

WEST VIRGINIA
SECRETARY OF STATE
KEN HECHLER
ADMINISTRATIVE LAW DIVISION

Form #5

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FILED IN THE OFFICE OF
THE SECRETARY OF STATE
THIS DATE Dec 3, 1988
ADMINISTRATIVE LAW DIVISION

**NOTICE OF AGENCY ADOPTION OF A PROCEDURAL OR INTERPRETIVE RULE
OR A LEGISLATIVE RULE EXEMPT FROM LEGISLATIVE REVIEW**

AGENCY: West Virginia Hospital Finance Authority TITLE NUMBER: 116

CITE AUTHORITY: West Virginia Code Sections 16-29A-5 and 6-9A-3

RULE TYPE: PROCEDURAL INTERPRETIVE _____

EXEMPT LEGISLATIVE RULE _____
CITE STATUTE(S) GRANTING EXEMPTION FROM LEGISLATIVE REVIEW

AMENDMENT TO AN EXISTING RULE: YES____, NO X

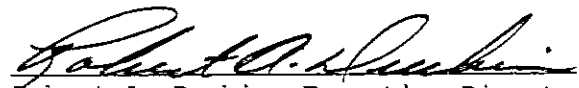
IF YES, SERIES NUMBER OF RULE BEING AMENDED: _____

TITLE OF RULE BEING AMENDED: _____

IF NO, SERIES NUMBER OF NEW RULE BEING ADOPTED: 2

TITLE OF RULE BEING ADOPTED: Establishment of Procedures for Giving
Notice to the Public and Media of Meetings of the West Virginia
Hospital Finance Authority.

THE ABOVE RULE IS HEREBY ADOPTED AND FILED WITH THE SECRETARY OF STATE. THE
EFFECTIVE DATE OF THIS RULE IS January 3, 1989


Robert A. Durbin, Executive Director

APPENDIX B

FISCAL NOTE FOR PROPOSED RULES

Rule Title: Establishment of Procedures for Giving Notice to the Public and Media of Meetings of the West Virginia Hospital Finance Authority

Type of Rule: Legislative Interpretive Procedural

Agency West Virginia Hospital Finance Authority Address Suite 105, Dee Drive Charleston, WV 25311

1. Effect of Proposed Rule	ANNUAL		FISCAL YEAR		
	Increase	Decrease	Current	Next	Thereafter
Estimated Total Cost	\$ -0-	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Personal Services					
Current Expense					
Repairs and Alterations					
Equipment					
Other					

2. Explanation of above estimates:

These rules only establish procedures for giving notice to the public and media of meetings of the Authority and should not result in any additional expense for the Authority or applicants for hospital financings by the Authority.

3. Objectives of these rules:

To establish uniform procedures for giving notice to the public and media of meetings of the Authority.

4. Explanation of Overall Economic Impact of Proposed Rule.

A. Economic Impact on State Government.

None

B. Economic Impact on Political Subdivisions; Specific Industries; Specific groups of citizens.

None

C. Economic Impact on Citizens/Public at Large.

None, other than improved public awareness of meetings of the Authority, without any additional cost to the public or Authority.

Date: December 1, 1988

Signature of Agency Head or Authorized Representative

Robert A. Durbin

Robert A. Durbin, Executive Director

WEST VIRGINIA PROCEDURAL RULE
WEST VIRGINIA HOSPITAL FINANCE AUTHORITY
CHAPTER 16-29A
SERIES 2

Title: Establishment of Procedures for Giving Notice to the Public and Media of Meetings of the West Virginia Hospital Finance Authority.

PROMULGATION HISTORY ABSTRACT

DATE PROPOSED RULE REVIEWED AND APPROVED BY WEST VIRGINIA HOSPITAL FINANCE AUTHORITY: June 24, 1988

DATE PROPOSED RULE FILED WITH SECRETARY OF STATE: June 24, 1988

DATE OF PUBLIC HEARING: July 29, 1988

DATE RULE ADOPTED BY THE WEST VIRGINIA HOSPITAL FINANCE AUTHORITY: December 1, 1988

DATE NOTICE OF AGENCY ADOPTION FILED WITH SECRETARY OF STATE: December 2, 1988

EFFECTIVE DATE: January 3, 1989

West Virginia Hospital Finance Authority
Pro. Rule, 16-29A
Series 2, Sec. 5

WEST VIRGINIA PROCEDURAL RULE
WEST VIRGINIA HOSPITAL FINANCE AUTHORITY
CHAPTER 16-29A
SERIES 2

Title: Establishment of Procedures for Giving Notice to the
Public and Media of Meetings of the West Virginia
Hospital Finance Authority.

	Page No.
Section. 1. General	1
2. Procedure for Giving Notice of Regular Meetings of the West Virginia Hospital Finance Authority	1
3. Procedure for Giving Notice of Special Meetings of the West Virginia Hospital Finance Authority	2
4. Publication of Notice of Meeting at Which Bond Issue Will Be Finally Considered	2
5. Emergency Meetings	3

WEST VIRGINIA PROCEDURAL RULE
WEST VIRGINIA HOSPITAL FINANCE AUTHORITY
CHAPTER 16-29A
SERIES 2

FILED
1989 DEC -2 PM 4:22

SECRETARY OF STATE

Title: Establishment of Procedures for Giving Notice to the Public and Media of Meetings of the West Virginia Hospital Finance Authority.

