

# GOVERNOR'S COMMITTEE ON CRIME, DELINQUENCY AND CORRECTION

Community Corrections Subcommittee  
Juvenile Justice Subcommittee

Law Enforcement Professional Standards Subcommittee  
Sexual Assault Forensic Examination Commission

Hand Delivered  
3 Oct 14

The Honorable Meshea Poore  
The Honorable Herb Snyder  
Chairs  
Legislative Rule Making Committee  
West Virginia Legislature

RE: Final file consideration, 149

OFFICE OF THE SECRETARY OF STATE  
WEST VIRGINIA

2014 OCT -6 P 12:19

FILED

Dear Chairs Poore and Snyder:

149 CSR, Rule for Procedure for Contested Case Hearings and Declaratory Rulings, is an existing procedural rule with a prior filing date of December 21, 1982 and an effective date of January 21, 1983, that was reviewed and had recommended changes and updates made to it by the Law Enforcement Professional Standards (LEPS) Subcommittee of the Governor's Committee on Crime, Delinquency and Correction (GCCDC).

The changes and updates were filed with the Secretary of State's Office and Legislative Rule Making Committees for review and action as a legislative rule during the 2015 legislative session. On review by Mr. Brian Skinner, Chief Counsel for the House Committee on the Judiciary, it is his recommendation that the rule remain a procedural rule.

I would request then that 149 CSR 1 be considered in its original status as a procedural rule, and that based on the review that was completed by the LEPS Subcommittee and the process followed as to the public comment period in filing the rule, that 149 CSR 1, as filed with respective entities, be allowed to be withdrawn from the legislative rule making process to be final filed with the Secretary of State's Office as a procedural rule.

Please do not hesitate to contact Retired Captain Chuck Sadler, LEPS Program Manager at (304) 558-8814, ext 53315 (w), (304) 941-9644 (cell) or [Charles.A.Sadler@wv.gov](mailto:Charles.A.Sadler@wv.gov) if you have any questions concerning this request.

Sincerely,



W. Richard Staton  
Executive Director - GCCDC

cc: Mr. Skinner  
Ms. Graham  
Ms. Cooper

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