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AGENCY

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NO NEW PROPOSED RULES WERE FILED FOR PUBLIC COMMENT THIS WEEK

<u>AGENCY</u>	<u>RULE/TYPE</u>	<u>AUTHORITY</u>	<u>HEARING/COMMENT PERIOD/LOCATION</u>

NEW EMERGENCY RULES FILED THIS WEEK

<u>AGENCY</u>	<u>RULE/TYPE</u>	<u>AUTHORITY</u>	<u>EFFECTIVE DATE</u>	<u>DATE NOTICE FOR HEARING</u>
Dentistry, WV Bd. of (5-12)	Administration of Anesthesia by Dentists	§30-4-6	ERD by September 3, 2013	July 12, 2013



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Meeting Notices

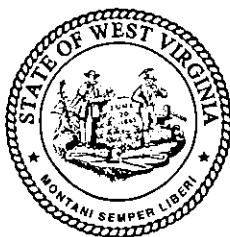
Due to the Passage of House Bill 2747, effective July 12, 2013, meeting notices are no longer required to be published in the State Register. The Secretary of State's online meeting notice database is now the official source for noticing and listing meeting information. Please use this link to view current, future and historical meeting notices:

<http://apps.sos.wv.gov/adlaw/meetingnotices/>

In addition, compliance with the Open Governmental Proceedings Act, WV Code §6-9A, is no longer based on publication in the State Register. To be compliant, a notice must be approved and listed on the online meeting notice database for 5 business days. Please use this link to view HB 2747:

http://www.legis.state.wv.us/Bill_Status/bills_text.cfm?billdoc=HB2747%20SUB%20ENR.htm&yr=2013&sesstype=RS&i=2747

PRICE LIST		
AGENCY	RULE/ORDER	AMOUNT
Dentistry, WV Bd. of (5-12, emergency)	Administration of Anesthesia by Dentists	\$4.80



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GUIDE FOR USING THE RULE MONITOR IN THE STATE REGISTER

Column	1. Agency Name, (Title and Series Number)
Column	2. Rule Title, Price and Type
Column	3. Date Notice of Public Hearing or Comment Period Filed
Column	4. Date of Public Hearing or Last Date Comments Will Be Received
Column	5. Date Emergency Rule Filed, Emergency Amendments Filed, Emergency Rule Decision (ERD) Number & Date ERD Filed (Effective Date of Emergency Rule)
Column	6. Date Agency Approved Legislative Rules Filed.
Column	7. Date Review by the Legislative Rule-Making Review Committee & Action Taken **Please Note** The Board of Education, Board of Trustees & Board of Directors File Their Rules With the Educational Over-Sight Committee
Column	8. Legislative Action
Column	9. Date Agency Final Files Legislative, Procedural or Interpretive Rules. This is the Final Step for Procedural & Interpretive Rules
Column	10. Date Rule is Effective

-
- Titles followed by an asterisk (**) indicate that the rule is in effect as an emergency
 - Emergency rules will not have a "Notice" date until the agency files one but the rule will appear in Columns 1, 2 & 5. An Agency must file for either a public hearing or public comment period either before filing as an emergency or no more than 30 days after filing the rule as an emergency
 - If more than one date appears in a column, it means the agency has repeated that step (ex. - holding an additional public hearing)
 - If a particular step is not required by law for a particular rule, the "N/A" will appear in the excluded step column
 - Once a rule becomes effective & the effective date appears in Column 10, the rule will be removed from the monitor after the rule is distributed in the loose leaf version of the Code of State Rules

