



**WEST VIRGINIA LEGISLATURE**  
*Legislative Rule-Making Review Committee*

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OFFICE WEST VIRGINIA  
SECRETARY OF STATE

*Senator Mike Ross, Cochair  
Delegate Virginia Mahan, Cochair  
Debra A. Graham, Counsel*

May 22, 2002

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

TO: Joe Manchin, Secretary of State, State Register

TO: Martha Barnitt  
Health, Division of  
Building 3, Room 201  
Capitol Complex

FROM: Legislative Rule-Making Review Committee

Proposed Rule: **Surrogates for Incapacitated Persons in Health Care Facilities Operated by the DHHR, 64CSR86**

The 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
- 2. Authorize the agency to promulgate part of the Legislative rule; a statement of reasons for such recommendation is attached.
- 3. Authorize the agency to promulgate the Legislative rule with certain amendments; amendments and a statement of reasons for such recommendation is attached.
- 4. Authorize the agency to promulgate the Legislative rule as modified with certain amendments; amendments and a statement of reasons for such recommendation is attached.
- 5. Recommends that the Legislative rule be withdrawn; a statement of reasons for such recommendation is attached.

SCANNED