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

State Capitol Building
Charleston, WV 25305

OFFICE OF THE WEST VIRGINIA
SECRETARY OF STATE

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

House Education Committee
Phone (304) 340-3265
Room M-434

NOTICE OF ACTION TAKEN BY LEGISLATIVE OVERSIGHT
COMMISSION ON EDUCATION ACCOUNTABILITY

December 7, 2009

TO: The Hon. Natalie Tennant, 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: **133-7. West Virginia Providing Real Opportunities for Maximizing in-State Student Excellence. (Emergency Rule)**

In accordance with §18B-1B-6 (e), the Legislative Oversight Commission on Education Accountability

A. Authorizes the agency to implement the emergency rule

(a) as filed with LOCEA ----X----

(b) as modified by the agency to meet the objections of
LOCEA and filed with the Secretary of State -----

B. Authorizes the agency to promulgate part of 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.