



STATE OF WEST VIRGINIA
OFFICE OF THE SECRETARY OF STATE
CHARLESTON 25305

A. JAMES MANCHIN
SECRETARY OF STATE

STATE REGISTER FILING

I, Gus R. Douglass, Commissioner,
Title or Position

West Virginia Department of Agriculture, hereby submit to record in
Department or Division

the State Register on 8 1/2 x 11" paper two (2) copies of

- proposed rules and regulations concerning topics of material not covered by existing rules and regulations;
- proposed rules and regulations superseding rules and regulations already on file;
- notice of hearing; January 17, 1983, Guthrie Agricultural Complex
- findings and determinations;
- rules and regulations; or
- other - specify () .

This filing pertains to

Chapter 19
Article 1
Series _____
Section 4J
Page No. _____

FILED IN THE OFFICE OF
A. JAMES MANCHIN
SECRETARY OF STATE

THIS DATE 12-16-83
Administrative Law Division

- proposed rules and regulations are required to go to Legislative Rule Making Committee;
- proposed rules and regulations are excluded from Legislative Rule Making Committee;

December 15, 1983

Date Submitted

Gus R. Douglass
Signature of Person Authorizing

this Filing
Gus R. Douglass
Agriculture Commissioner



STATE OF WEST VIRGINIA
DEPARTMENT OF AGRICULTURE
CHARLESTON
25305

Gus R. Douglass
Commissioner

NEWS RELEASE

Public Hearing Announced

December 15, 1983, Charleston, WV. Gus R. Douglass, Agriculture Commissioner, has announced that a public hearing will be held at 10:00 A.M., Tuesday, January 17, 1983, in the Conference Room of the Guthrie Agricultural Complex, located off Route 21 north of Charleston, to consider proposed regulations for the conduct of Beef Industry Self-Improvement Assessment Program Referendums provided for in Chapter 19, Article 2F of the State Code of West Virginia.

Additional information is available upon request to the Rural Resources Division, West Virginia Department of Agriculture, Charleston, West Virginia 25305, phone 304 - 348-2210.

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FILED IN THE OFFICE OF
A. JAMES MANCHIN
SECRETARY OF STATE
THIS DATE Dec. 15, 1983
Administrative Law Division

LEGISLATIVE

WEST VIRGINIA ADMINISTRATIVE REGULATIONS
STATE DEPARTMENT OF AGRICULTURE
Chapter 19
Series 2F
1983

FILED IN THE OFFICE OF
A. JAMES MANCHIN
SECRETARY OF STATE

THIS DATE 12-16-83
Administrative Law Division

SUBJECT: Conduct of Beef Industry Self-Improvement Assessment
Program Referendums

Section 1 - General

1.01 Scope. These regulations establish general procedures for the conduct of referendums held under the Beef Industry Self-Improvement Assessment Program.

1.02 Authority. These regulations are issued under the authority of Chapter 19, Article 1, Section 4j.

1.03 Filing Date. These regulations are promulgated on the _____ day of _____, 1983, and filed on the _____ day of _____, 1983, in the Secretary of State's Office.

1.04 Effective Date. These regulations become effective on the _____ day of _____, 1983.

Section 2 - General Purpose

2.01 These regulations are for the purpose of establishing a method of holding referendums under the Beef Industry Self-Improvement Assessment Program.

Section 3 - Referendum Procedures

3.01 Announcement of Referendum. Within forty-five (45) days after the legal requirements of a referendum have been met,

the Agriculture Commissioner shall establish a date for holding the referendum. In addition to statutory requirements, notice of the pending referendum shall be published in The Market Bulletin and in at least ten (10) other newspapers throughout West Virginia.

3.02 Polling Place. A polling place for the referendum shall be located in each county in West Virginia. The polls will remain open from 8:00 a.m. until 5:00 p.m. on the day of the election.

3.03 Election Officials. There shall be two (2) election officials, appointed by the Agriculture Commissioner, present at each polling place during actual voting. One shall be designated as the chief election official.

3.04 Duties of Election Officials. Election officials will verify producer eligibility and provide those eligible with a ballot; be responsible for maintaining the integrity of the sealed ballot box, counting the ballots at the conclusion of the election, certifying the vote count to the Agriculture Commissioner, and returning the voted ballots and unused ballots to the Agriculture Commissioner.

3.05 Delivery of Official Ballots. The official receiving the ballots in each county shall sign a receipt for the ballots received and shall attest to the number of ballots voted and returned unvoted at the conclusion of the election.

3.06 Voter Eligibility. Any person, regardless of age, who provides proof of eligibility, such as, but not limited to, tax

assessment records, sales receipts or income tax records, to vote in this referendum shall be provided an official ballot.

3.07 Voter Registration. The voter registration format shall be as follows:

VOTER REGISTRATION

Date: _____

I, _____, hereby declare that I am a beef cattle producer or cause cattle to be produced for beef in the State of West Virginia, County of _____, with a permanent address as follows: _____

(Street, Route or Box No.)

(City)

(State)

(Zip Code)

Voter's Signature

I certify that the above producer has presented _____

(type of evidence)

that he/she is qualified to

vote in this referendum.

Election Official

3.08 Official Ballot. The official ballot format shall be as follows:

OFFICIAL BALLOT 1

Date: _____ No. _____

REFERENDUM

BEEF INDUSTRY SELF-IMPROVEMENT ASSESSMENT PROGRAM

The purpose of this referendum is to authorize the development of a Beef Industry Self-Improvement Assessment Program to be funded by an assessment of _____ on each head of cattle sold in West Virginia for beef breeding or slaughter or feeding purposes as provided for in the public hearing held on _____ (month)

(day) (year)

FOR

AGAINST

OFFICIAL BALLOT 2

REFERENDUM

BEEF INDUSTRY SELF-IMPROVEMENT ASSESSMENT PROGRAM

The purpose of this referendum is to deauthorize the Beef Industry Self-Improvement Assessment Program established by the referendum on _____, and currently in force.

(date)

Continue Assessment

Terminate Assessment



STATE OF WEST VIRGINIA
DEPARTMENT OF AGRICULTURE
CHARLESTON 25305

GUS R. DOUGLASS
COMMISSIONER

WILLIAM H GILLESPIE
ADMINISTRATIVE ASSISTANT

December 15, 1983

Honorable A. James Manchin
West Virginia Secretary of State
State Capitol, Suite 157-K
Charleston, WV 25305

Dear Secretary Manchin:

I am enclosing the announcement of a public hearing for inclusion in the next issue of the State Register. I am also attaching three copies of the Proposed Regulations. Please stamp the third set and return it for our records.

With best regards, I am

Very truly yours,

Gus R. Douglass
Agriculture Commissioner

GRD/G/d
Enc.

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