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

OFFICE OF THE  
SECRETARY OF STATE

*Senator Joseph Minard, Cochair*  
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*Rita A. Pauley, Associate Counsel*  
*Brian Skinner, Associate Counsel*  
*Charles Roskovensky, Associate Counsel*  
*Jay Lazell, Associate Counsel*

November 16, 2010

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

TO: Natalie E. Tennant, Secretary of State, State Register  
TO: Marianne Kapinos, General Counsel  
WV Health Care Authority  
100 Dee Drive  
Charleston, WV 25311  
FROM: Legislative Rule-Making Review Committee  
Proposed Rule: Certificate of Need Rule, 65CSR7

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   X
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 Recommends that the Legislature rule be withdrawn; a statement of reasons for such recommendation is attached. \_\_\_\_\_