

November 2004

NOVEMBER 8

Monday, November 8, 2004

9:00 a.m. to 10:00 a.m.

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

Earl Ray Tomblin
ex officio nonvoting member

Robert "Bob" Kiss
ex officio nonvoting member

Senate

House

Ross, Chairman
Minard, Vice Chairman
Snyder
Unger
Boley
Minear

Absent

Mahan, Chairman
Thompson, Vice Chairman
Cann
Kominar
Armstead
Faircloth
Absent

The meeting was called to order by Ms. Mahan, Co-Chairman.

Karen Price, with the West Virginia Manufacturers Association, introduced John Hill.

John Hill, with the DOW Chemical Company, discussed Category A on Water Quality Standards. Mr. Hill responded to questions from the Committee.

Edward M. Snyder, Ph. D., Environmental Quality Board Chair discussed the updates for the Environmental Quality Board matters. Mr. Snyder answered questions from the Committee Members.

Tom Armbrecht, with the West Virginia Environmental Quality Board, addressed the Committee regarding funding and responded to questions.

The minutes of the October 10, 2004, meeting were approved.

Mr. Unger made a motion for the Committee to write a letter to the Joint Committee on Finance making them aware of the Environmental Quality Board's financial situation.

Discussion of the Committee members.

Debra Graham, Chief Counsel, responded to questions from the Committee.

Mr. Unger restated his motion.

Mr. Snyder makes a motion to lie over the vote until the November 9, 2004 Rule-Making meeting.

Mr. Minard moved the motion. The motion was adopted.

The meeting was adjourned.

TENTATIVE AGENDA
LEGISLATIVE RULE-MAKING REVIEW COMMITTEE
Monday, November 8, 2004
9:00 a.m. to 10:00 a.m.
Senate Finance Committee Room M-451

1. **Approval of Minutes** - Meeting of October 10, 2004.

2. **Update on Environmental Quality Board matters.**

Edward M. Snyder, Ph. D., Board Chair
WV Environmental Quality Board

Edward C. Armbrecht, Jr., Board Member
WV Environmental Quality Board

3. **Other Business**

NOVEMBER INTERIM ATTENDANCE

Legislative Interim Meetings

November 7, 8, and 9, 2004

Monday, November 8, 2004

9:00 a.m. - 10:00 a.m.

Legislative Rule-Making Review Committee

Earl Ray Tomblin, ex
officio nonvoting member

Robert "Bob" Kiss, ex
officio nonvoting member

Senate

House

Ross, Chair ✓
Minard, Vice Chair ✓
Snyder ✓
Unger ✓
Boley ✓
Minear ✓

Mahan, Chair ✓
Thompson, Rick, Vice Chair ✓
Cann ✓
Kominar ✓
Armstead ✓
Faircloth ✓

Mahan called meeting to order
Category A Karen Price, WV MFB introduced John Hill who
discussed a procedural rule - ^{removing category designation} Pats Branch (Huntington
Alloys) never would be used for drinking H₂O. Unnecessary
burden on regulated community.

EQB

Dr. Ed Snyder, Chairman - Budget shortfall →
attny & tech ~~adv~~ ^{advisor} have left the Bd. Can't
function w/o these two positions. Working w/ Air
Quality Bd. DEP will fund appellate ~~fund~~
for remainder of fiscal yr. This yr \$50,000
shortfall. Next yr \$112,000.

Ted Ambrecht - regulated community trying to
control the Bd

Approval Minutes 10/10/04

Unger Moves Letter to Jt Committee approach Gov abt putting
an call for special session; addl funding transferred.
Cann - discussion w/ Finance chairmen
Minard - not our function to vote money → setting
a bad precedent.

Unger* restated [Inform leadership of prob of \$55,000 shortfall. Review
Pursue if approp ⇒ on call

Snyder Wants motion to lie over til next meeting →
adopted special order of business.

