



FILED

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WEST VIRGINIA LEGISLATURE
Legislative Rule-Making Review Committee

OFFICE WEST VIRGINIA
SECRETARY OF STATE
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Senator Mark Maynard, Co-Chair
Delegate Kelli Sobonya, Co-Chair

September 21, 2016

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

To: Natalie E. Tennant, Secretary of State, State Register
To: Vincent Smith vincent.smith@wvsao.gov andrea.bower@wvsao.gov
Auditor
WV State Auditor's Office
1900 Kanawha Blvd E
Charleston, WV 25305
From: Legislative Rule-Making Review Committee
Proposed Rule: Standards for Requisitions for Payment Issued by State Officers on the Auditor, 155CSR1

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 Recommends that the Legislative rule be withdrawn; a statement of reasons for the recommendation is attached. _____
- 5. Recommends that the Legislative rule be rejected; a statement of reasons for the recommendation is attached. _____

Committee Amendment

Auditor, Standards for Requisitions for Payment Issued by State Officers on the Auditor, 155 CSR 1

On Tuesday, September 20, 2016, the Legislative Rule-Making Review Committee moved to amend the Auditor's proposed rule Standards for Requisitions for Payment Issued by State Officers on the Auditor, 155 CSR 1 as follows:

On page 11, striking subdivision 10.1.e in its entirety.

Statement of Reason

The committee amendment eliminated the concern that section 10 of the above rule exceed the scope of the statutory authority, §18B-5-4. Specifically, the amendment prohibits the State Auditor from suspending additional advance allowance account requests by a university if previous advance allowance accounts are not accounted for properly or if funds have been misused.