, Series XIII
 - d. WV Board of Embalmers and Funeral Directors - Regulations governing the Board of Embalmers and Funeral Directors.
 - e. WV Hospital Finance Authority - Establishment of Fee Schedule and Cost Allocations applicable to the Issuance of Bonds by the WV Hospital Finance Authority.
 - f. Water Resources Board - Series I, Water Quality Standards
 - Water Resources Board - Series II, National Pollutant Discharge Elimination System

(Presentation by Robert Parsons,
Assistant Attorney General)

3. Other business.

SEPTEMBER 28

TENTATIVE AGENDA

LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

SUNDAY, SEPTEMBER 28, 1986

11:00 A.M.

COMMITTEE MEETING ROOM, E-226

1. Approval of Minutes
2. REVIEW OF LEGISLATIVE RULES:
 - a. Tax Department - The following proposed rules all relate to property reappraisal:
 - Review of Circuit Court on Certiorari.
 - Listing of interest Natural Resources for First State Reappraisal; Provision for Penalties.
 - Guidelines for Assessors to assure fair and uniform personal property values.
 - Additional Review and Implementation of property reappraisals.
 - b. Tax Department - Registration of Transient Vendors.
 - c. Tax Department - B & O Tax, Chapter 11-10, Series XIII.
 - d. Health Department - Hazardous Material Treatment Information Repository, Series 53.
 - e. WV Board of Embalmers and Funeral Directors - Regulations governing the Board of Embalmers and Funeral Directors.
 - f. Water Development Authority - Regulations governing disbursement of loans and grants to governmental agencies for the acquisition or construction of water development projects.
 - g. WV Hospital Finance Authority - Establishment of fee schedule and cost allocation applicable to issuance of bonds by WV Hospital Finance Authority.

- h. Dept. Motor Vehicles - Federal Safety Standards Inspection Program.
 - i. Dept. Motor Vehicles - Seizure of Driver's License, Issuance of the Temporary Driver's License prescribed in §17C-5A-1.
 - j. WV Board of Examiners for Licensed Practical Nurses -
Series II - Policies Relating to Licensure of the Licensed Practical Nurse.

Series III - Legal Standards of Nursing Practice for the Licensed Practical Nurse.

Series IV - Fees for Services Rendered by the Board.
 - k. State Fire Commission - Hazardous Substance Emergency Response Training Program.
 - l. Dept. of Natural Resources - Procedures for Transporting and Dealing in Furbearing Animals.
 - m. Insurance Department - Examiners' Compensation, Qualification and Classification.
 - n. State Board of Risk and Insurance Management - Mine Subsidence Insurance Program.
3. Other business.

SPECIAL MEETING

Sunday, Sept 28, 1986

Legislative Rule-Making Review Committee
(Code §29A-3-10)

1:00 P.M.

Dan Tonkovich,
ex officio nonvoting member

Joseph P. Albright,
ex officio nonvoting member

Senate

House

Williams, R., Chairman
Boettner
Tucker
Tomblin
Harman(absent)
Shaw(absent)

Casey, Chairman
Knight(absent)
Schifano
Wiedebusch(absent)
Shaffer(absent)
Springston

The meeting was called to order by Mr. Williams, Co-chairman.

The minutes of the September 7, 1986 meetings were approved.

Mike Mowery, Committee Counsel, explained the rule proposed by the Tax Department - Review of Circuit Court on Certiorari. He pointed out several problems that he had found with the rule and suggested amendments to cure the problems. John Montgomery, Tax Department, answered questions from the Committee.

Mr. Casey moved that the proposed rule be amended to delete the definition of "good cause". The motion was adopted.

Mr. Casey moved that the proposed rule be amended to allow the court to determine the payment of costs. Mr. Casey requested that staff draft an amendment whereby any party requesting a transcript or other services be responsible for

paying any associated fees and costs, with the court having the power to apportion all fees and costs when an appeal is carried to a resolution by the court.

Mr. Casey moved that the proposed rule be approved as amended. The motion was adopted.

Mr. Mowery explained the rule proposed by the Tax Department - Listing of interest Natural Resources for First State Reappraisal; Provision for Penalties. He stated that he had no problems with the rule as submitted. Without objection, the proposed rule was approved.

Mr. Mowery explained the rule proposed by the Tax Department - Guidelines for Assessors to assure fair and uniform personal property values. He told the Committee that he had no problems with the rule as submitted. Without objection, the proposed rule was approved.

Mr. Mowery explained the rule proposed by the Tax Department - Additional Review and Implementation of Property Reappraisals. He suggested that the proposed rule be amended by revising the definition of "good cause".

Mr. Casey moved that the proposed rule be amended by inserting a new definition of "good cause". The motion was adopted.