Minard Moves previous question

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November 7, 8, and 9, 2004

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Legislative Rule-Making Review Committee

Earl Ray Tomblin, ex officio nonvoting member

Robert "Bob" Kiss, ex officio nonvoting member

Senate

House

Ross, Chair	✓
Minard, Vice Chair	✓
Snyder	✓
Unger	✓
Boley	_____
Minear	✓

Mahan, Chair	✓
Thompson, Rick, Vice Chair	✓
Cann	✓
Kominar	_____
Armstead	✓
Faircloth	_____

Del. Mahan called meeting to order.

~~Del. Mahan called meeting to order.~~

- opening for presentation on
- Karen Price - Category A on Water Quality Standards
- John Hill - Dohd Chemical Co. - presentation on Category A - water Quality Standards
Asking for a clarification of category A
- Questions from the committee
- Dr. Edward Snyder - EQB update from the EQB
Budget - loss of two Libby Chadfield : EQB Attorney - Christy
shortfall for next year \$112,000.00 to \$115,000.00
shortfall for this year \$55,000.00 add \$23,000.00
- Questions from the Committee

In need of - Appeal course!

total budget ^{air} _{with} \$280,000.00 4 employ

- ~~Env~~ quality board 5 members - currently 4 ^{one} spot vacant
- Air quality board 7 members

Ross suggests combining the Air & Water Bds
Edward

- ~~Edward~~ Armbrecht EQB Bd. Member

- EPA provided backup to DEP & EQB
- w/o proper funding the EQB it will be gone

- Please restore the \$55,000.00 to the EQB so it may continue to operate.

- Questions from ~~the~~ the Committee

- Approval of October 10 minutes

- Unger question to the chair (mahow)

- move this committee write a letter to the joint committee on Finance for the \$55,000.00 to be transferred

- Cann no problem w/ Ungers intention but thinks a discussion w/ joint com. on Finance why the budget is like it is.

- Unger sees Canns concern but that is why it is to Joint Com in Finance

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Legislative Rule-Making Review Committee

Earl Ray Tomblin, ex
officio nonvoting member _____

Robert S. Kiss, ex
officio nonvoting member _____

Senate

Ross, Chair _____

Minard, Vice Chair _____

Snyder _____

Unger _____

Boley _____

Minear _____

✓
✓
✓
✓

✓

House

Mahan, Chair _____

Thompson, Richard, Vice Chair _____

Cann _____

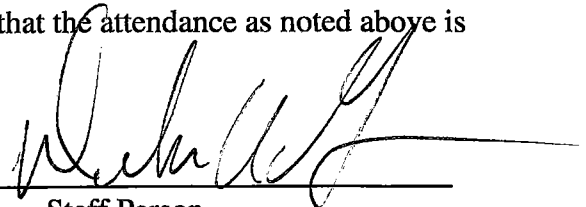
Kominar _____

Armstead _____

Faircloth _____

✓
✓
✓
✓

I certify that the attendance as noted above is correct.



Staff Person

Debra Graham

Please return to Brenda in Room 132-E or Fax to 347-4819.

NOVEMBER 9

Tuesday, November 9, 2004

2:00 p.m. to 4:00 p.m.

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

Earl Ray Tomblin
ex officio nonvoting member

Robert "Bob" Kiss
ex officio nonvoting member

Senate

House

Ross, Chairman
Minard, Vice Chairman
Snyder
Unger
Boley
Minear

Mahan, Chairman
Thompson, Vice Chairman Absent
Cann Absent
Kominar
Armstead
Faircloth Absent

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

The minutes of the October 19, 2004, meeting were approved.

Mr. Minard moved Mr. Unger's motion to the foot of the agenda.

Debra Graham, Chief Counsel, explained her abstract on the rule proposed by the **Board of Veterinary Medicine, Schedule of Fees, 26CSR6** and stated that the Board has agreed to technical modifications.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Brian Skinner, Associate Counsel, explained his abstract on the rule proposed by the **West Virginia Department of Administration, Leasing Space on Behalf of State Spending Units, 148CSR2** and stated that the Department has agreed to technical modifications.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Mr. Skinner, reviewed his abstract of the rule proposed by the **West Virginia Department of Administration, State Owned Vehicles, 148CSR3** and responded to question from the Committee.

