



**WEST VIRGINIA
SECRETARY OF STATE**

NATALIE E. TENNANT

ADMINISTRATIVE LAW DIVISION

eFILED

5/27/2015 8:46:36 AM

OFFICE OF
WEST VIRGINIA SECRETARY OF STATE

**FORM 1 -- NOTICE OF A PUBLIC HEARING OR COMMENT PERIOD ON A PROPOSED RULE
(Page 1)**

AGENCY Secretary Of State

RULE TYPE Legislative **AMENDMENT TO EXISTING RULE** Yes **TITLE-SERIES** 153-

RULE NAME Registration Forms and Receipts **03**

CITE AUTHORITY 3-1A-6, 3-2-19, 3-2-20, 3-2-41, and 29A-1-3(c)

COMMENTS LIMITED TO
Written

DATE OF PUBLIC HEARING

LOCATION OF PUBLIC HEARING

DATE WRITTEN COMMENT PERIOD ENDS
Tuesday, June 30, 2015 12:00 PM

WRITTEN COMMENTS MAY BE MAILED TO
Dave Nichols
1900 Kanawha Blvd E
Bldg 1 Ste 157-K
Charleston, WV 25305

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENTS ARE TRUE AND CORRECT.

Yes
Natalie E Tennant -- By my signature, I certify that I am the person authorized to file legislative rules, in
accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 153-03



Rule Id: 9801



Document: 26710



**WEST VIRGINIA
SECRETARY OF STATE**

NATALIE E. TENNANT

ADMINISTRATIVE LAW DIVISION

cFILED

5/27/2015 8:46:36 AM

OFFICE OF
WEST VIRGINIA SECRETARY OF STATE

**FORM 1 -- NOTICE OF A PUBLIC HEARING OR COMMENT PERIOD ON A PROPOSED RULE
(Page 2)**

AGENCY Secretary Of State

RULE TYPE Legislative **AMENDMENT TO EXISTING RULE** Yes **TITLE-SERIES** 153-

RULE NAME Registration Forms and Receipts **03**

CITE AUTHORITY 3-1A-6, 3-2-19, 3-2-20, 3-2-41, and 29A-1-3(c)

PROVIDE A BRIEF SUMMARY OF YOUR PROPOSAL

Due to changes in federal and state law, the provisions of this rule have been overridden. The rule is being proposed for repeal.

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENTS ARE TRUE AND CORRECT.

Yes

Natalie E Tennant -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 153-03



Rule Id: 9801



Document: 26710



**WEST VIRGINIA
SECRETARY OF STATE**

NATALIE E. TENNANT

ADMINISTRATIVE LAW DIVISION

eFILED

5/27/2015 8:46:36 AM

OFFICE OF
WEST VIRGINIA SECRETARY OF STATE

FORM 11 -- FISCAL NOTE FOR PROPOSED RULES (Page 1)

AGENCY Secretary Of State

RULE TYPE Legislative **AMENDMENT TO EXISTING RULE** Yes **TITLE-SERIES** 153-

RULE NAME Registration Forms and Receipts **03**

CITE AUTHORITY 3-1A-6, 3-2-19, 3-2-20, 3-2-41, and 29A-1-3(c)

PRIMARY CONTACT

Dave Nichols

ADDRESS LINE 1

ADDRESS LINE 2

CITY, STATE ZIP

Natalie E Tennant -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 153-03



Rule Id: 9801



Document: 26710



**WEST VIRGINIA
SECRETARY OF STATE**

NATALIE E. TENNANT

ADMINISTRATIVE LAW DIVISION

eFILED

5/27/2015 8:46:36 AM

OFFICE OF
WEST VIRGINIA SECRETARY OF STATE

FORM 11 -- FISCAL NOTE FOR PROPOSED RULES (Page 1)

AGENCY Secretary Of State

RULE TYPE Legislative AMENDMENT TO EXISTING RULE **Yes** **TITLE-SERIES** 153-

RULE NAME Registration Forms and Receipts **03**

CITE AUTHORITY 3-1A-6, 3-2-19, 3-2-20, 3-2-41, and 29A-1-3(c)

SUMMARIZE IN A CLEAR AND CONCISE MANNER WHAT IMPACT THIS MEASURE WILL HAVE ON COSTS AND REVENUES OF STATE GOVERNMENT.

Repeal of this rule will have no impact on the costs or revenues of state government.

Natalie E Tennant -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 153-03



Rule Id: 9801



Document: 26710



**WEST VIRGINIA
SECRETARY OF STATE**

NATALIE E. TENNANT

ADMINISTRATIVE LAW DIVISION

eFILED

5/27/2015 8:46:36 AM

OFFICE OF
WEST VIRGINIA SECRETARY OF STATE

FORM 11 -- FISCAL NOTE FOR PROPOSED RULES (Page 2)

AGENCY Secretary Of State

RULE TYPE Legislative AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 153-

RULE NAME Registration Forms and Receipts 03

CITE AUTHORITY 3-1A-6, 3-2-19, 3-2-20, 3-2-41, and 29A-1-3(c)

FISCAL NOTE DETAIL -- SHOW OVER-ALL EFFECT IN ITEM 1 AND 2 AND, IN ITEM 3, GIVE AN EXPLANATION OF BREAKDOWN BY FISCAL YEAR, INCLUDING LONG-RANGE EFFECT.