CROSS REFERENCE OF RULE MONITOR TITLE NUMBERS AND AGENCIES

<u>TITLE NUMBER</u>	<u>NAME OF AGENCY</u>
TITLE 3	BARBERS AND COSMETOLOGISTS
TITLE 7	PROFESSIONAL ENGINEERS
TITLE 10	LICENSED PRACTICAL NURSES
TITLE 11	MEDICINE
TITLE 13	OCCUPATIONAL THERAPY
TITLE 14	OPTOMETRY
TITLE 15	PHARMACY
TITLE 16	PHYSICAL THERAPY
TITLE 17	PSYCHOLOGISTS
TITLE 20	SANITARIANS
TITLE 24	OSTEOPATHY
TITLE 25	SOCIAL WORK EXAMINERS
TITLE 26	VETERINARY MEDICINE
TITLE 27	COUNSELING
TITLE 29	SPEECH-LANGUAGE PATHOLOGY & AUDIOLOGY
TITLE 33	OFFICE OF WASTE MANAGEMENT (FORMERLY PART OF TITLE 47)
TITLE 35	OFFICE OF OIL AND GAS
TITLE 36	COAL MINE HEALTH & SAFETY
TITLE 38	MINING & RECLAMATION
TITLE 42	LABOR
TITLE 45	OFFICE OF AIR QUALITY
TITLE 47	OFFICE OF WATER RESOURCES
TITLE 48	MINES TRAINING EDUCATION & CERTIFICATION
TITLE 56	MINERS' HEALTH, SAFETY AND TRAINING
TITLE 58	NATURAL RESOURCES
TITLE 60	ENVIRONMENTAL PROTECTION, SECRETARY'S OFFICE
TITLE 61	AGRICULTURE
TITLE 63	CONSERVATION AGENCY
TITLE 64	HEALTH
TITLE 65	HEALTH CARE AUTHORITY
TITLE 69	HEALTH & HUMAN RESOURCES
TITLE 76	SENIOR SERVICES
TITLE 78	HUMAN SERVICES
TITLE 81	STATE POLICE
TITLE 82	CULTURE AND HISTORY
TITLE 85	WORKERS COMPENSATION BY THE INSURANCE COMMISSION
TITLE 86	VETERANS AFFAIRS
TITLE 87	FIRE COMMISSION
TITLE 90	CORRECTIONS
TITLE 91	MOTOR VEHICLES
TITLE 94	REGIONAL JAIL & CORRECTIONAL FACILITY AUTHORITY
TITLE 96	WORKFORCE WEST VIRGINIA
TITLE 110	TAX DEPARTMENT
TITLE 112	TREASURER
TITLE 113	HEALTH INSURANCE PLAN
TITLE 114	INSURANCE
TITLE 126	EDUCATION
TITLE 127	SECONDARY SCHOOLS ACTIVITIES COMM.
TITLE 133	HIGHER EDUCATION POLICY COMMISSION
TITLE 135	COMMUNITY & TECHNICAL COLLEGE EDUCATION
TITLE 143	PERSONNEL
TITLE 144	TOURISM
TITLE 146	STATE ELECTION COMMISSION
TITLE 148	ADMINISTRATION
TITLE 149	CRIME, DELINQUENCY AND CORRECTION
TITLE 150	PUBLIC SERVICE COMMISSION
TITLE 153	SECRETARY OF STATE
TITLE 157	DIVISION OF HIGHWAYS
TITLE 158	ETHICS COMMISSION
TITLE 162	CONSOLIDATED PUBLIC RETIREMENT BOARD
TITLE 172	STATE RAIL AUTHORITY
TITLE 175	ALCOHOL BEVERAGE CONTROL COMMISSION
TITLE 176	ALCOHOL BEVERAGE CONTROL COMMISSION - BEER
TITLE 177	ATHLETIC COMMISSION
TITLE 178	RACING COMMISSION
TITLE 179	LOTTERY
TITLE 184	PARKWAYS ECONOMIC DEV. & TOURISM AUTHORITY
TITLE 190	REAL ESTATE APPRAISER LICENSING & CERTIFICATION BOARD
TITLE 191	FAMILY PROTECTION SERVICES BOARD
TITLE 199	EXPLOSIVES & BLASTING
TITLE 204	HATFIELD-MCCOY REGIONAL RECREATION AUTHORITY
TITLE 205	OUTDOOR HERITAGE CONSERVATION FUND
TITLE 207	COALFIELD COMMUNITY DEVELOPMENT
TITLE 210	GOHELP

