

**JULY 18**



AGENDA

LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

FRIDAY, JULY 18, 1986

7:00 - 9:00 P. M.

COMMITTEE MEETING ROOM, E-226

1. Approval of Minutes
2. REVIEW OF LEGISLATIVE RULES:
  - a. Water Resources Board - Series I, Water Quality Standards
  - b. Board of Health - Rules and regulations relating to hospital licensure. (Motion by Senator Boettner to reconsider the action whereby the Committee rejected the proposed rule.)
  - c. Department of Health - Rules and regulations relating to methods and standards for chemical test for intoxication.
  - d. WV Board of Embalmers and Funeral Directors - Regulations governing the Board of Embalmers and Funeral Directors.
  - e. WV Hospital Finance Authority - Establishment of Fee Schedule and Cost Allocations applicable to the Issuance of Bonds by the WV Hospital Finance Authority.
  - f. Tax Department - B & O Tax, Chapter 11-10, Series XIII
3. Other business.

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(Presentation by Robert Parsons,  
Assistant Attorney General)
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  - f. Tax Department - B & O Tax, Chapter 11-10, Series XIII
3. Other business.

Friday, July 18, 1986      Legislative Rule-Making Review Committee  
(Code §29A-3-10)

7:00 p.m.

Dan Tonkovich,  
ex officio nonvoting member

Joseph P. Albright,  
ex officio nonvoting member

Senate

House

Williams, R., Chairman  
Boettner  
Rogers (absent)  
Tomblin (absent)  
Harman (absent)  
Shaw (absent)

Casey, Chairman  
Knight  
Schifano (absent)  
Wiedebusch (absent)  
Shaffer (absent)  
Springston (absent)

The meeting was called to order by Senator Williams, Co-Chairman.

The minutes of the June 29, 1986, meeting were approved.

Mr. Williams told members of the Committee that because a quorum was not present, the Committee would be unable to take action on any of the rules on the agenda. Therefore, he said that the Committee would meet again from 3:00 - 5:00 p.m. on Sunday, July 20, 1986, in the same meeting room in order to consider the items on the agenda.

However, without objection, he stated that he was going to allow Robert Parsons, Assistant Attorney General, to make a presentation to the Committee on the rules proposed by the Water Resources Board relating to Water Quality Standards. There being no objection, Mr. Parsons made his presentation.

The meeting was adjourned.

ROLL CALL - LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

DATE: July 18, 1986

TIME: 7:00 - 9:00 p.m.

NAME	Present	Absent	Yeas	Nays
Albright, Joseph P.				
Casey, James M.	✓			
Knight, Thomas A.	✓			
Schifano, Larry E.				
Wiedebusch, Larry				
Shaffer, Charles R.				
Springston, Benjamin				
Tonkovich, President				
Williams, Ralph D.	✓			
Boettner, John "Si"	✓			
Rogers, J. Robert				
Tomblin, Earl Ray				
Harman, C. N.				
Shaw, Michael				

REGISTRATION OF PUBLIC  
AT  
COMMITTEE MEETINGS  
WEST VIRGINIA LEGISLATURE

COMMITTEE: Leg. Rule-Making Review

DATE: July 18, 1986

NAME	ADDRESS	REPRESENTING	PLEASE CHECK (X) IF YOU DESIRE TO MAKE A STATEMENT
Please print or write plainly			
BOB PARSONS		WATER RESOURCES BD.	YES INTRODUCTION
FRANK HUNTER		" " "	NO
DR. PAUL HILL		" " "	AS NECESSARY
KAY HOWARD		HEALTH DEPT	AS NECESSARY
DR. JOHN BROUGH		"	"
JOAN RUTLEDGE		"	"
Robert J. O'Neal	Charleston	Spelman, Thomas, et al	"
ERIC RILEY	Chas	WVHA	AS Requested
Camden P. Sigrist	Charleston	Bowles, McDavid, Graff & Love W. Va. Hospital Finance Authority	AS Requested
Charles Galloway	Charleston	WVA Dept of Health/Embalmers	" "
John Vandegrift		WVA Hosp ASSC.	
David T. Embow	Lexington, Ky	App. Reg. Hosp. Fee	AS Requested
Kim Brown Poland	Charleston	Robinson + McElwee	
Robert G. Worden	"	WV MANUFACTURERS ASSN	

JULY 20

AGENDA

LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

SUNDAY, JULY 20, 1986

3:00 P. M.

