



FILED

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

State Capitol Building
Charleston, WV 25305

2001 AUG 27 A 9:45

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

Senate Education Committee
Phone (304) 357-7955
Room M-427

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

August 24, 2001

TO: The Hon. Joseph Manchin III, Secretary of State, State Register

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

FROM: Legislative Oversight Commission on Education Accountability (LOCEA)

PROPOSED RULE: **133-6. Higher Education Adult Part-Time Student (HEAPS) Grant Program. Emergency Rule.**

Pursuant to §18C-5-7 (e) which requires LOCEA to approve the proposed HEAPS emergency rule before such rule is filed with the Office of the Secretary of State, LOCEA met on August 21, 2001, and took the following action:

1. Authorized the agency to promulgate the Emergency rule
 - (a) as originally filed X
 - (b) as modified by the agency
2. Authorized the agency to promulgate part of the Emergency rule; a statement of reasons for such recommendation is attached.
3. Directed the agency to withdraw the emergency rule; 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.

SCANNED