



FILED
SEP 13 11 31 AM '00
OFFICE OF THE SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE
Legislative Rule-Making Review Committee

State Capitol - Room MB-49
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Delegate Mark Hunt, Co-Chairman
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September 11, 2000

NOTICE OF ACTION TAKEN BY THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

TO: Ken Hechler, Secretary of State, State Register

TO: Cindy Smith
Secretary of State
Capitol Complex
Bldg. 1, Suite 157-K

FROM: Legislative Rule-Making Review Committee

Proposed Rule: Agencies Designated to Provide Voter Registration Services, 153CSR28

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 Recommends that the Legislative rule be withdrawn; a statement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

SCANNED

ANALYSIS OF PROPOSED LEGISLATIVE RULES

Agency: Secretary of State

Subject: Agencies Designated to Provide Voter Registration Services, 153CSR28

PERTINENT DATES

Filed for public comment: May 15, 2000

Public comment period ended: June 14, 2000

Filed following public comment period: July 14, 2000

Filed LRMRC: July 14, 2000

Filed as emergency:

Fiscal Impact: No

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AUG 1 8 58 AM '00

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ABSTRACT

The proposed rule would repromulgate a current legislative rule. W.Va. Code §2-3-13 requires the Secretary of State to promulgate a rule every two years setting forth the agencies which are designated to provide voter registration services. The proposed rule would make no changes to the current legislative rule.

AUTHORITY

Statutory authority: W.Va. Code, §3-1A-6 and §3-2-13, which provide, in part, as follows:

§3-1A-6.

The secretary of state shall be the chief election official of the state. Except for those rules required by the provisions of section five of this article to be promulgated by the commission, the secretary of state shall have the authority, after consultation with the state election commission, of which

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IV. IS THE PROPOSED LEGISLATIVE RULE NECESSARY TO FULLY ACCOMPLISH THE OBJECTIVES OF THE STATUTE UNDER WHICH THE PROPOSED RULE WAS PROMULGATED?

Yes.

V. IS THE PROPOSED LEGISLATIVE RULE REASONABLE, ESPECIALLY AS IT AFFECTS THE CONVENIENCE OF THE GENERAL PUBLIC OR OF PERSONS AFFECTED BY IT?

Yes.

VI. CAN THE PROPOSED LEGISLATIVE RULE BE MADE LESS COMPLEX OR MORE READILY UNDERSTANDABLE BY THE GENERAL PUBLIC?

No.

VII. WAS THE PROPOSED LEGISLATIVE RULE PROMULGATED IN COMPLIANCE WITH THE REQUIREMENTS OF CHAPTER 29A, ARTICLE 3 AND WITH ANY REQUIREMENTS IMPOSED BY ANY OTHER PROVISIONS OF THE CODE?

Yes.

VIII. OTHER