

WEST VIRGINIA
SECRETARY OF STATE
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ADMINISTRATIVE LAW DIVISION

Form #2

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OFFICE OF THE
SECRETARY OF STATE
WEST VIRGINIA

NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

AGENCY: West Virginia Housing Development Fund TITLE NUMBER: 88

RULE TYPE: Procedural; CITE AUTHORITY W.Va. § 6-9A-3

AMENDMENT TO AN EXISTING RULE: YES ☐ NO ☒

IF YES, SERIES NUMBER OF RULE BEING AMENDED: _____

TITLE OF RULE BEING AMENDED: _____

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED: Series 2

TITLE OF RULE BEING PROPOSED: Notice of Meetings of Housing Development Fund

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON August 9, 1999 AT 5:00 p.m. ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS.

814 Virginia Street, East

Charleston, WV 25301

THE ISSUES TO BE HEARD SHALL BE LIMITED TO THIS PROPOSED RULE.

James M. May Jr.

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

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APPENDIX B

FISCAL NOTE FOR PROPOSED RULES

Rule Title: Notice of Meeting of Housing Development Fund

Type of Rule: Legislative Interpretive X Procedural

Agency West Virginia Housing Development Fund

Address 814 Virginia Street East

Charleston, West Virginia 25301

1. Effect of Proposed Rule

	ANNUAL FISCAL YEAR				
	DECREASE	DECREASE	CURRENT	NEXT	THREE/FOURTH
<u>ESTIMATED TOTAL COST</u>	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
PERSONAL SERVICES					
CURRENT EXPENSE					
REPAIRS & ALTERATIONS					
EQUIPMENT					
OTHER					

2. Explanation of above estimates:

N/A

3. Objectives of these rules:

To conform with the requirements of W.Va. Code § 6-9A-3

Rule Title: Notice of Meetings of Housing Development Fund

4. Explanation of Overall Economic Impact of Proposed Rule.

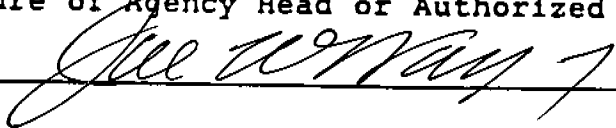
A. Economic Impact on State Government.
None

B. Economic Impact on Political Subdivisions; Specific Industries; Specific groups of Citizens.
None

C. Economic Impact on Citizens/Public at Large.
None

Date: July 7, 1999

Signature of Agency Head or Authorized Representative



BRIEF SUMMARY OF PROPOSED RULE

**TITLE 88
PROCEDURAL RULES
WEST VIRGINIA HOUSING DEVELOPMENT FUND**

**SERIES 2
NOTICE OF MEETINGS OF HOUSING DEVELOPMENT FUND**

This proposed rule is being filed in order to comply with the requirements of the West Virginia Open Governmental Meetings Act, W. Va. Code §§ 6-9A-1 *et seq.* Section 6-9A-3 requires the Housing Development Fund to promulgate rules by which the date, time, place and agenda of all regularly-scheduled meetings, and the date, time, place and purpose of all special meetings be made available, in advance, to the public and the news media.

CHASFS3:145545

PROPOSED RULE
TITLE 88
PROCEDURAL RULES
WEST VIRGINIA HOUSING DEVELOPMENT FUND

SERIES 2
NOTICE OF MEETINGS OF HOUSING DEVELOPMENT FUND

§ 88-2-1. General.

1.1 Scope -- This rule establishes procedures for providing notice to the public and the news media of all regularly-scheduled, special and emergency meetings of the Housing Development Fund.

1.2 Authority -- W. Va. Code § 6-9A-3.

1.3 Filing Date -- July __, 1999

1.4 Effective Date -- _____, 1999

§ 88-2-2. Definitions.

2.1 "Housing Development Fund" or the "Fund" means the West Virginia Housing Development Fund created and established under W. Va. Code §§ 31-18-1 *et seq.*

§ 88-2-3. Notice.

3.1 Regularly-Scheduled Meetings -- The Fund shall cause notice of its regularly-scheduled meetings to be filed with the office of the Secretary of State for the State of West Virginia for publication in the State Register in a manner to allow each notice to appear in said publication at least five days prior to the date of the meeting. Notice provided under this section shall include the date, time, place and agenda of the meeting.

3.2 Special Meetings -- The Fund shall cause notice of all special meetings to be filed with the office of the Secretary of State for the State of West Virginia for publication in the State Register in a manner to allow each notice to appear in said publication at least five days prior to the date of the meeting. Notice provided under this section shall include the date, time, place and purpose of the meeting.

3.3 Emergency Meetings -- The Fund may file notice of any emergency meetings requiring immediate official action with the office of the Secretary of State for the State of West Virginia for publication in the State Register at any time prior to such meeting. Notice provided

under this section shall include the date, time, place and purpose of the meeting and the facts and circumstances of the emergency.

§ 88-2-4. Severability.

4.1 If any word, phrase or provision of this rule is held to be invalid, the remainder of the rule shall, to the fullest extent possible, not be affected by that holding.

CHASFS3:145545

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July 7, 1999

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VIA HAND DELIVERY

Judy Cooper
Director, Administrative Law
Secretary of State
Building 1, Suite 157-K
1900 Kanawha Boulevard, East
Charleston, WV 25305

Re: Open Governmental Proceedings Act -- Procedural Rule

Dear Judy:

I am resubmitting an amended version of the proposed rule regarding Notice of Meetings of the Housing Development Fund for filing with the West Virginia Secretary of State's office.

Publication of the proposed rule in the State Register will be on July 9, 1999 and the public comment period will end on August 9, 1999 at 5:00 p.m.

If you have any questions or comments, please feel free to give me a call.

Very truly yours,



Lee van Egmond

tlh/LVE/CHASFS3:149128

Enclosures

cc: Joe Hatfield