

STATE OF WEST VIRGINIA
DEPARTMENT OF ADMINISTRATION
OFFICE OF THE CABINET SECRETARY
BUILDING 1, ROOM E119
1900 KANAWHA BOULEVARD, EAST
CHARLESTON, WV 25305-0120

CECIL H. UNDERWOOD
GOVERNOR

May 10, 2000

JOSEPH F. MARKUS
CABINET SECRETARY

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

MAY 11 10 27 AM '00

FILED

Judy Cooper, Director
Administrative Law Division
Secretary of State
Bldg. 1, Suite 157-K
State Capitol Complex
Charleston, West Virginia 25305

Re: 148 CSR 1 Purchasing

Dear Ms. Cooper:

Enclosed please find a copy of 148 CSR 1, Purchasing previously filed with your office. After further consideration, we believe the amendments as proposed regarding the granting of a vendors preference to bidders who are located in Empowerment Zones, Enterprise Zones, Enterprise Communities or other economically disadvantaged areas is outside the scope of our statutory authority. Therefore the Department of Administration hereby withdraws amendments to proposed legislative rule 148 CSR 1, Purchasing.

If you have any questions, please direct them to Heather Connolly, Assistant General Counsel at 558-1269, or John T. Poffenbarger, General Counsel at 558-4331. Thank you for your attention to this matter.

Sincerely,

Joseph F. Markus
Joseph F. Markus
Cabinet Secretary *by [Signature]*

cc: Debra Graham, Counsel
Legislative Rule-Making Review Committee
JFM/hac
Enclosure