Donna Lipscomb, with the Department of Administration, responded to questions from the Committee.

Ms. Mahan moved that the proposed rule be approved. The motion was adopted.

Ms. Graham, reviewed her abstract of the rule proposed by the **West Virginia Department of Agriculture, Animal Disease Control, 61CSR1** and stated that the Department has agreed to technical modifications.

Steve Hannah, Deputy Commissioner of the Department of Agriculture, responded to questions from the Committee.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham, explained her abstract on the rule proposed by the **West Virginia Department of Agriculture, Commercial Feed, 61CSR5** and stated that the Board has agreed to technical modifications.

Mr. Hannah responded to questions from the Committee.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Mr. Skinner, reviewed his abstract on the rule proposed by the **Alcohol Beverage Control Commission, Retail Liquor Commission, 175CSR1**.

Ms. Mahan moved that the proposed rule be approved. The motion was adopted.

Mr. Skinner, explained his abstract on the rule proposed by the **Alcohol Beverage Control Commission, Private Club Licensing, 175CSR2**.

Ms. Mahan moved that the proposed rule be approved. The motion was adopted.

Mr. Skinner, reviewed his abstract on the rule proposed by the **Alcohol Beverage Control Commission, Bailment Policies and Procedures, 175CSR61**.

Ms. Mahan moved that the proposed rule be approved. The motion was adopted.

Ms. Graham, explained her abstract on the rule proposed by the **West Virginia Consolidated Public Retirement Board, Benefit Determination and Appeal, 162CSR1** and stated that the Board has agreed to technical modifications.

Joseph J. Jankowski, Executive Director, with the West Virginia Consolidated Public Retirement Board, responded to questions from the Committee.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham, reviewed her abstract on the rule proposed by the **West Virginia Consolidated Public Retirement Board, General Provisions, 162CSR2** and stated that the Board has agreed to technical modifications.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham, explained her abstract on the rule proposed by the **West Virginia Consolidated Public Retirement Board, Teachers' Defined Contribution System, 162CSR3** and stated that the Board has agreed to technical modifications.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham, reviewed her abstract on the rule proposed by the **West Virginia Consolidated Public Retirement Board, Teachers' Defined Benefit Plan, 162CSR4** and stated that the Board has agreed to technical modifications.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham, reviewed her abstract on the rule proposed by the **West Virginia Consolidated Public Retirement Board, Public Employees Retirement System, 162CSR5** and stated that the Board has agreed to technical modifications.

Mr. Jankowski responded to questions from the Committee.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham, explained her abstract on the proposed rule by the **West Virginia Consolidated Public Retirement Board, West Virginia State Police Disability Determination and Appeal, 162CSR9**.

Ms. Mahan moved that the proposed rule be approved. The motion was adopted.

Ms. Graham, reviewed her abstract on the rule proposed by the

West Virginia Consolidated Public Retirement Board, Public Employees Retirement System, 162CSR10 and stated that the Board has agreed to technical modifications.

Mr. Jankowski responded to questions from the Committee.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Mr. Skinner, explained his abstract on the proposed rule by the **Hatfield-McCoy Regional Recreational Authority, Rules for Use of Facilities, 204CSR1**, stated that the Board has agreed to technical modifications and responded to questions.

Harry Shaffer, General Counsel, with the Hatfield-McCoy Regional Recreational Authority, responded to questions from the Committee.

Mr. Minard moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham, reviewed her abstract on the rule proposed by the **Bureau for Public Health, Health and Human Resources, Reportable Diseases, Events and Conditions, 64CSR7** and stated that the Bureau has agreed to technical modifications.

Loretta Hatte, State Epidemiologist, responded to questions from the Committee.

Dr. Ann Labick, Director of Office Laboratories, responded to questions from the Committee.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham, explained her abstract on the rule proposed by the **Bureau for Public Health, Health and Human Resources, Grade "A" Pasturized Milk, 64CSR34** and stated that the Board has agreed to technical modifications.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham, reviewed her abstract on the rule proposed by the **Division of Motor Vehicles, Administrative Due Process, 91CSR1**.