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMFC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Administration (148-3)	State Owned Vehicles \$4.60 Legislative	7/5/2012	8/6/2012		8/30/2012	Modified & Approved 12/10/2012 Filed 12/19/2012	SB 220 HB 2644 Bundled HB 2652	5/9/2013	6/1/2013
Administration (148-3)	State Owned Vehicles \$5.40 Legislative	6/25/2013	7/25/2013						
Administration (148-11)	Rules for Selecting Design-Builds Under the Design-Build Procurement Act \$3.80 Legislative	7/26/2012	8/24/2012		8/30/2012	Modified & Approved 12/10/2012 Filed 12/19/2012	SB 219 HB 2641 Bundled HB 2652	5/9/2013	6/1/2013
Administrative Hearings (105-1)	Appeal Procedures \$5.00 Legislative	7/23/2012	8/22/2012		8/30/2012	Approved 10/10/2012	SB 221 HB 2610 Bundled SB 281	5/8/2013	7/1/2013
Administrative Hearings (105-1)	Appeal Procedures \$5.40 Legislative	6/25/2013	7/25/2013						
Agriculture (61-5)	Commercial Feed \$9.40 Legislative	6/18/2013	7/18/2013		7/19/2013				
Agriculture (61-8B)	Schedule of Charges for Inspection Services Fruit \$3.40 Legislative	6/26/2013	7/26/2013						
Agriculture (61-11B)	Auctioneers \$5.40 Legislative	6/18/2013	7/18/2013		7/24/2013				
Agriculture (61-16)	Inspection of Meat and Poultry \$3.80 Legislative	6/5/2013	7/8/2013	6/5/2013 ERD by 7/17/2013	7/23/2013				
Agriculture (61-23D)	Inspection of Nontraditional, Domesticated Animals \$3.80 Legislative	6/5/2013	7/8/2013		7/23/2013				
Air Quality (45-8)	Ambient Air Quality Standards \$4.00 Legislative	6/6/2013	7/8/2013		7/22/2013				

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Air Quality (45-14)	Permits for Construction and Major Modification of Major Stationary Sources for the Prevention of Significant Deterioration of Air Quality \$12.80 Legislative	6/6/2013	7/8/2013		7/22/2013				
Air Quality (45-16)	Standards of Performance for New Stationary Sources \$4.00 Legislative	6/6/2013	7/8/2013		7/22/2013				
Air Quality (45-18)	Control of Air Pollution from Combustion of Solid Waste \$16.40 Legislative	6/6/2013	7/8/2013		7/22/2013				
Air Quality (45-19)	Permits for Construction and Major Modification of Major Stationary Sources Which Cause or Contribute to Nonattainment Areas \$12.60 Legislative	6/6/2013	7/8/2013		7/22/2013				
Air Quality (45-25)	Control of Air Pollution from Hazardous Waste Treatment, Storage and Disposal Facilities \$7.60 Legislative	6/6/2013	7/8/2013		7/22/2013				
Air Quality (45-34)	Emission Standards for Hazardous Air Pollutants \$4.40 Legislative	6/6/2013	7/8/2013		7/22/2013				
Alcohol Beverage Control Comm. (175-2)	Private Club Licensing \$7.20 Legislative	6/19/2013	7/19/2013						
Alcohol Beverage Control Comm. (175-3)	Farm Wineries \$6.60 Legislative	6/19/2013	7/19/2013						
Alcohol Beverage Control Comm. (175-4)	Sale of Wine \$15.10 Legislative	6/19/2013	7/19/2013						
Alcohol Beverage Control Comm.-Beer (176-1)	Nonintoxicating Beer Licensing and Operations Procedures \$9.80 Legislative	6/19/2013	7/19/2013						

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Architects (2-1)	Registration of Architects \$6.60 Legislative	7/9/2012	8/10/2012		8/16/2012	Modified & Approved 10/10/2012 Filed 10/10/2012	SB 223 HB 2646 Bundled HB 2689	5/22/2013	7/1/2013
Broadband Deployment Council (208-1)	Broadband Deployment Grants Program \$4.00 Legislative	5/14/2012	6/18/2012	5/14/2012 Approved 5/24/2012	8/10/2012	Modified & Approved 1/7/2013 Filed 1/22/2013	SB 228 HB 2650 Bundled SB 250	6/6/2013	6/6/2013
Child Support Enforcement (97-1)	The Bureau for Child Support Enforcement \$6.60 Legislative	6/25/2013	7/25/2013						
Child Support Enforcement (97-2)	Services Available From the Bureau for Child Support Enforcement \$8.40 Legislative	6/25/2013	7/25/2013						
Child Support Enforcement (97-3)	Repeal of Obtaining Support From Federal and State Tax Refunds \$8.20 Legislative	6/25/2013	7/25/2013						
Child Support Enforcement (97-4)	Repeal of Interstate Income Withholding \$4.20 Legislative	6/25/2013	7/25/2013						
Child Support Enforcement (97-5)	Establishing and Enforcing Paternity and Support Obligations for Children in the Legal Custody of the Department \$5.20 Legislative	6/25/2013	7/25/2013						
Child Support Enforcement (97-6)	Support Enforcement Activities Undertaken by the Bureau for Child Support Enforcement \$12.60 Legislative	6/25/2013	7/25/2013						
Child Support Enforcement (97-7)	Distribution of Support Payments \$18.40 Legislative	6/25/2013	7/25/2013						
Child Support Enforcement (97-8)	Establishment of Paternity and Support and Modification of Support Obligations \$9.80 Legislative	6/25/2013	7/25/2013						

