

# West Virginia Department of Labor

1800 Washington Street, East, Charleston 25305 (304) 348-7890

ARCH A. MOORE, JR.  
Governor

JESS T. SHUMATE  
Commissioner

TO: Legislative Rule-Making Review Committee

FROM: Jess T. Shumate  
Commissioner of Labor *Jess T. Shumate*

DATE: January 28, 1987

RE: Your letter of December 11, 1986 - Preneed Burial Contract Rule

We wish to withdraw our Preneed Burial Contract Rule previously submitted to you in accordance with your recommendation #4:

"Recommends that the rule be withdrawn; a statement of reasons for such recommendation is attached."

We agree with you that this rule should be withdrawn and totally concur with the last paragraph of your December 11, 1986 letter which states:

"The statutory bonding requirements upon which the proposed rule is based need to be amended prior to promulgation of the rule due to the fact that the required bonding is unavailable. Also, the authority to promulgate these rules would be better located with another State agency which should be changed legislatively."

Thank you for your assistance in this matter.

FILED

1987 JAN 29 PM 5:35

DEPT. OF LABOR  
STATE OF WEST VIRGINIA

*Rec'd 1-28-87  
Rule-Making Rev. Comm.  
Mason*