Ms. Mahan moved that the proposed rule be approved. The motion was adopted.

Mr. Skinner, explained his abstract on the rule proposed by the **Division of Motor Vehicles, Examination and Issuance of Driver's License, 91CSR4.**

Mr. Minard moved that the proposed rule be approved. The motion was adopted.

Mr. Skinner, reviewed his abstract on the rule proposed by the **West Virginia Division of Personnel, Administrative Rule of the West Virginia Division of Personnel, 143CSR1** and stated that the Division has agreed to technical modifications.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham, explained her abstract on the rule proposed by the **State Tax Department, Valuation of Producing and Reserve Oil and Gas for Ad Valorem Property Tax, 110CSR1J** and stated that the Department has agreed to technical modifications.

Dale Steager, Acting Tax Commissioner, asked Don Habb, Unit Manager for Special Properties to answer questions from the Committee. Mr. Habb responded to questions.

Mr. Armstead requested that he be excused from voting. Mr. Armstead did not vote.

Mr. Minard moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham, reviewed her abstract on the rule proposed by the **State Tax Department, Consumer Sales and Service Tax and Use Tax - Executive Orders Declaring Emergency and Exempting From Tax Mobile Homes and Similar Units and Building Materials Used and Consumed in Repair or Replacement of Residences and Business Damaged in a Disaster, 110CSR15I** and responded to questions from the Committee.

Dale Steager, Acting Tax Commissioner, responded to questions from the Committee.

Ms. Mahan moved that the proposed rule be laid over until the Committee's next meeting. The motion was adopted.

The meeting was adjourned.

TENTATIVE AGENDA
LEGISLATIVE RULE-MAKING REVIEW COMMITTEE
Tuesday, November 9, 2004
2:00 p.m. to 4:00 p.m.
House Finance Committee Room

1. **Approval of Minutes - Meeting of September 19, 2004**

2. **Review of Legislative Rules:**
 - a. **Board of Veterinary Medicine**
Schedule of Fees
26CSR6

 - b. **West Virginia Department of Administration**
Leasing Space on Behalf of State Spending Units
148CSR2

 - c. **West Virginia Department of Administration**
State Owned Vehicles
148CSR3

 - d. **West Virginia Department of Agriculture**
Animal Disease Control
61CSR1

 - e. **West Virginia Department of Agriculture**
Commercial Feed
61CSR5

 - f. **Alcohol Beverage Control Commission**
Retail Liquor Operation
175CSR1

 - g. **Alcohol Beverage Control Commission**
Private Club Licensing
175CSR2

 - h. **Alcohol Beverage Control Commission**
Bailment Policies and Procedures
175CSR6

- i. **WV Consolidated Public Retirement Board**
General Provisions
162CSR1
- j. **WV Consolidated Public Retirement Board**
Benefit Determination and Appeal
162CSR2
- k. **WV Consolidated Public Retirement Board**
Teachers' Defined Contribution System
162CSR3
- l. **WV Consolidated Public Retirement Board**
Teachers' Defined Benefit Plan
162CSR4
- m. **WV Consolidated Public Retirement Board**
Public Employees Retirement System
162CSR5
- n. **WV Consolidated Public Retirement Board**
West Virginia State Police Disability Determination and Appeal
162CSR9
- o. **WV Consolidated Public Retirement Board**
Deputy Sheriff Retirement System
162CSR10
- p. **Hatfield-McCoy Regional Recreation Authority**
Rules for Use of Facilities
204CSR1
- q. **Bureau for Public Health, Health and Human Resources**
Reportable Disease, Events and Conditions
64CSR7
- r. **Bureau for Public Health, Health and Human Resources**
Grade "A" Pasteurized Milk
64CSR34
- s. **Division of Motor Vehicles**
Administrative Due Process
91CSR1
- t. **Division of Motor Vehicles**
Examination and Issuance of Driver's License
91CSR4

