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**Legislative Oversight Commission on Education
Accountability**

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**WEST VIRGINIA LEGISLATURE
State Capitol Building
Charleston, WV 25305**

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

Senate Education Committee
Phone (304) 357-7805
Room M-417

House Education Committee
Phone (304) 340-3265
Room M-434

NOTICE OF ACTION TAKEN BY LEGISLATIVE OVERSIGHT

COMMISSION ON EDUCATION ACCOUNTABILITY

September 11, 2022

TO: The Hon. Mac Warner, Secretary of State, State Register

TO: Higher Education Policy Commission
1018 Kanawha Boulevard, East, Suite 700
Charleston, West Virginia 25301

FROM: Legislative Oversight Commission on Education Accountability

PROPOSED RULE: WVCCTCE, 135 CSR 2, Performance-Based Funding Formula

1. The Legislative Oversight Commission on Education Accountability recommends that the West Virginia Legislature:

- A. Authorize the agency to promulgate the legislative rule
 - a. as originally filed X
 - b. as modified by the agency
 - c. as amended by LOCEA
- B. Authorize the agency to repeal the legislative rule.

2. The Legislative Oversight Commission on Education Accountability recommends that

- A. the rule be withdrawn; a statement of reasons for such recommendation is attached.
- B. the emergency rule be withdrawn; a statement of reasons for such recommendation is attached.
- C. the emergency rule be refiled as recommended to be amended by LOCEA.

Pursuant to Code §29A-3A-12, this notice had been filed in the State Register and with the agency proposing the rule.