Section 1. General

1.1 Scope - This procedural rule establishes the procedures for giving notice to the public and media of meetings of the West Virginia Hospital Finance Authority.

1.2 Authority - West Virginia Code §16-29A-5.
West Virginia Code §6-9A-3.

1.3 Filing Date - *Dec 2, 1988*

1.4 Effective Date - January 3, 1989

1.5 Repeal of Former Rule - (Not Applicable).

Section 2. Procedure for Giving Notice of Regular Meetings of the West Virginia Hospital Finance Authority.

2.1 The Chairman of the West Virginia Hospital Finance Board (the "Board") shall cause to be filed in the Office of the Secretary of State for publication in the State Register a notice of each regular meeting of the Board. Each notice shall state the time, place, and purpose of the regular meeting of the Board and shall be filed in a manner to allow each notice to appear in the State Register at least five days prior to the date of the meeting.

2.2 In addition to the filing prescribed in 2.1, the Chairman may cause a copy of the notice described in 2.1 to be delivered to the Capitol News Service and the Chairman may also send copies of said notice to any and all agencies, associations and persons that might be interested in such regular meeting.

2.3 In the event that there is a change in the information contained in a notice described in 2.1, the Chairman shall cause a revised notice to be filed in the Office of the Secretary of State and copies of the revised notice to be delivered to the Capitol News Service and all other agencies, associations and persons that received the initial notice. The said revised

West Virginia Hospital Finance Authority
Pro. Rule, 16-29A
Series 2, Sec. 3

notice shall contain all of the information, as revised, regarding the time, place and purpose of the regular meeting.

Section 3. Procedure for Giving Notice of Special Meetings of the West Virginia Hospital Finance Authority.

3.1 As soon as practicable after a special meeting of the Board has been properly called, the Chairman of the Board shall cause to be filed in the Office of the Secretary of State for publication in the State Register a notice of each special meeting of the Board. Each notice shall state the time, place and purpose of such special meeting of the Board and shall be filed in a manner to allow each notice to appear in the State Register at least five days prior to the date of the meeting.

3.2 In addition to the filing prescribed in 3.1, the Chairman may cause a copy of the notice described in 3.1 to be delivered to the Capitol News Service and the Chairman may also send copies of said notice to any and all agencies, associations and persons that might be interested in such special meeting.

3.3 In the event that there is a change in the information contained in a notice described in 3.1, the Chairman shall cause a revised notice to be filed in the Office of the Secretary of State and copies of the revised notice to be delivered to the Capitol News Service and all other agencies, associations and persons that received the initial notice. The said revised notice shall contain all of the information, as revised, regarding the time, place and purpose of the special meeting.

Section 4. Publication of Notice of Meeting at Which Bond Bond Issue Will be Finally Considered.

4.1 In addition to the procedures set forth hereinabove, for all meetings at which a bond issue will be finally considered, whether said meeting be a regular or special meeting, the Chairman may, if time allows, cause a notice of said meeting to be published at least ten (10) days prior to such meeting as a Class I legal advertisement published in accordance with West Virginia Code §59-3-1, et seq. in a qualified newspaper having a general circulation in Kanawha County, West Virginia. The notice

West Virginia Hospital Finance Authority
Pro. Rule, 16-29A
Series 2, Sec. 5

required herein shall set forth the time, place and the purpose or purposes of the meeting, including the final consideration of the bond issue or issues. The failure to publish such a notice shall in no manner invalidate any action taken at such meeting.

Section 5. Emergency Meetings.

5.1 In the event of an emergency requiring immediate official action, the Chairman may cause to be filed in the Office of the Secretary of State an emergency meeting notice at any time prior to the meeting. The emergency meeting notice shall state the time, place and purpose of the meeting and the facts and circumstances of the emergency. No other notice shall be required to be given to the public or media of such emergency meeting, notwithstanding any other provision herein to the contrary.

WEST VIRGINIA PROCEDURAL RULE
WEST VIRGINIA HOSPITAL FINANCE AUTHORITY
CHAPTER 16-29A
SERIES 2

Title: Establishment of Procedures for Giving Notice to the Public and Media of Meetings of the West Virginia Hospital Finance Authority.

PUBLIC HEARING REPORT

DATE: Friday, July 29, 1988

TIME: 11:00 a.m.

LOCATION: Suite 105, 100 Dee Drive, Charleston, West Virginia
25311

ATTENDANCE: Robert A. Durbin, Executive Director of the West Virginia Hospital Finance Authority (the "Authority"); Ernestine Cooper, Administrative Assistant of the Authority; and Camden P. Siegrist of Bowles, McDavid, Graff & Love, counsel to the Authority

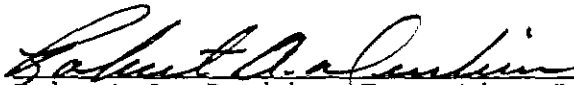
COMMENTS

RECEIVED: None

AMENDMENTS MADE TO THE PROPOSED RULE AS A RESULT OF COMMENTS OR OTHER INFORMATION RECEIVED: None

REASONS FOR THOSE AMENDMENTS: N/A

Respectfully submitted,


Robert A. Durbin, Executive Director