- u. **WV Division of Personnel**
Administrative Rule of the West Virginia Division of Personnel
143CSR1

- v. **State Tax Department**
Valuation of Producing and Reserve Oil and Gas for Ad Valorem Property Tax
110CSR1J

- w. **State Tax Department**
Consumer Sales and Service Tax and Use Tax - Executive Orders Declaring Emergency and Exempting From Tax Mobile Homes and Similar Units and Building Materials Used and Consumed in Repair or Replacement of Residences and Business Damaged in a Disaster
110CSR15I

3. **Other Business**

NOVEMBER INTERIM ATTENDANCE

Legislative Interim Meetings

November 7, 8, and 9, 2004

Tuesday, November 9, 2004

2:00 p.m. - 4:00 p.m.

Legislative Rule-Making Review Committee

Earl Ray Tomblin, ex
officio nonvoting member

Robert "Bob" Kiss, ex
officio nonvoting member

Senate

House

Ross, Chair	✓
Minard, Vice Chair	✓
Snyder	_____
Unger	_____
Boley	✓
Minear	✓

Mahan, Chair	✓
Thompson, Rick, Vice Chair	✓
Cann	✓
Kominar	✓
Armstead	✓
Faircloth	_____

Minard Approve minutes 9/19/04
move ungers motion to foot of agenda

Veterinarians

Mahan
adopted

Approve as modified

DOA - Leasing Space

Brian explained

Mahan
adopted

Approve as modified

DOA - State-owned vehicles

Brian explained & responded to q's

Donna Lipscomb, DOA responded to questions

Mahan
adopted

Approve

Agriculture - Animal Disease

I explained & responded to questions

Steve Hannah responded to questions.

Mahan
adopted

Approve as modified

Agriculture - Commercial Fee

I explained

Steve Hannah

Mahan
adopted

Approve as modified

ABCC - Retail Liquor

Brian explained

Approve

Armstrong voted "No"

Mahan
adopted

ABCC - Private

Brian explained

Approve

Mahan
adopted

Mahan acknowledged farmer Sen Anderson

ABCC - Bailment

Brian explained

Approve

Mahan
adopted

CPRB - Ben

I explained

Joe Jankowski^{sp}, Dir^{Exec} responded to questions

Mahan
adopted

CPRB - Benefit

I explained

Approve as modified

Mingard
adopted

CPRB - Teachers

I explained

Approve as modified

Mahan
adopted

CPRB - Teachers Defined Ben

I explained

Approve as modified

Mahan
adopted

CPRB - PERS

I explained

Jankowski responded to questions

Approve as modified

Maha
adopted

CPRB - State Police

I explained

Approve

Mahan
adopted

OPRB - Deputy

I explained

Jankowski responded to questions

Mahan
adopted

Approve as modified

Hatfield - McCoy

Brian explained & responded to questions

Harry Shaffer, Counsel responded to questions

Minard

Approve as mod.

Bureau of Health -

Koretta Haddy - State Epidemiologist - responded to questions

Dr Ann Labick[?] Dir Office of Laboratory Services - responded to questions

Mahan

Approve as modified

Bureau for Public Health - milk

I explained

DMU - administration

I explained

Mahan

Approve

adopted

DMV - Drivers Licenses

Brian explained

Minard

Approve

adopted

Personnel

Mahan
adopted

Brian explained
Approve as modified

Tax - Oil & Gas

Mirard
adopted

I explained
Date Steager ^{asking re} responded to asked Don Hebb,
unit mgr valuation to respond to questions
Approve as modified
Armistead asked to be excused from voting - did
not vote - could have

Tax - Consumer Sales & Service Tax

Mahan
Mahan
adopted

I explained and responded to questions
Date Steager responded to questions
Council draft companion legislation to authorize
Approve as modified

NOVEMBER INTERIM ATTENDANCE

Legislative Interim Meetings

November 7, 8, and 9, 2004

Tuesday, November 9, 2004

2:00 p.m. - 4:00 p.m.

