



STATE OF WEST VIRGINIA
STATE WATER RESOURCES BOARD

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April 26, 1984

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The Honorable A. James Manchin
Secretary of State
State Capitol
Charleston, WV 25305

Attn: Mr. Robert Jackson,
Administrative Law Division

Dear Sir:

Pursuant to the provisions of Chapter 29A of the Code of West Virginia, 1931, as amended, enclosed please find two (2) copies each of the proposed changes/additions/amendments/deletions to Series V of the Administrative Regulations of the State Water Resources Board (1984) - Procedural Regulations Implementing the Open Governmental Proceedings Act (Chapter 6-9A-3) along with the required State Register Filing form.

Comments on above proposed regulations will be received until May 26, 1984 and can be mailed to the above address or delivered in person to the Board Office at 1260 Greenbrier Street, Charleston, WV.

Respectfully submitted,

Frances E. Hunter
Executive Secretary

enclosures

FILED IN THE OFFICE OF
A. JAMES MANCHIN
SECRETARY OF STATE

THIS DATE April 26, 1984
Administrative Law Division



STATE OF WEST VIRGINIA
OFFICE OF THE SECRETARY OF STATE
CHARLESTON 25308

A. JAMES MANCHIN
SECRETARY OF STATE

STATE REGISTER FILING

I, Frances E. Hunter, Executive Secretary,
Title or Position

STATE WATER RESOURCES BOARD, hereby submit to record in
Department or Division

the State Register on 8 1/2 x 11" paper two (2) copies of

- proposed rules and regulations concerning topics of material not covered by existing rules and regulations;
- proposed rules and regulations superseding rules and regulations already on file;
- notice of hearing;
- findings and determinations;
- rules and regulations; or
- other - specify () .

This filing pertains to

Chapter 6
Article 9A
Series WRB Series V
Section _____
Page No. _____

- proposed rules and regulations are required to go to Legislative Rule Making Committee;
- proposed rules and regulations are excluded from Legislative Rule Making Committee;

April 26, 1984

Date Submitted

Frances E Hunter
Signature of Person Authorizing
this Filing

WEST VIRGINIA ADMINISTRATIVE REGULATIONS

STATE WATER RESOURCES BOARD

CHAPTER 6 - 9A - 3

SERIES V
(1934)

WEST VIRGINIA ADMINISTRATIVE REGULATIONS

STATE WATER RESOURCES BOARD

Chapter 6 - 9A - 3
Series V
(1984)

SUBJECT: **Regulations Implementing the Open Governmental Proceedings Act

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**Procedural Rule

REGULATIONS IMPLEMENTING CODE 6-9A-3,

OPEN GOVERNMENTAL PROCEEDINGS ACT

STATE WATER RESOURCES BOARD

WHEREAS, pursuant to the provisions of Section 3, Article 9A, Chapter 6 of the West Virginia Code of 1931, as amended, the Water Resources Board is a governing body required to promulgate a regulation by which the time and place of all regularly scheduled meetings, all hearings, and the time, place and purpose of all special meetings are made available, in advance, to the public and news media, except in the event of an emergency requiring immediate official action;

NOW THEREFORE, BE IT PROMULGATED BY THE BOARD:

1. The Board shall file with the Secretary of State's Office a Notice containing the time, date and place of all regularly scheduled meetings of the Board. Said Notice must be filed with that office at least seven (7) days in advance.

2. The Board shall file with the Secretary of State's Office a Notice or Notices containing the time, date and place of all Appeal hearings to be heard by the Board pursuant to Code 20-5A-15. Said Notice shall be filed with the Secretary of State at least seven (7) days before the date set for the hearing.

3. The Board shall file with the Secretary of State's Office a Notice containing the time, date, place and purpose of all special meetings to be held by the Board. Said Notice must be filed with that office at least seven (7) days in advance.

4. Copies of all Notices required to be filed by this Regulation with the Secretary of State's Office shall also be delivered to the Capitol News Media, Room _____, State Capitol.

5. None of the provisions of this Regulation shall apply to Board actions taken in the event of an emergency requiring immediate action.

6. None of the provisions of this Regulation shall apply to Board meetings held for the purpose of making an adjudicatory decision.

7. These rules were promulgated on the _____ day of _____, 1984 and become effective on the _____ day of _____, 1984.

PROMULGATION HISTORY

The proposed procedural regulations were filed in the Office of the Secretary of State on May 19, 1981 and went to public notice on the same date -- comment period closing on June 18, 1981.

They were filed in the Secretary of State's Office after adoption on June 29, 1981, with an effective date July 29, 1981.

Proposed changes/additions/amendments/deletions to Series V of the Board's Administrative Regulations were duly filed in the Office of the Secretary of State on April 26, 1984 for inclusion in the State Register, comment period closing on May 26, 1984.

WRB
Adm. Reg. 6-9A-3
Series V

FISCAL NOTE

The proposed changes/additions/amendments/deletions to Series V of the Administrative Regulations of the State Water Resources Board are not expected to require any additional fiscal impact on the public or the State.