



STATE OF WEST VIRGINIA  
DEPARTMENT OF AGRICULTURE  
CHARLESTON  
25305

FILED

1965 MAY 31 AM 11:30

OFFICE OF THE SECRETARY OF STATE

Gus R. Douglass  
Commissioner

NOTICE OF FINAL FILING - LEGISLATIVE RULE

LEGISLATIVE RULE: Conduct of Beef Industry Self-Improvement Assessment  
Program Referendums

The attached legislative rule is hereby final filed with the Secretary of State  
by The West Virginia Department of Agriculture as authorized by Senate  
Bill 399 Section 64-2-19 (1) (4)

Gus R. Douglass  
Agriculture Commissioner

PROMULGATION HISTORY ABSTRACT

RULE TITLE: Conduct of Beef Industry Self-Improvement Assessment  
Program Referendums

RULE TYPE: Legislative

FILED NOTICE FOR PUBLIC HEARING: July 27, 1983 (To discuss  
and set date for statewide  
referendum.)

PUBLIC HEARING HELD: September 7, 1983

FILED NOTICE FOR PUBLIC HEARING: December 16, 1983 (To consider  
proposed regulations)

Public Hearing Held: January 17, 1984

EMERGENCY REGULATIONS (1st filing) FILED: February 8, 1984

FILED AGENCY APPROVED REGULATIONS: February 8, 1984

FILED AGENCY APPROVED REGULATIONS WITH LRMRC: February 8, 1984

FILED IN STATE REGISTER: April 17, 1984 - Certification of  
Referendum Results

EMERGENCY REGULATIONS (2nd filing) FILED: August 6, 1984

ACTION FOR LRMRC: Approved August 7, 1984

LEGISLATIVE ACTION: Approved April 13, 1985, S.B.399, Sec. 64-2-19(1)(

FINAL RULE FILED WITH SECRETARY OF STATE: May 31, 1985

EFFECTIVE DATE: May 31, 1985



Gus R. Douglass  
Agriculture Commissioner

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ENTERED

WEST VIRGINIA LEGISLATIVE REGULATIONS  
DEPARTMENT OF AGRICULTURE  
Chapter 19-2F  
SERIES XIg

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

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WEST VIRGINIA LEGISLATIVE REGULATIONS  
DEPARTMENT OF AGRICULTURE  
CHAPTER 19-2F  
SERIES XIg

FILED

1985 MAY 31 AM 11:30

TITLE: Conduct of Beef Industry Self-Improvement Assessment  
Program Referendums.

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Section 1. General

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

1.2 Authority - W. Va. Code 19-1-4j.

1.3 Filing Date - May 31, 1985

1.4 Effective Date - May 31, 1985

Section 2. General Purpose

2.1 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

3.1 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.

3.2 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.

3.3 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.

3.4 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.

Dept of Agri.  
Leg. Reg., 19-2F  
SERIES XIg, Sec. 3

3.5 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.

3.6 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.

3.7 Voter Registration - The voter registration format shall be as follows. Refer to Appendix A

3.8 Official Ballot - The official ballot format shall be as follows. Refer to Appendix B and C.

APPENDIX A

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 Number) (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

APPENDIX B

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

APPENDIX C

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)

- Continued Assessment
- Terminate Assessment



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1965 MAY 31 AM 11:33

KEN HECHLER  
Secretary of State

MARY P. RATLIFF  
Deputy Secretary of State

BARBARA STARCHER  
Deputy Secretary of State

RICHARD S. STEPHENSON  
Deputy Secretary of State

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Director, Corporations

VIRGINIA SKEEN  
Special Assistant

(Plus all the volunteer  
help we can get)

STATE OF WEST VIRGINIA  
SECRETARY OF STATE  
Charleston 25305

PROPOSED RULES

STATE REGISTER FILING

=====

AGENCY West Virginia Department of Agriculture

CONTACT PERSON William H. Gillespie PHONE 348-2203 or 3550

TYPE OF RULE Legislative

TITLE OF RULE Feeding of Untreated Garbage to Swine

CHAPTER 19 ARTICLE 9a SERIES Ia

AUTHORITY W.Va. Code 19-9a

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CHECK APPLICABLE ITEMS BELOW TO SHOW KIND OF ACTION BEING TAKEN

NEW RULE

NOTICE OF HEARING

AMENDMENTS TO EXISTING RULE

NOTICE OF AGENCY APPROVAL  
(legislative rules only)

REPEAL OF EXISTING RULE

NOTICE OF AGENCY ADOPTION  
(interpretive & procedural  
rules only)