Legislative Rule-Making Review Committee

Earl Ray Tomblin, ex officio nonvoting member

Robert "Bob" Kiss, ex officio nonvoting member

Senate

House

Ross, Chair	✓
Minard, Vice Chair	✓
Snyder	—
Unger	—
Boley	✓
Minear	✓

Mahan, Chair	✓
Thompson, Rick, Vice Chair	✓
Cann	✓
Kominar	✓
Armstead	✓
Faircloth	—

Meeting called to order by Ross
 Approval of minutes
 Motion to move Water Quality to end of meeting
 Vet Med 26 CSR 6 - Debra
 Approve as modified

Mahan moved

Administration 148 CSR 2 - Brian
 Approve as modified

Mahan moved

Administration 148 CSR 3 - Brian
 Question from Committee to Brian
 " " to Donna Lipscomb
 Approve

Mahan moved

Agriculture 61 CSR 1 - Debra
 Questions from Committee to Steve Hannah
 Approve w/ Maeh.

Mahan moved

Moham moved.

Agriculture 61CSR5 - Debra

Steve Hannah answered question from the Comm
Approve w/ Modifications

Moham moved.

Alcohol ~~602SR5~~ 175CSR1 - Brian

Approve

Moham moved.

Alcohol 175CSR2 - Brian

Approve

Moham moved.

Alcohol 175CSR6 - Brian

Approve

Moham moved.

Pub. Retire Bd. ^{162CSR1} - Debra

Joseph J. Jankowski Jr. Executive Director answered
question from the Committee
Approve w/ moved

Moham moved.

Pub. Retire Bd. 162CSR2 - Debra

Approve w/ mod.

Moham moved.

Pub. Retire Bd. 162CSR3 - Debra

Approve w/ mod.

Moham moved.

Pub. Retire Bd. 162CSR4 - Debra

Approve w/ mod.

Moham moved.

Pub. Retire Bd. 162CSR5 - Debra

Joe J. Jankowski Jr. Ex. Director answered questions
Approve w/ mod.

Pub. Retire. Bd. 11 a CSR 9 - Debra
Approve

Murphy moved

Pub. Retire. Bd. 11 2 CSR 10 - Debra

Murphy moved

Joe J. Janowski, Sr Director answered questions
Debra answered questions from committee

Approve as mod.

Hatfield-McCoy 20 CSR 1 - Brian

Murphy moved

Brian answered questions from committee
Harry Shaffer, General Counsel

answered questions

Approved as modified by

Pub Health 14 CSR 7 - Debra

Murphy moved

Debra ^{State Epidemiologist} answered questions

Dr. Ann Labick
director of office laboratory

answered questions

Approved as Modif.

Pub. Health 14 CSR 34 - Debra

Murphy moved

Approve as Modif.

Division of Motor Vehicles 91 CSR 1 - Debra

Murphy moved

Approve

Div. of Motor Vehicles 91 CSR 4 - Brian

Murphy moved

Mahan
moved.

Div. of Personnel 143 CSR 1 - Brian
Approve as Mod.

Mahan
moved.

State Tax Dept 110 CSR 13 - Debra
Dale Stagler Tax Commissioner
- Don Habb, Unit Manager for Special Properties
answered Questions
Approved w/ mod.

Mahan
moved.

State Tax Dept. 110 CSR 15 I - Debra
Debra answered questions from Comm.
Dale Stagler Tax Commissioner answered
question from Counsel

TENTATIVE AGENDA
LEGISLATIVE RULE-MAKING REVIEW COMMITTEE
Tuesday, November 9, 2004
2:00 p.m. to 4:00 p.m.
House Finance Committee Room

