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OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

NOTICE OF EMERGENCY RULE DECISION BY THE SECRETARY OF STATE

AGENCY: Higher Education Policy Commission

RULE: 133-19 Guidelines for College Courses for High School Students

STATUTORY AUTHORITY: 18B-1-6, 18B-14-4(d)

DATE FILED AS AN EMERGENCY RULE: 6/21/2023

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): Rule implements dual enrollment pilot program passed in HB 2005 (2023), and rule-making authority is substantially broad.



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