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November 14, 2017

Judy Cooper
Director – Administrative Law Division
Office of the Secretary of State
Bldg. 1, Suite 157-K
1900 Kanawha Blvd. E.
Charleston, WV 25305

Re: *Private Investigator Licensing Rule*
153 C.S.R. 34

Dear Mrs. Cooper:

I am writing to you concerning the above-referenced rule. This rule is pending review before the Legislative Rule-Making Review Committee. In preparing for rule-making review, our office consulted with counsel for the legislature concerning issues with the rule. Specifically addressed are issues incorporated into the agency approved rule which are predicated on public comments that may exceed the statutory authority. After consultation, we believe that proposing a bill to modify the statute is more appropriate to alleviate the concerns. As per my conversation with you today, please consider this letter as the formal request to withdraw from consideration Title 153, Series 34 of the Code of State Rules.

Should you have any questions, please do not hesitate to contact myself, or Kimberly Mason in the Investigations Division.

Sincerely,

Stephen R. Connolly
Chief Legal Counsel

cc: Jared Wyrick, Director - Legislative Rule-Making Review
Kim Mason, Investigative Analyst

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SECRETARY OF STATE