

Bureau of Employment Programs
Legal Services Division
Post Office Box 3922
Charleston, West Virginia 25339-3922

Gaston Caperton
Governor
Andrew N. Richardson
Commissioner



May 25, 1995

The Honorable Ken Hechler
Secretary of State
State Capitol Building
Charleston, W. Va. 25305

Dear Secretary Hechler:

RE: Guidelines for Medical Treatment for Occupational
Pneumoconiosis, Proposed Exempt Legislative Rule, 85
CSR 19

Please be advised that the Workers' Compensation Division hereby withdraws this proposed rule and will not proceed with its promulgation.

After a thorough review of the comments to this proposed rule, the Compensation Programs Performance Council voted to reject it based upon the proposal's failure to adhere to current statutory law and because of other defects. The Council intends to develop a future proposal and the series 19 designation will be reserved for that proposal when it is later filed.

With much appreciation for your assistance in this matter, I remain

Very truly yours,

Andrew N. Richardson
Andrew N. Richardson
Commissioner

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

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