



WEST VIRGINIA LEGISLATURE
Legislative Rule-Making Review Committee

Senator Patricia Rucker, Co-Chair
Delegate Doug Smith, Co-Chair

FILED

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Adair Burgess, Director
**OFFICE OF WEST VIRGINIA
SECRETARY OF STATE**

January 28, 2026

NOTICE OF ACTION TAKEN BY THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

To: Kris Warner, Secretary of State, State Register
To: Garner Marks
Department of Commerce
1900 Kanawha Boulevard E
Suite 800
Charleston, WV 25311
From: Legislative Rule-Making Review Committee
Proposed Rule: Certification of Microgrid Districts or a High Impact Data Center, 145-20

Legislative Rule-Making Review Committee Recommends that the West Virginia Legislature

- 1. Authorize the agency to promulgate the Legislative rule:
 - (A) as originally filed
 - (B) as modified by the agency
X
- 2. Authorize the agency to promulgate the Legislative rule with certain amendments; amendments and a statement of reasons for such recommendation is attached.
- 3. Authorize the agency to promulgate the Legislative rule as modified with certain amendments; amendments and a statement of reasons for such recommendation is attached.
- 4. Recommends that the Legislative rule be withdrawn; a statement of reasons for the recommendation is attached.
- 5. Recommends that the Legislative rule be rejected; a statement of reasons for the recommendation is attached.