



Response to Executive Order No. 3-18

To: Honorable Jim Justice, Governor
West Virginia Legislative Rule Making Review Committee

From: Marie Prezioso, Executive Director
West Virginia Water Development Authority

Date: October 31, 2018

Re: Agency Response – Executive Order No. 3-18

Executive Order Number 3-18, Regulatory Review, signed by Governor Justice on January 10th, 2018, requires executive agencies with rule-making authority to provide a regulatory review report to the Governor’s Office and the Legislative Rule-Making Review Committee. The regulatory review report is set forth below:

A.

- I. DESCRIPTION OF EACH RULE UNDER THE AGENCY’S JURISDICTION.** Legislative Rule Title 44, Series 1 establishing requirements governing disbursement of loans and grants to governmental agencies for the acquisition or construction of water development projects
 - a. Include the date of first promulgation.**
Filed June 12, 1987, effective June 12, 1987
 - b. Subsequent modifications.**
None

- II. RECOMMENDATION OF WHETHER THE RULE SHOULD BE UNCHANGED, MODIFIED OR REPEALED.**
Unchanged

- III. REASONS FOR THE RECOMMENDATION BY THE AGENCY.**
Requirements of Chapter 22C, Article 1

- IV. IF RECOMMENDATION IS FOR MODIFICATION OR REPEAL, IDENTIFY STAKEHOLDERS AFFECTED.**
N/A

B.

- I. DESCRIPTION OF EACH RULE UNDER THE AGENCY'S JURISDICTION.** Legislative Rule Title 44, Series 2 for requirements governing disbursement of loans and grants to governmental agencies for the acquisition or construction of water development projects
- a. Include the date of first promulgation.**
Filed June 13, 1985, effective July 1, 1985
 - b. Subsequent modifications.**
None
- II. RECOMMENDATION OF WHETHER THE RULE SHOULD BE UNCHANGED, MODIFIED OR REPEALED.**
Unchanged
- III. REASONS FOR THE RECOMMENDATION BY THE AGENCY.**
Requirements of Chapter 22C, Article 1
- IV. IF RECOMMENDATION IS FOR MODIFICATION OR REPEAL, IDENTIFY STAKEHOLDERS AFFECTED.**
N/A

C.

- I. DESCRIPTION OF EACH RULE UNDER THE AGENCY'S JURISDICTION.** Procedural Rule Title 44, Series 3 for providing notice to the public and the news media of all regularly scheduled, special and emergency meetings of the West Virginia Water Development Board
- a. Include the date of first promulgation.**
Filed September 1, 1999, effective November 4, 1999
 - b. Subsequent modifications.**
None
- II. RECOMMENDATION OF WHETHER THE RULE SHOULD BE UNCHANGED, MODIFIED OR REPEALED.**
Rule should be modified to comply with the current provisions of the State's Open Governmental Proceedings Act
- III. REASONS FOR THE RECOMMENDATION BY THE AGENCY.**
Requirements of Chapter 22C, Article 1 and Chapter 6, Article 9A
- IV. IF RECOMMENDATION IS FOR MODIFICATION OR REPEAL, IDENTIFY STAKEHOLDERS AFFECTED.**
N/A