Mr. Mowery stated that he also would suggest that the proposed rule be amended regarding the Department's ability to correct errors or mistakes arising other than from a mistake of judgment, and that several other clean-up amendments be made.

Mr. Casey moved that the proposed rule be amended to reflect counsel's suggested amendments. The motion was adopted.

Mr. Casey moved that the proposed rule be amended to allow the court to determine the party liable for costs, with each party paying its own costs until such time as the court may determine how costs are to otherwise be apportioned. The motion was adopted.

After extensive discussion and without objection, the Committee determined that both sets of rules proposed by the Tax Department be amended in the same manner regarding the payment of costs.

Mr. Casey moved that the proposed rule be approved as amended.

Members of the Committee asked Mr. Montgomery numerous questions regarding the handling of the reappraisal hearings. A question arose as to whether or not the holding of hearings in the various counties by less than the full County Commission would conflict with provisions in the proposed rule. Mr. Williams stated that, without objection, the proposed rule would be laid over until the next meeting so that the Department and staff can review the proposed rule in light of the questions raised.

Mr. Boettner requested that the Department submit a written report on its determinations.

Debra Graham, Associate Counsel, explained the rule proposed by the Tax Department - Registration of Transient

Vendors. She told the Committee that the proposed rule refers to goods and services whereas the Code simply refers to goods. She also stated that she had suggested several other minor modifications which were agreed to by the Department.

Mr. Casey moved that the proposed rule be modified by deleting the reference to services and also be modified to reflect the minor modifications suggested by counsel. The motion was adopted.

Mr. Casey moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham explained the rule proposed by the Tax Department - B & O Tax, Chapter 11-10, Series XIII. She told the Committee that the Department had agreed to several very minor modifications.

Mr. Casey moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham told members of the Committee that she had been informed that a problem had arisen in regard to the rule proposed by the Department of Health - Hazardous Material Treatment Information Repository, Series 53. Kay Howard, Department of Health, told the Committee that the Manufacturers Association had just informed her that they had a problem with the rule. She asked that consideration of the proposed rule be delayed until the next meeting.

Mr. Tomblin moved that consideration of the proposed rule be delayed until the next meeting. The motion was adopted.

Ms. Graham explained the rule proposed by the WV Board of Embalmers and Funeral Home Directors - Regulations governing the Board of Embalmers and Funeral Directors. She stated that she had suggested some minor modifications to the Board to make the proposed rules more understandable and that the Board had agreed to those modifications.

Mr. Schifano moved that the proposed rule be approved as amended. The motion was adopted.

Ms. Graham explained the rule proposed by the Water Development Authority - Regulations governing disbursement of loans and grants to governmental agencies for the acquisition or construction of water development projects. She stated that the rule had been prefiled with the Committee and that the final proposed rule incorporates the minor modifications which she suggested. Mr. Edgar Henry, Water Development Authority, answered questions from the Committee.

Mr. Casey moved that the proposed rule be approved. The motion was adopted.

Ms. Graham reviewed the rule proposed by the WV Hospital Finance Authority - Establishment of fee schedule and cost allocation applicable to issuance of bonds by WV Hospital Finance Authority. She explained the modifications which she suggested to the Authority and to which they had agreed.

Mr. Casey moved that the rule be approved as modified. The motion was adopted.

Ms. Graham explained the rule proposed by the Department

of Motor Vehicles - Federal Safety Standards Inspection Program. She stated that the Department had agreed to several minor modifications. David Williams, Department of Highways, answered questions from the Committee.

Mr. Casey moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham reviewed the rule proposed by the Department of Motor Vehicles - Seizure of Driver's License, Issuance of the Temporary Driver's license prescribed in §17C-5A-1. She said that the Department had agreed to several minor modifications. Mr. Williams and Ron Bolen, Department of Highways, answered questions from the Committee.

Mr. Schifano moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham reviewed the following rules proposed by the WV Board of Examiners For Licensed Practical Nurses: Series II - Policies Relating to Licensure of the Licensed Practical Nurse; Series III - Legal Standards of Nursing Practice for the Licensed Practical Nurse; and Series IV - Fees for Services Rendered by the Board. She explained the minor modifications to which the Board had agreed.

Mr. Casey moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham explained the rule proposed by the State Fire Commission - Hazardous Substance Emergency Response training Program. She stated that the Commission had agreed to several

minor modifications. Walter Smittle, III, State Fire Marshall, answered questions from the Committee.

Mr. Schifano moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham reviewed the rule proposed by the Department of Natural Resources - Procedures for Transporting and Dealing in Furbearing Animals. She told the Committee that she had no problems with the rule as submitted. James Ruckell, Department of Natural Resources, answered questions from the Committee.

