



WEST VIRGINIA LEGISLATURE
Legislative Rule-Making Review Committee

Senator Mark Maynard, Co-Chair
Delegate Kelli Sobonya, Co-Chair

FILED
2015 NOV 23 P 3:43

OFFICE WEST VIRGINIA
SECRETARY OF STATE
Debra A. Graham, Chief Counsel
Jared Wyrick, Analyst

November 19, 2015

NOTICE OF ACTION TAKEN BY THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

To: Natalie E. Tennant, Secretary of State, State Register
To: Dave Nichols
Election Commission, WV State
State Capitol Complex
Building 1, Suite 157-K
Charleston, WV 25305
From: Legislative Rule-Making Review Committee
Proposed Rule: Regulation of Campaign Finance, 146CSR3

The Legislative Rule-Making Review Committee Recommends that the West Virginia Legislature

- 1. Authorize the agency to promulgate the Legislative rule:
 - (A) as originally filed _____
 - (B) as modified by the agency _____
- 2. Authorize the agency to promulgate the Legislative rule with certain amendments; amendments and a statement of reasons for such recommendation is attached. _____
- 3. Authorize the agency to promulgate the Legislative rule as modified with certain amendments; amendments and a statement of reasons for such recommendation is attached. X
- 4. Recommends that the Legislature rule be withdrawn; a statement of reasons for the recommendation is attached. _____

Committee Amendment

Regulation of Campaign Finance, 146 C.S.R. § 3

The Legislative Rule-Making Review Committee moved to amend the State Election Commission's proposed rule Regulation of Campaign Finance, 146 C.S.R. § 3, as follows:

On page 11, paragraph 6.3.e, by striking out all of 6.3.e;

On page 11, paragraph 6.7, after the word "ballot" on the second line, by striking out the remainder of paragraph 6.7;

On page 12, paragraph 7.2.b, by striking the words "by making a contribution to one or more political party committees, other political committees or candidates";

On page 18, paragraph 10.7.a, by striking out all of 10.7.a; and

On page 18, paragraph 10.7.b, by striking out all of 10.7.b.

Statement of Reason

The Committee amendment removes portions of the rule for which no statutory authority existed, eliminates language that could be perceived as contrary to the controlling statute, and eliminates language that was determined to be unnecessary.