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**Legislative Oversight Commission on Education Accountability  
WEST VIRGINIA LEGISLATURE**

State Capitol Building  
Charleston, WV 25305

Senate Education Committee  
Phone (304) 357-7805  
Room M-427

OFFICE WEST VIRGINIA  
SECRETARY OF STATE  
House Education Committee  
Phone (304) 340-3265  
Room M-434

**NOTICE OF ACTION TAKEN BY LEGISLATIVE OVERSIGHT  
COMMISSION ON EDUCATION ACCOUNTABILITY**

January 12, 2009

TO: The Hon. Betty Ireland, Secretary of State, State Register

TO: Dr. Brian Noland  
Chancellor  
Higher Education Policy Commission  
1018 Kanawha Boulevard, East, Suite 700  
Charleston, West Virginia 25301

FROM: Legislative Oversight Commission on Education Accountability

**PROPOSED RULE: 133-5. Guidelines for Governing Boards in Employing and  
Evaluating Presidents.**

1. The Legislative Oversight Commission on Education Accountability recommends that the West Virginia Legislature:
  - A. Authorize the agency to promulgate the legislative rule
    - (a) as originally filed -----
    - (b) as modified by the agency ---X---
  - B. Authorize the agency to promulgate part of the legislative rule; a statement of reasons for such recommendation is attached. -----
2. The Legislative Oversight Commission on Education Accountability recommends that
  - A. the rule be withdrawn; a statement of reasons for such recommendation is attached. -----
  - B. the emergency rule be withdrawn; a statement of reasons for such recommendation is attached. -----

Pursuant to Code §29A-3A-12, this notice has been filed in the State Register and with the agency proposing the rule.