

WEST VIRGINIA
SECRETARY OF STATE
KEN HECHLER
ADMINISTRATIVE LAW DIVISION

Form #2

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1989 JUN -5 PM 4:10
OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

AGENCY: Water Development Authority TITLE NUMBER: 44

RULE TYPE: Procedural; CITE AUTHORITY Chapters 20-5C; 6-9A

AMENDMENT TO AN EXISTING RULE: YES X NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 3

TITLE OF RULE BEING AMENDED: Rule confirming existing practices and establishing additional, new procedures in relation to providing public notice of date, time, place and purpose of meetings of West Virginia Water Development Board.

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED:

TITLE OF RULE BEING PROPOSED:

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON July 6, 1989. AT 4:30 p.m.

ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS.

Water Development Authority

1201 Dunbar Avenue

Dunbar WV 25064

THE ISSUES TO BE HEARD SHALL BE LIMITED TO THIS PROPOSED RULE.

Daniel B. Lynskey
June 5, 1989

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

WEST VIRGINIA PROCEDURAL RULE

WATER DEVELOPMENT AUTHORITY

CHAPTERS 20-5C; 6-9A
SERIES 3

FILED

1986 AUG -5 AM 11:50

SECRETARY OF STATE

Title: Rule confirming existing practices and establishing additional, new procedures in relation to providing public notice of date, time, place and purpose of meetings of West Virginia Water Development Board.

Section 1. General

1.1 Scope - This procedural rule confirms the existing practices of the West Virginia Water Development Authority to provide public notice of the date, time, place and purpose of meetings of the West Virginia Water Development Board and establishes additional, new procedures in relation thereto.

1.2 Authority - W.Va. Code 20-5C-6(1) and W.Va. Code 6-9A-3.

1.3 Filing Date - August 5, 1986.

1.4 Effective Date - September 4, 1986.

Section 2. Confirmation of Existing Practice of Public Notification of Meetings and Establishment of Additional, New Procedures

In keeping with its existing practice of providing public notice of all meetings of the West Virginia Water Development Board, the West Virginia Water Development Authority shall continue to provide reasonable public notice of meetings by filing with the office of the Secretary of State for each meeting to be held a notice stating the date, time, place and purpose, unless provided otherwise herein. ~~For purposes of this rule, a notice filed at least forty-eight hours prior to the meeting is deemed reasonable notice.~~ Notice will be given in compliance with Chapter 6-9A.

Section 3. Emergency Meetings

Pursuant to W.Va. Code 6-9A-3, this rule does not apply to emergency meetings.

Section 4. Continued Meetings

For purposes of this rule, the announcement of continuation at a meeting otherwise noticed hereunder shall be deemed reasonable notice of the reconvening of the continued meeting.

Section 5. Additional Notice

Nothing in this rule shall prohibit the West Virginia Water Development Authority from providing additional notice for any particular meeting which it deems desirable or necessary, including the existing practice of causing the notice to be filed with the office of the Secretary of State in time to be included in an appropriate issue of the state register.