Mr. Casey moved that the rule be approved. The motion was adopted.

Ms. Graham explained the rule proposed by the Insurance Department - Examiners' Compensation, Qualification and Classification. She told the Committee that the agency had agreed to several minor modifications. Cheryl Davis, Insurance Department, answered questions from the Committee.

Mr. Casey moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham reviewed the rule proposed by the State Board of Risk and Insurance Management - Mine Subsidence Insurance Program. She stated that the Board had agreed to several minor modifications.

Mr. Casey moved that the proposed rule be approved as modified. The motion was adopted.

Mr. Williams asked staff to brief the Committee on those proposed rules which are on file and which await the action of

the Committee. The Committee also discussed the agenda for the October interim meeting.

Mr. Tucker asked staff to obtain a copy of a Nicholas County Court decision relating to liability of county school boards. He explained that the Board of Risk and Insurance Management has sent a memo to the county boards stating that they must purchase their liability insurance through the State.

Mr. Tucker moved that Robert Corey, Director of the Board of Risk and Insurance Management, be invited to the Committee's October meeting to discuss the memo. Mr. Tucker also asked that Mr. Corey be asked to bring a copy of the memo to the meeting. The motion was adopted.

The meeting was adjourned.

REGISTRATION OF PUBLIC
AT
COMMITTEE MEETINGS
WEST VIRGINIA LEGISLATURE

COMMITTEE: Legislative Rule-Making Review Comm DATE: Sunday, September 28, 1986

NAME	ADDRESS	REPRESENTING	PLEASE CHECK (X) IF YOU DESIRE TO MAKE A STATEMENT
Please print or write plainly			
JOHN MONTGOMERY	CHARLESTON	TAX DEPARTMENT	AS REQUIRED
Camden P. Siegrist	Charleston	W.Va. Hospital Finance Auth.	As Required
Robert E. Tannan	Charleston	W.Va. Manufacturers Assoc	As Required
John Anderson	Charleston	W.Va. Manufacturers Assoc	
DAVID L. GODDARD	NEW MARTINSVILLE	WVA STATE FIRE COMMISSION WVA STATE FIRE CHIEFS	
Walter Smith	CHARLESTON	STATE FIRE MARSHAL	AS REQUIRED
Arnette B. Corley, Jr.	Charleston	STATE FIRE ADMINISTRATION	
JOHN M. COLLINS	"	INSURANCE COMM.	
Cheeryl L. Davis	"	"	
EDGAR N. HENRY	1301 DUNBAR AVE DUNBAR	WVA WATER DEV. AUTHORITY	AS NEEDED
RAY HOWARD	CHARLESTON	HEALTH DEPT	AS NEEDED
Nancy R. Wilson	Charleston	Board of Practical Nursing	As needed
Valerie E. Kuffner	Charleston	Board of Practical Nursing	As needed
Jim Buckel	Charleston	DNR	
DAVID WILLIAMS	Charleston	DEPT. OF MOTOR VEHICLES	As Required
Ron Bowen	Charleston	DEPT. OF MOTOR VEHICLES	AS REQUIRED
Steve Dafe	Charleston	DEPT. OF MOTOR VEHICLES	AS REQUIRED
John H. Hager	414 GUYAN ST., LOGAN	LPN Board of Examiners	As Needed

REGISTRATION OF PUBLIC
AT
COMMITTEE MEETINGS
WEST VIRGINIA LEGISLATURE

COMMITTEE: _____

DATE: _____

NAME	ADDRESS	REPRESENTING	PLEASE CHECK (X) IF YOU DESIRE TO MAKE A STATEMENT
Please print or write plainly <i>Fred Edright</i>	<i>Chas.</i>	<i>Insurance Comm.</i>	<i>as needed</i>

AMENDMENT -- LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

Agency: State Tax Department

Rule: Leg. Reg. 11-1A, Series 1A, Section 18

Subject: Review of Appraisal by the Circuit Court on Certiorari

Mr. Casey moves to amend the rule on page 2, Subsection 18.2, by striking out all of Subdivision 18.2.1, and renumbering the remaining subdivisions in Subsection 18.2.

Adopted 9-28-86

State Tax Department

Additional Review and implementation of property reappraisals

Mr. Casey moves to amend the rule on page twenty-eight, subsection 14.1, by striking the sentence "The party seeking such review of the county commission determination of value shall bear the expense of the review, including any filing fee." and inserting in lieu thereof the following:

"Parties to the proceeding wherein review by the circuit court is sought shall pay costs and fees as they are incurred: Provided that, the circuit court upon rendering judgment or making any order may award costs to any party in accordance with the provisions of W.Va. Code, §53-3-5."

Approved 9-28-86