1. Approval of Minutes - Meeting of September 19, 2004

2. Review of Legislative Rules:

✓ a. Board of Veterinary Medicine

Schedule of Fees

26CSR6

(1) Layover from September 19, 2004 Meeting

(2) Approve with Modifications

Approved as modified

West Virginia Department of Administration

Leasing Space on Behalf of State Spending Units

148CSR2

• Approve with Modifications

West Virginia Department of Administration

State Owned Vehicles

148CSR3

• Approve

West Virginia Department of Agriculture

Animal Disease Control

61CSR1

• Approve with Modifications

West Virginia Department of Agriculture

Commercial Feed

61CSR5

• Approve with Modifications

Alcohol Beverage Control Commission

Retail Liquor Operation

175CSR1

Armstead voted "No"

• Approve

Approved as modified

Approved

Approved as modified

Approved as modified

Approved

Approved ✓

Alcohol Beverage Control Commission
Private Club Licensing
175CSR2

- Approve

Approved ✓

Alcohol Beverage Control Commission
Bailment Policies and Procedures
175CSR6

- Approve

Approved ✓
as modified

WV Consolidated Public Retirement Board
General Provisions
162CSR1

- Approve with Modifications

Approved ✓
as modified

WV Consolidated Public Retirement Board
Benefit Determination and Appeal
162CSR2

- Approve with Modifications

Approved ✓
modified

WV Consolidated Public Retirement Board
Teachers' Defined Contribution System
162CSR3

- Approve with Modifications

Approved ✓
as modified

WV Consolidated Public Retirement Board
Teachers' Defined Benefit Plan
162CSR4

- Approve with Modifications

Approved ✓
as modified

WV Consolidated Public Retirement Board
Public Employees Retirement System
162CSR5

- Approve with Modifications

Approved ✓

WV Consolidated Public Retirement Board
West Virginia State Police Disability Determination and
Appeal
162CSR9

- Approve

Approved
as modified

WV Consolidated Public Retirement Board
Deputy Sheriff Retirement System
162CSR10

- Approve with Modifications

Approved
as modified

Hatfield-McCoy Regional Recreation Authority
Rules for Use of Facilities
204CSR1

- Approve with Modifications

Approve
as modified

Bureau for Public Health, Health and Human Resources
Reportable Disease, Events and Conditions
64CSR7

- Approve with Modifications

Approved
with modifications

Bureau for Public Health, Health and Human Resources
Grade "A" Pasteurized Milk
64CSR34

- Approve with Modifications

Approved

Division of Motor Vehicles
Administrative Due Process
91CSR1

- Approve

Approved

Division of Motor Vehicles
Examination and Issuance of Driver's License
91CSR4

- Approve

Approved
with modifications

WV Division of Personnel
Administrative Rule of the West Virginia Division of
Personnel
143CSR1

- Approve with Modifications

Approved
as modified

State Tax Department
Valuation of Producing and Reserve Oil and Gas for Ad Valorem
Property Tax
110CSR1J

- Approve with Modifications

Approved w.
as modified

State Tax Department

*Consumer Sales and Service Tax and Use Tax - Executive Orders
Declaring Emergency and Exempting From Tax Mobile Homes and
Similar Units and Building Materials Used and Consumed in
Repair or Replacement of Residences and Business Damaged in
a Disaster*

110CSR15I

- **Approve with Modifications**

3. Other Business

NOVEMBER INTERIM ATTENDANCE
Legislative Interim Meetings
November 7, 8 and 9, 2004

Tuesday, November 9, 2004

2:00 - 4:00 p.m.

Legislative Rule-Making Review Committee

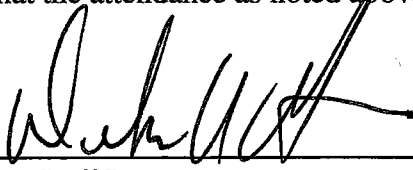
Earl Ray Tomblin, ex
officio nonvoting member _____

Robert S. Kiss, ex
officio nonvoting member _____

Senate
Ross, Chair
Minard, Vice Chair
Snyder _____
Unger _____
Boley
Minear

House
Mahan, Chair
Thompson, Richard, Vice Chair
Cann
Kominar
Armstead
Faircloth _____

I certify that the attendance as noted above is correct.



Staff Person

Debra Graham

Please return to Brenda in Room 132-E or Fax to 347-4819.