

Jim Justice, Governor



Department of Military Affairs & Public Safety

Jeff S. Sandy, CFE, CAMS
Cabinet Secretary

W. Richard Staton, Director

February 16, 2017

The Honorable M. Warner
Secretary of State
Building 1, Suite 157K
1900 Kanawha Boulevard East
Charleston, WV 25305

FILED
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OFFICE WEST VIRGINIA
SECRETARY OF STATE

Re: Legislative Rule §149-9
Second Chance License Program

Dear Secretary Warner:

During the process of running SB116, the legislation addressing the approval of the legislative rule 149-9 which is the William R. Laird IV Second Chance Driver's License Program (SCDL), it was determined that this rule had been filed under the wrong agency sponsorship.

It had been filed under series 149 with the sponsoring agency as the Governor's Committee on Crime, Delinquency and Correction (GCCDC). While the GCCDC is directly related to the Division of Justice and Community Services (DJCS) the statutory authority to promulgate the rule concerning SCDL is only with DJCS.

As such I am requesting the 149-9 be withdrawn. We will be working with Ms. Cooper and Ms. Lewis of your Administrative Law Section to have the rule filed under the proper series, 224, which has been assigned to DJCS.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Staton", written over a faint circular stamp.

W. Ricard Staton
Director

