



STATE OF WEST VIRGINIA
OFFICE OF THE ATTORNEY GENERAL
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CHARLESTON, WV 25301

FILED

2015 JAN -6 P 4: 34

OFFICE - WEST VIRGINIA
SECRETARY OF STATE

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January 6, 2015

Judy Cooper
Administrative Law Division
West Virginia Secretary of State
1900 Kanawha Blvd. E.
Charleston, WV 25305

**Re: State Fire Commission Legislative Rules
W.Va. Code R. 87-8**

Dear Mrs. Cooper:

I am writing to you as the legal representative for the West Virginia State Fire Commission (hereinafter "Commission"). As you may recall, I spoke with you back in August concerning an issue with the above referenced rule. In response, I wrote the Legislative Rule Making Committee ("LRMC") informing them of the proposed changes to the rule. In December, this rule, as well as 103-3, were presented to the LRMC for approval. Despite the concerns which were addressed in the prior correspondence to LRMC, 87-8 was approved as presented - 103-3 was approved as modified. The notices of proposed changes to both rules were filed on December 31, 2014.

Today, I met with Debra Graham and Jared Wyrick. Because the Committee has already taken action to approve as filed, the changes to the recently filed version cannot be made. I am assured that the changes as proposed in the recently filed version will be considered by a committee when taking up the various rules bills this legislative session.

That being said, on behalf of the State Fire Commission, please withdraw the modified version of 87-8 filed on December 31, 2014.

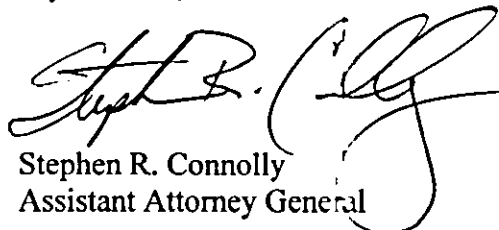
Should you have any questions, please do not hesitate to contact myself or Kenneth E. Tyree, State Fire Marshal.

January 6, 2015
Judy Cooper
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Sincerely,

STATE FIRE COMMISSION,

By Counsel,



Stephen R. Connolly
Assistant Attorney General

SRC/sdl

cc: Carl Sizemore, Chairman
Kenneth E. Tyree, State Fire Marshal