

STATE OF WEST VIRGINIA
OFFICE OF THE GOVERNOR
CHARLESTON

March 18, 2011

The Honorable Richard Thompson
Speaker, West Virginia House of Delegates
State Capitol
Charleston, West Virginia

Dear Mr. Speaker:

Pursuant to the provisions of section fourteen, article VII of the Constitution of West Virginia, I hereby disapprove and return Enrolled Committee Substitute for House Bill No. 2639.

I must object to this Bill because its object is not adequately expressed in the title. The Bill would authorize the Board of Optometry to promulgate a legislative rule relating to examination and scoring policy contained in 14 CSR 6; however, the title does not make reference to the rule authorized by the Bill. Accordingly, I find the title of the Bill inconsistent with the substance of the Bill, so as to render Enrolled Committee Substitute for House Bill No. 2639 constitutionally defective.

For this reason, I must veto the legislation. However, I encourage the Legislature to reconsider this matter in the future and return it to my desk for approval.

Very truly yours,

Earl Ray Tomblin,

Governor.

cc: The Honorable Jeffrey V. Kessler

The Honorable Natalie E. Tennant