

**WEST VIRGINIA
SECRETARY OF STATE
BETTY IRELAND
ADMINISTRATIVE LAW DIVISION**

Form #4

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FILED

2006 JAN 20 P 3:00

OFFICE WEST VIRGINIA
SECRETARY OF STATE

NOTICE OF RULE MODIFICATION OF A PROPOSED RULE

AGENCY: West Virginia Ethics Commission TITLE NUMBER: 158

CITE AUTHORITY: W.Va. Code 6B-2-5b

AMENDMENT TO AN EXISTING RULE: YES ☐ NO ☒

IF YES, SERIES NUMBER OF RULE BEING AMENDED: _____

TITLE OF RULE BEING AMENDED: _____

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: 18

TITLE OF RULE BEING PROPOSED: Ethics Training Requirements for Designated Public
Officials

THE ABOVE PROPOSED LEGISLATIVE RULES, FOLLOWING REVIEW BY THE LEGISLATIVE RULE MAKING REVIEW COMMITTEE, IS HEREBY MODIFIED AS A RESULT OF REVIEW AND COMMENT BY THE LEGISLATIVE RULE MAKING REVIEW COMMITTEE. THE ATTACHED MODIFICATIONS ARE FILED WITH THE SECRETARY OF STATE.

Lewis D. Burns, Executive Director
Authorized Signature

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**TITLE 158
LEGISLATIVE RULE
WEST VIRGINIA ETHICS COMMISSION**

**SERIES 18
ETHICS TRAINING REQUIREMENTS FOR DESIGNATED PUBLIC OFFICIALS**

§ 158-18-1. General.

1.1. Scope.- - This legislative rule establishes a procedure for providing mandatory ethics training to designated public officials.

1.2. Authority. - - W.Va. Code § 6B-2-5b

1.3. Filing Date. -

1.4. Effective Date. -

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§ 158-18-2. APPLICABILITY.

2.1. Any individual who, after July 1, 2005, is elected or appointed to serve in the Legislature, as a member of the Board of Public Works, and those positions in the executive branch of state government which the Governor designates by executive order, shall attend a training course conducted by the Ethics Commission; Provided, That, the provisions of this section do not apply to persons who held public office prior to July 1, 2005 and who are subsequently reelected or reappointed.

2.2. The training shall occur within six months after the initial election or appointment. If a person is subsequently reelected or appointed, then the requirements of this section are satisfied if he or she attended an initial training course.

2.3. The Commission shall confer with the Speaker of the House and the President of the Senate in order to coordinate a mutually convenient time and place to provide a training session for all newly elected or appointed members of the Legislature.

2.4. The Commission shall confer with the Governor in order to coordinate a mutually convenient time and place to provide a training session to those persons designated by the Governor in accordance with W.Va. Code § 6B-2-5b.

2.5. The Commission shall confer with the members of the Board of Public Works in order to coordinate a mutually convenient time and place to provide a training session.

§ 158-18-3. NATURE, DURATION AND CONTENT OF TRAINING

3.1. During the training course, the Commission shall educate the public officials about the general requirements and prohibitions contained in the Ethics Act.

3.2. The training shall be one (1) hour unless additional time is requested. A reasonable amount of time will be allotted during the training session, and, if requested by the public officials, at the conclusion of the training session, for a question and answer period.

3.3. The Commission shall keep records which contain the names of the persons who have undergone the training and the dates the training occurred.