COMMITTEE MEETING ROOM, E-226

1. Approval of Minutes
2. REVIEW OF LEGISLATIVE RULES:
  - a. Water Resources Board - Series I, Water Quality Standards  
  
(Presentation by Robert Parsons,  
Assistant Attorney General)
  - b. Board of Health - Rules and regulations relating to hospital licensure. (Motion by Senator Boettner to reconsider the action whereby the Committee rejected the proposed rule.)
  - c. Department of Health - Rules and regulations relating to methods and standards for chemical test for intoxication.
  - d. WV Board of Embalmers and Funeral Directors - Regulations governing the Board of Embalmers and Funeral Directors.
  - e. WV Hospital Finance Authority - Establishment of Fee Schedule and Cost Allocations applicable to the Issuance of Bonds by the WV Hospital Finance Authority.
  - f. Tax Department - B & O Tax, Chapter 11-10, Series XIII
3. Other business.

SPECIAL MEETING

Sunday, July 20, 1986

Legislative Rule-Making Review Committee  
(Code §29A-3-10)

3:00 - 5:00 p.m.

Dan Tonkovich,  
ex officio nonvoting member

Joseph P. Albright,  
ex officio nonvoting member

Senate

House

Williams, R., Chairman  
Boettner (absent)  
Rogers (absent)  
Tomblin (absent)  
Harman (absent)  
Shaw (absent)

Casey, Chairman  
Knight  
Schifano (absent)  
Wiedebusch  
Shaffer  
Springston (absent)

The meeting was called to order by Mr. Casey, Co-Chairman.

The minutes of the meeting of July 18, 1986, were approved.

Debra Graham, Associate Counsel, reviewed the abstract on the rule proposed by the Tax Department, relating to the B & O Tax. Robert Rodak of the Tax Department further explained the rule and answered questions from the Committee.

Mr. Shaffer moved that the proposed rule be approved as modified.

Mr. Casey noted that the Committee must have a quorum in order to approve a rule and that due to a lack of quorum that no action could be taken on Mr. Shaffer's motion. Mr. Casey told those agency representatives who were present and other interested persons that the Committee may meet tomorrow if an appropriate time could be found and that staff would call them in

that case. Otherwise, the rules on this month's agenda will be considered in September.

The meeting was adjourned.

ROLL CALL - LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

DATE: July 20, 1986

TIME: 3:00-5:00 pm.

NAME	Present	Absent	Yeas	Nays
Albright, Joseph P.				
Casey, James M.	✓			
Knight, Thomas A.	✓			
Schifano, Larry E.				
Wiedebusch, Larry	✓			
Shaffer, Charles R.	✓			
Springston, Benjamin				
Tonkovich, President				
Williams, Ralph D.	✓			
Boettner, John "Si"				
Rogers, J. Robert				
Tomblin, Earl Ray				
Harman, C. N.				
Shaw, Michael				
TOTAL				

RE: \_\_\_\_\_  
 \_\_\_\_\_  
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REGISTRATION OF PUBLIC  
AT  
COMMITTEE MEETINGS  
WEST VIRGINIA LEGISLATURE

COMMITTEE: LAMC

DATE: JULY 20, 1986

NAME	ADDRESS	REPRESENTING	PLEASE CHECK (X) IF YOU DESIRE TO MAKE A STATEMENT
Please print or write plainly			
BOB PARSONS		WATER RESOURCES BD.	YES (BRIEF INTRO
FRAN HUNTER		" "	-DUCTION)
DR. PAUL HILL		" "	AS REQ.
ROBERT O'NEIL	CHAS <sup>344-4081</sup> Board of Health	APPALACHIAN REGIONAL	AS NECESSARY
Kay Howard		HEALTHCARE	
		Health Dept	As needed
Joan Rutledge		Health Dept	NO
Robert G. Worden	Chas 342-2123	WV MANUFACTURERS ASSN	
Robert A. Durbin	Chas 348-0549	W.V. Hospital Finance Auth	as needed.
Robert Radak	CHAS	TAX DEPT.	as needed
W. R. Funch	Sistersville, W. Va	Molloy Corp.	
ERIC RICE		WV AD Hospital Ass	345-9813
FRAN HUNTER		Water Res Board	348-4002