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OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

SECOND REGULAR SESSION, 2004

ENROLLED

COMMITTEE SUBSTITUTE
FOR
House Bill No. 4266

(By Mr. Speaker, Mr. Kiss, and Delegates Walters,
Trump, Webb, Beane, Cann and Browning)

Passed March 13, 2004

In Effect Ninety Days from Passage

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H. B. 4266

(BY MR. SPEAKER, MR. KISS, AND DELEGATES WALTERS,
TRUMP, WEBB, BEANE, CANN AND BROWNING)

[Passed March 13, 2004; in effect ninety days from passage.]

AN ACT to amend the code of West Virginia, 1931, as amended, by adding thereto a new article, designated §5-29-1 and §5-29-2, all relating to requiring certain state regulatory agencies to study ways and develop plans to expedite the issuance and renewal of licenses, permits and certificates to business entities in good standing; and requiring reports to the Legislature.

Be it enacted by the Legislature of West Virginia:

That the code of West Virginia, 1931, as amended, be amended by adding thereto a new article, designated §5-29-1 and §5-29-2, all to read as follows:

**CHAPTER 5. GENERAL POWERS AND AUTHORITY
OF THE GOVERNOR, SECRETARY OF STATE
AND ATTORNEY GENERAL; BOARD**

**OF PUBLIC WORKS; MISCELLANEOUS AGENCIES,
COMMISSIONS, OFFICES, PROGRAMS, ETC.**

**ARTICLE 29. EXPEDITIOUS ISSUANCE OF LICENSES BY REGULATORY
AGENCIES.**

§5-29-1. Purpose of article.

1 The purpose of this article is to provide for more expedi-
2 tious and efficient issuance of permits, licenses or certificates
3 by state regulatory agencies to business entities that are in good
4 standing in the payment of taxes and other obligations to the
5 state. For the purposes of this article, a business entity in good
6 standing is one that:

7 (1) Has conducted commercial activities in this state for at
8 least two years;

9 (2) Has paid any business tax, workers' compensation or
10 unemployment compensation premiums due in the preceding
11 two years; and,

12 (3) Has not engaged in activities for which any claim of a
13 substantial violation of any statute or rule has occurred in the
14 previous two years.

**§5-29-2. Regulatory agencies to study expedited permits, licenses
and certificates; reports to the Legislature.**

1 (a) The following regulatory agencies shall study, review
2 and develop a plan for expediting the issuance and renewal of
3 permits, licenses and certificates for business entities in good
4 standing:

5 (1) Division of labor;

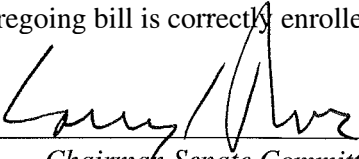
6 (2) The office of miners' health, safety and training; (3) the
7 division of forestry;

8 (4) The office of health facilities licensure and certification
9 within the department of health and human resources; and

10 (5) The department of environmental protection excepting
11 the oil and gas inspectors' examining board.

12 (b) On or before the first day of December, two thousand
13 four, each agency to which this article applies shall file a report
14 with the joint standing committee on government organization,
15 setting forth the findings of its study, its plan to expedite the
16 issuance and renewal of permits, licenses and certificates to
17 business entities in good standing, and its recommendations for
18 any legislation required to meet the purposes of this article.

That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.



Chairman Senate Committee



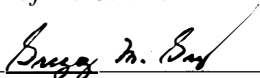
Chairman House Committee

Originating in the House.

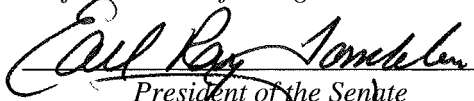
In effect ninety days from passage.



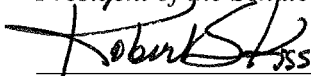
Clerk of the Senate



Clerk of the House of Delegates

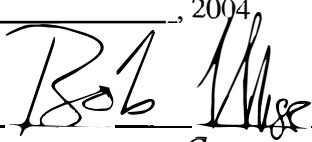


President of the Senate



Speaker of the House of Delegates

The within is approved this the 5th
day of April, 2004



Governor

PRESENTED TO THE

GOVERNOR

DATE 3/26/04

TIME 3:30 P