Effect Of Proposal	Current Increase/Decrease (use ' - ')	Next Increase/Decrease (use ' - ')	Fiscal Year (Upon Full Implementation)
ESTIMATED TOTAL COST	0	0	0
PERSONAL SERVICES	0	0	0
CURRENT EXPENSES	0	0	0
REPAIRS AND ALTERATIONS	0	0	0
ASSETS	0	0	0
OTHER	0	0	0
ESTIMATED TOTAL REVENUES	0	0	0

Natalie E Tennant -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 153-03



Rule Id: 9801



Document: 26710



**WEST VIRGINIA
SECRETARY OF STATE**

NATALIE E. TENNANT

ADMINISTRATIVE LAW DIVISION

eFILED

5/27/2015 8:46:36 AM

OFFICE OF
WEST VIRGINIA SECRETARY OF STATE

FORM 11 -- FISCAL NOTE FOR PROPOSED RULES (Page 3)

AGENCY Secretary Of State

RULE TYPE Legislative AMENDMENT TO EXISTING RULE Yes **TITLE-SERIES** 153-

RULE NAME Registration Forms and Receipts 03

CITE AUTHORITY 3-1A-6, 3-2-19, 3-2-20, 3-2-41, and 29A-1-3(c)

3. EXPLANATION OF ABOVE ESTIMATES (INCLUDING LONG-RANGE EFFECT). PLEASE INCLUDE ANY INCREASE OR DECREASE IN FEES IN YOUR ESTIMATED TOTAL REVENUES.

Because the effects of this rule have long been superseded by changes in federal and state law, repeal of this rule will have no fiscal impact.

Natalie E Tennant -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 153-03



Rule Id: 9801



Document: 26710



**WEST VIRGINIA
SECRETARY OF STATE**

NATALIE E. TENNANT

ADMINISTRATIVE LAW DIVISION

eFILED

5/27/2015 8:46:36 AM

OFFICE OF
WEST VIRGINIA SECRETARY OF STATE

FORM 11 -- FISCAL NOTE FOR PROPOSED RULES (Page 4)

AGENCY Secretary Of State

RULE TYPE Legislative **AMENDMENT TO EXISTING RULE** Yes **TITLE-SERIES** 153-

RULE NAME Registration Forms and Receipts **03**

CITE AUTHORITY 3-1A-6, 3-2-19, 3-2-20, 3-2-41, and 29A-1-3(c)

PLEASE IDENTIFY ANY AREAS OF VAGUENESS, TECHNICAL DEFECTS, REASONS THE PROPOSED RULE WOULD NOT HAVE A FISCAL IMPACT, AND OR ANY SPECIAL ISSUES NOT CAPTURED ELSEWHERE ON THIS FORM.

Because the effects of this rule have long been superseded by changes in federal and state law, repeal of this rule will have no fiscal impact.

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENTS ARE TRUE AND CORRECT.

Natalie E Tennant -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 153-03



Rule Id: 9801



Document: 26710



**WEST VIRGINIA
SECRETARY OF STATE**

NATALIE E. TENNANT

ADMINISTRATIVE LAW DIVISION

eFILED

5/27/2015 8:46:36 AM

OFFICE OF
WEST VIRGINIA SECRETARY OF STATE

FORM 12 -- BRIEF SUMMARY AND STATEMENT OF CIRCUMSTANCES (Page 1)

AGENCY Secretary Of State

RULE TYPE Legislative AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 153-

RULE NAME Registration Forms and Receipts 03

CITE AUTHORITY 3-1A-6, 3-2-19, 3-2-20, 3-2-41, and 29A-1-3(c)

SUMMARIZE IN A CLEAR AND CONCISE MANNER CONTENTS OF CHANGES IN RULE AND
STATEMENT OF CIRCUMSTANCES REQUIRING THE RULE.

The provisions of this rule have been rendered null by changes in federal and state law.
The rule is being proposed for repeal.

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENTS ARE TRUE AND CORRECT.

Yes

Natalie E Tennant -- By my signature, I certify that I am the person authorized to file legislative rules, in
accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 153-03



Rule Id: 9801



Document: 26710

TITLE 153
LEGISLATIVE RULE
SECRETARY OF STATE

SERIES 3
REGISTRATION FORMS AND RECEIPTS

~~§153-3-1. General.~~

~~1.1. Scope. — This legislative rule relates to the forms prescribed for registration by mail, registration receipt and use of previous forms.~~

~~1.2. Authority. — W. Va. Code §§3-1A-6, 3-2-19, 3-2-20, 3-2-41 and 29A-1-3(e)~~

~~1.3. Filing Date. — February 3, 1987.~~

~~1.4. Effective Date. — February 3, 1987.~~

~~§153-3-2. Registration Form Prescribed; Issuance of Previous Form Prohibited.~~

~~2.1. The amended form of voter application for registration by mail shall be as appears in Appendix A.~~

~~2.2. This amended form is also authorized to be used as an alternate form of voter registration record to the form prescribed by the provisions of W. Va. Code §3-2-19.~~

~~2.3. Beginning July 1, 1987, the clerk of the county commission shall not issue the previously prescribed form of voter application for registration by mail. All stock of blank forms existing on that date shall be destroyed. Each clerk of the county commission shall withdraw said forms from public distribution places and substitute the amended forms.~~

~~2.4. The previously prescribed form of application by mail shall be accepted by the clerks when received by mail from a person applying for voter registration, although the application is received after July 1, 1987; however, the previous form shall not be used as a voter registration record; only the amended form may be used as an alternative form to the previously prescribed form of voter registration record.~~

~~§153-3-3. Registration Receipts.~~

~~3.1. The clerk of the county commission may meet the requirement of W. Va. Code §3-2-41(d)(8), for voter notification by mailing to the applicant a registration receipt (registration card), as provided in W. Va. Code §3-2-20, as soon after receipt of a complete application as possible but not later than ten (10) days prior to the next ensuing election in which the voter is eligible to vote.~~

~~3.2. A registration receipt (card) shall be issued to a voter registering by mail upon receipt by the clerk of the county commission of the voter's county of residence, of a complete and proper application for registration by mail.~~