

Tuesday, September 9, 2014

Senate Judiciary Committee
Room

1:00 p.m. to 3:00 p.m.

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

Jeffery V. Kessler
ex officio nonvoting member

Tim Miley
ex officio nonvoting member

Senate

House

Snyder, Chairman	Present	Poore, Chairman	Present
Laird	Present	Marcum, Vice Chairman	Present
Miller	Present	Eldridge	Present
Unger	Present	Fleischauer	Present
Boley	Present	Frich	Present
Hall, M.	Present	Sobonya	Present

The Legislative Rule-Making Review Committee, met in the Senate Judiciary Committee Room at 1:00 p.m. on Tuesday, September 9, 2014. The meeting was called to order by Senator Snyder, and a silent roll call was taken, as reflected above.

Kevin Baker, Associate Counsel, explained his abstract on the rule proposed by the **Secretary of State, Procedures for Recount of Election Results, 153CSR20** and responded to questions from the Committee. Mr. Baker stated that the Secretary has agreed to technical modifications.

Delegate Poore moved the proposed rule be approved as modified. The motion was adopted.

Kevin Baker, Associate Counsel, explained his abstract on the rule proposed by the **Secretary of State, Standards and Guidelines for Electronic Notarization, 153CSR45**, and responded to questions from the Committee. Mr. Baker stated that the Secretary has agreed to technical modifications.

Delegate Poore moved the proposed rule be approved as modified. The motion was adopted.

Kevin Baker, Associate Counsel, explained his abstract on the rule proposed by the **Secretary of State, Notaries Public, 153CSR46**. Mr. Baker stated that the Secretary has agreed to technical modifications.

Delegate Poore moved the proposed rule be approved as modified. The motion was adopted.

Kevin Baker, Associate Counsel, explained his abstract on the rule proposed by the **Secretary of State, Schedule of Fees, 153CSR50**, and responded to questions from the Committee. Mr. Baker

stated that the Secretary has agreed to technical modifications.

Delegate Poore moved the proposed rule be approved as modified. The motion was adopted.

Kevin Baker, Associate Counsel, explained his abstract on the rule proposed by the **Racing Commission, Thoroughbred Racing, 178CSR1**, and responded to questions from the Committee.

Delegate Poore moved the proposed rule be approved. The motion was adopted.

Debra Graham, Associate Counsel, explained her abstract on the rule proposed by the **Consolidated Public Retirement Board, Refund, Reinstatement, Retroactive Service, Loan and Employer Error Interest Factors, 162CSR7**, and responded to questions from the Committee. Ms. Graham stated that the Board has agreed to technical modifications.

Delegate Poore moved the proposed rule be approved as modified. The motion was adopted.

Debra Graham, Associate Counsel, explained her abstract on the rule proposed by the **Consolidated Public Retirement Board, Service Credit for Accrued and Unused Sick and Annual Leave, 162CSR8**.

Delegate Poore moved the proposed rule be approved. The motion was adopted.

Debra Graham, Associate Counsel, explained her abstract on the rule proposed by the **Consolidated Public Retirement Board, Deputy Sheriff Retirement System, 162CSR10**.

Delegate Poore moved the proposed rule repeal be approved. The motion was adopted.

Debra Graham, Associate Counsel, explained her abstract on the rule proposed by the **Department of Tax and Revenue, Appointment of Special Assessors by State Tax Commissioner, 110CSR1Q**, and responded to questions from the Committee. Ms. Graham stated that the Department has agreed to technical modifications.

Jeff Amburgey, Director of the Property Tax Division, responded to questions from the Committee.

Senator Boley requested a copy of the letter sent by the Department to the four counties that were out of compliance.

Delegate Poore moved the rule be approved as modified.

The motion was adopted.

Debra Graham, Associate Counsel, explained her abstract on the rule proposed by the **Division of Forestry, Ginseng, 22CSR1**, and responded to questions from the Committee. Ms. Graham stated that the Division has agreed to technical modifications.

Robin Black, Division of Forestry Ginseng Coordinator, and Jason Webb, WV Recyclers Association, responded to questions from the Committee.

Delegate Poore moved the proposed rule be approved as modified. The motion was adopted.

Debra Graham, Associate Counsel, explained her abstract on the rule proposed by the **Division of Natural Resources, Special Boating, 58CSR26**, and responded to questions from the Committee.

Delegate Poore announced that the rule would lay over until next month's meeting.

Debra Graham, Associate Counsel, explained her abstract on the rule proposed by the **Division of Natural Resources, Wildlife Damage Control Agents, 58CSR41**, and responded to questions from the Committee. Ms. Graham stated that the Division has agreed to technical modifications.

Delegate Poore moved the proposed rule be approved as modified. The motion was adopted.

Debra Graham, Associate Counsel, explained her abstract on the rule proposed by the **Division of Natural Resources, Defining Terms Used in All Hunting and Trapping Rules, 58CSR46**, and responded to questions from the Committee.

Delegate Poore moved the proposed rule be approved. The motion was adopted.

Debra Graham, Associate Counsel, explained her abstract on the rule proposed by the **Division of Natural Resources, General Hunting, 58CSR49**. Ms. Graham stated that the Division has agreed to technical modifications.

Delegate Poore announced that the rule would lay over until next month's meeting.

Debra Graham, Associate Counsel, explained her abstract on the rule proposed by the **Division of Natural Resources, Lifetime Hunting, Trapping and Fishing License and Stamp Fees, 58CSR67**, and responded to questions from the Committee.

Delegate Poore moved the proposed rule be approved. The motion was adopted.

Debra Graham, Associate Counsel, explained her abstract on the rule proposed by the **Division of Natural Resources, Hunting, Trapping and Fishing Licenses, 58CSR71.**

Delegate Poore moved the proposed rule be approved. The motion was adopted.

There being no further business to come before the Committee, Delegate Poore moved to adjourn. The motion was adopted.