



WEST VIRGINIA DEPARTMENT OF TRANSPORTATION  
**Division of Highways**

1900 Kanawha Boulevard East • Building Five • Room 110  
Charleston, West Virginia 25305-0430 • 304/558-3505

Joe Manchin III  
Governor

July 24, 2009

MEMORANDUM

**TO:** The Honorable Natalie E. Tennant  
Secretary of State

The Honorable Joseph M. Minard  
West Virginia Senate

The Honorable Bonnie Brown  
West Virginia House of Delegates

**FROM:** *For* Paul A. Mattox, Jr., P. E.  
Secretary of Transportation/  
Commissioner of Highways

**SUBJECT:** Proposed Legislative Rule Change

2009 JUL 27 AM 10:28  
OFFICE OF THE SECRETARY OF STATE  
FILED

The West Virginia Department of Transportation, Division of Highways, submitted a proposed legislative rule change to Series 3, Construction and Reconstruction of State Roads, to your offices on July 2, 2009. The changes were relative to WV Code 17-2A-8(1); (2); 17-4-19.

Due to additional changes, we are formally requesting that these rules be withdrawn for consideration during the legislative interims and the 2010 legislative session.

Should you have any questions, please feel free to contact Mr. Marvin Murphy, our State Highway Engineer, or Ms. Kathy Holtsclaw, our Legislative Liaison, at (304) 558-2804

PAM:Rs

cc: Rule Making Review Committee. Building 1, Room MB49

bcc: AC, CH, CHH, HP, BL, PC (Stanevich)