



FILED

2022 JUN 13 A 11: 06

OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

NOTICE OF EMERGENCY RULE DECISION BY THE SECRETARY OF STATE

AGENCY: Department of Administration

RULE: 148 CSR 1. Purchasing.

STATUTORY AUTHORITY: W. Va. Code §§ 5A-3-4, 10d, and 10e.

DATE FILED AS AN EMERGENCY RULE: June 13, 2022.

Following review under W. Va. Code §29A-3-15a, which requires the Secretary of State to determine that the agency filing such emergency rule: 1) has not exceeded the scope of law authorizing or directing the promulgation thereof; 2) has shown that an emergency exists justifying the promulgation of an emergency rule; and 3) filed the emergency rule in compliance with W. Va. Code §29A-3-15, it is the decision of the Secretary of State that the above emergency rule is **Approved**.

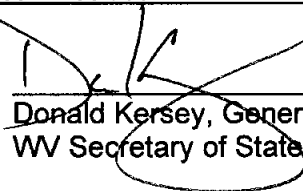
It is the determination of the Secretary of State that this proposal qualifies under the definition of an emergency as defined in §29A-3-15(f):

(1) For the immediate preservation of the public peace, health, safety and welfare;

(2) to comply with a time limitation established by the W. Va. Code or by a federal statute or regulation; or

(3) to prevent substantial harm to the public interest.

Additional notes or comments (if any): This Emergency Rule remedies the Agency's current inability to update its list of impossible-to-bit commodities or services during any given year. Recent supply shortages caused by COVID-19 pandemic and world events require the Rule to ensure other state agencies' can contract with sole-source vendors whose commodities or services were impossible to discern prior to the creation of the annual list.

  
\_\_\_\_\_  
Donald Kersey, General Counsel  
WV Secretary of State's Office