STATE OF WEST VIRGINIA

EXECUTIVE DEPARTMENT

At Charleston

EXECUTIVE ORDER NO. 46-20

By the Governor

WHEREAS, a State of Emergency was declared on the Sixteenth Day of March, Two Thousand Twenty for all counties in West Virginia ("the State of Emergency Declaration") to allow agencies to coordinate and create necessary measures to prepare for and respond to the outbreak of the respiratory disease caused by the novel coronavirus now known as COVID-19; and

WHEREAS, Chapter 15, Article 5, Section 6 of the Code of West Virginia authorizes the Governor to, among other things, suspend the provisions of any regulatory statute prescribing the procedures for conduct of state business or the orders, rules of any state agency, if strict compliance therewith would in any way prevent, hinder or delay necessary action in coping with the emergency; and

WHEREAS, Chapter 29, Article 22C, Section 8(g)(2)(B) requires that a racetrack table games licensee pay to the West Virginia Lottery Commission, as part of its application for renewal, which application is due by July 1 of each year, the annual license renewal fee of two million five hundred thousand dollars at the time it files such application for renewal of its license under Chapter 29, Article 22A; and

WHEREAS, casinos that operate racetrack table games were ordered closed pursuant to Executive Order 3-20 on March 18, 2020, and have since been allowed to resume operations, pursuant to Executive Order 42-20, effective June 5, 2020; and

NOW, THEREFORE, I, JIM JUSTICE, pursuant to the authority vested in me pursuant to the provisions of Chapter 15, Article 5, Section 6 and Chapter 15, Article 5, Section 1 of the Code of

West Virginia, hereby **DECLARE and ORDER** that, effective as of 12:00 AM Eastern Daylight Time on this Thirtieth day of June, Two Thousand Twenty, the applicable provision of the above-referenced regulatory statute is hereby suspended to the extent that the date by which such racetrack table games license renewal fee, presently due by July 1, 2020, shall be due by October 1, 2020; provided, that any other requirements for such license renewal shall not be affected by this suspension of the date by which the racetrack table games license renewal fee is due.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of West Virginia to be affixed.

DONE at the Capitol in the City of Charleston, State of West Virginia, this Thirtieth day of June, in the year of our Lord, Two Thousand Twenty in the One Hundred Fifty-eighth year of the State.

GOVERNOR

By the Governor

SECRETARY OF STATE