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FINAL FILING

FIRST EMERGENCY FILING

SECOND EMERGENCY FILING



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DEPARTMENT OF AGRICULTURE  
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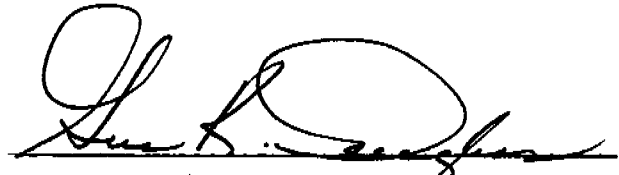
OFFICE OF THE SECRETARY OF STATE

Gus R. Douglass  
Commissioner

NOTICE OF FINAL FILING - LEGISLATIVE RULE

LEGISLATIVE RULE: Feeding of Untreated Garbage to Swine

The attached legislative rule is hereby final filed with the Secretary of State  
by the West Virginia Department of Agriculture as authorized by Senate  
Bill 399 Section 64-2-19 (9)(2)

  
Gus R. Douglass  
Agriculture Commissioner



STATE OF WEST VIRGINIA  
DEPARTMENT OF AGRICULTURE  
CHARLESTON  
25305

Gus R. Douglass  
Commissioner

PROMULGATION HISTORY ABSTRACT

RULE TITLE: Feeding of Untreated Garbage to Swine  
RULE TYPE: Legislative  
FILED NOTICE FOR PUBLIC Hearing: November 22, 1982  
PUBLIC HEARING HELD: January 7, 1983  
FILED EMERGENCY REGULATIONS (1st): June 4, 1984  
FILED AGENCY APPROVED RULE: June 4, 1984  
FILED AGENCY APPROVED RULE WITH LRMRC: June 8, 1984  
ACTION BY LRMRC: Approved and sent to Legislature  
FILED EMERGENCY REGULATIONS (2nd): November 30, 1984  
LEGISLATIVE ACTION: Passed, Senate Bill 399  
FINAL RULE FILED WITH SECRETARY OF STATE: May 31, 1985  
EFFECTIVE DATE: May 31, 1985

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WEST VIRGINIA LEGISLATIVE REGULATIONS  
STATE DEPARTMENT OF AGRICULTURE  
Chapter 19-9a

General Index for  
SERIES Ia

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OFFICE OF THE SECRETARY OF STATE

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WEST VIRGINIA LEGISLATIVE REGULATIONS  
STATE DEPARTMENT OF AGRICULTURE  
CHAPTER 19-9a  
SERIES Ia

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OFFICE OF THE CLERK  
SECRETARY OF STATE

TITLE: Feeding of Untreated Garbage to Swine

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Section 1. General

1.1 Scope - These regulations establish general operating rules and procedures in the Animal Health Control Division. These are Legislative Regulations.

1.2 Authority - W. Va. Code 19-9a

1.3 Filing Date - May 31, 1985

1.4 Effective Date - May 31, 1985

1.5 General Purpose - Regulations to prevent, suppress, control and eradicate communicable diseases of swine.

Section 2. Permit for Feeding Garbage to Swine

2.1 No person shall feed garbage to swine until a permit has been secured from the Commissioner and properly posted on the swine feeding premises.

2.2 The fee for a swine garbage feeding permit shall be five dollars.

2.3 A permit to feed cooked garbage to swine is not transferrable.

2.4 The Commissioner, after receiving an application for a permit to feed cooked garbage to swine or to renew the same, may cause an investigation to be made of the garbage feeding premises of the applicant, and all the equipment used for heating and treating garbage, to ascertain whether or not the premises and equipment are suitable and adequate. If it is found that the premises or equipment are inadequate for the heating, treating or feeding of garbage to swine, the permit shall be withheld until the applicant has provided adequate facilities.

2.5 All premises and equipment that are used for cooking and feeding garbage shall be kept in a sanitary condition.

Section 3. Interstate Movement of Swine Feed Uncooked Garbage

3.1 Swine shall not be imported into this State that have been fed or have had access to uncooked garbage. All persons, firms, corporations, partnerships or associations, or employees of the same, who operate a public

Dept. of Agri.  
Leg. Regs., 19-9a  
SERIES Ia, Sec. 3

market, concentration point, pickup station or any other kind of business where livestock is bought, sold, traded or received for resale, whether licensed by the Commissioner or not, shall not receive for resale, buy, sell or trade in any manner whatsoever any swine that they have reasons to believe have been fed or have had access to uncooked garbage.



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Chief of Staff

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Director, Administrative Law

DONALD R WILKES  
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(Plus all the volunteer  
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SECRETARY OF STATE

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AGENCY West Virginia Department of Agriculture

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Program Referendum

CHAPTER 19 ARTICLE 2F SERIES XIg

AUTHORITY 19-1-4j

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