

WEST VIRGINIA
SECRETARY OF STATE
KEN HECHLER
ADMINISTRATIVE LAW DIVISION

Form #4

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FILED

JAN 17 PM 1:19

OFFICE OF THE SECRETARY OF STATE

NOTICE OF RULE MODIFICATION OF A PROPOSED RULE

AGENCY: WV REGIONAL JAIL & CORRECTIONAL FACILITY TITLE NUMBER: 94-CSR-4
AUTHORITY _____

CITE AUTHORITY §25-5-10, WV Code

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 PROPOSED: 94-CSR-4

REGULATIONS ESTABLISHING CRITERIA FOR
TITLE OF RULE BEING PROPOSED: IDENTIFYING AND EVALUATING POTENTIAL SITES FOR PRIVATE PRISONS AND PROVIDING FOR PUBLIC HEARING TO ALLOW REASONABLE PARTICIPATION IN THE SELECTION PROCESS BY THE CITIZENS OF THE AREA TO BE AFFECTED BY THE CONSTRUCTION AND OPERATION OF A PRIVATE PRISON FACILITY

THE ABOVE PROPOSED LEGISLATIVE RULE, FOLLOWING REVIEW BY THE LEGISLATIVE RULE MAKING REVIEW COMMITTEE IS HEREBY MODIFIED AS A RESULT OF REVIEW AND COMMENT BY THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE. THE ATTACHED MODIFICATIONS ARE FILED WITH THE SECRETARY OF STATE.



Billy B. Burke
Executive Director



WEST VIRGINIA LEGISLATURE
 LEGISLATIVE RULE-MAKING REVIEW COMMITTEE
 Room M-438, State Capitol
 Charleston, West Virginia 25305
 (304) 340-3286

Senator Lloyd Jackson, Co-Chairman
 Delegate Patrick H. Murphy, Co-Chairman

Debra A. Graham, Counsel
 Michael McThomas, Associate Counsel
 Marie Nickerson, Admr. Assistant

NOTICE OF ACTION TAKEN BY LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

January 16, 1991

TO: Ken Hechler, Secretary of State, State Register

TO: Mr. Billy B. Burke
 Executive Director
 WV Regional Jail & Correctional
 Facility Authority
 307 Jefferson Street, Capitol Complex
 Charleston, WV 25305

FROM: Legislative Rule-Making Review Committee

OFFICE OF THE SECRETARY OF STATE
 1991 JAN 23 PM 3:26
 FILED

PROPOSED RULE: Regulations establishing criteria for identifying and evaluating potential sites for private prisons and providing for public hearing to allow reasonable participation in the selection process by the citizens of the area to be affected by the construction and operation of a private prison facility

The Legislative Rule-Making Review Committee recommends that the West Virginia Legislature:

1. Authorize the agency to promulgate the Legislative Rule
 - (a) as originally filed _____
 - (b) as modified by the agency X
2. Authorize the agency to promulgate part of the Legislative rule; a statement of reasons for such recommendation is attached. _____
3. Authorize the agency to promulgate the Legislative rule with certain amendments; amendments and a statement of reasons for such recommendation is attached. _____
4. Authorize the agency to promulgate the Legislative rule as modified with certain amendments; amendments and a statement of reasons for such recommendation is attached. _____
5. Recommends that the rule be withdrawn; a statement of reasons for such recommendation is attached. _____

Pursuant to Code 29A-3-11(c), this notice has been filed in the State Register and with the agency proposing the rule.