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Child Support Enforcement (97-9)	Redirection of Support When There is a Change in the Person With Whom the Minor Child Resides \$4.40 Legislative	6/25/2013	7/15/2013						
Chiropractic Examiners (4-1)	Regulation of Chiropractic Practice \$4.60 Legislative	6/19/2013	7/22/2013						
Chiropractic Examiners (4-6)	Fees Pertaining to the Practice of Chiropractic \$3.20 Legislative	6/21/2013	7/21/2013						
Coal Mine Health and Safety (36-54)	Rules Governing Calibration Procedure of Methane Monitors, Certain Definitions, and Implantation of New Technology \$3.40 Legislative	3/26/2013	4/30/2013						
Community & Technical College Ed. (135-28)	Standards for the Administration of the WV Earn a Degree, Graduate Early (EDGE) Program \$5.80 Legislative	6/21/2012	7/23/2012	8/21/2012	Approved 10/9/2012				
Conservation Committee (63-1)	Operation of WV State Conservation Committee and Conservation Districts \$3.20 Legislative	7/23/2012	8/24/2012	8/27/2012	Modified & Approved 12/10/2012 Filed 12/17/2012	SB 229 HB 2651 Bundled HB 2689	6/18/2013	7/18/2013	
Consolidated Public Retirement Board (162-5)	Public Employees Retirement System \$5.20 Legislative	6/12/2013	7/12/2013						
Corrections (90-9)	Inmate Grievance Procedures \$5.60 Procedural	6/17/2013	7/17/2013						
Crime, Delinquency and Corrections (149-2)	Law Enforcement Training & Certification Standards \$8.60 Legislative	7/3/2012	8/2/2012	8/31/2012	Approved 11/27/2012	SB 253 HB 2626 Bundled HB 2626	5/3/2013	7/1/2013	
Crime, Delinquency and Correction (149-2)	Law Enforcement Training and Certification Standards \$11.00 Legislative	6/25/2013	7/25/2013						

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Crime, Delinquency and Corrections (149-7)	Protocol for Law Enforcement Response to Stalking \$7.00 Legislative	7/3/2012	8/2/2012		8/16/2012	Modified & Approved 11/27/2012 Filed 12/5/2012	SB 254 HB 2662 Bundled HB 2626	5/3/2013	7/1/2013
Crime, Delinquency and Corrections (149-8)	Protocol for Law Enforcement Response to Child Abuse and Neglect \$6.60 Legislative	7/3/2012	8/2/2012		8/16/2012	Modified & Approved 11/27/2012 Filed 12/5/2012	SB 255 HB 2663 Bundled HB 2626	5/3/2013	7/1/2013
Dental Examiners (5-1)	Rule for the WV Bd. of Dental Examiners \$4.80 Legislative	6/6/2013	7/12/2013		7/22/2013				
Dental Examiners (5-2)	Formation and Approval of Professional Limited Liability Companies \$3.40 Legislative	6/6/2013	7/12/2013		7/22/2013				
Dental Examiners (5-3)	Fees Established by the Board \$7.00 Legislative	6/6/2013	7/12/2013		7/24/2013				
Dental Examiners (5-6)	Formation and Approval of Dental Corporations and Dental Practice Ownership \$3.40 Legislative	6/6/2013	7/12/2013		7/22/2013				
Dental Examiners (5-8)	Dental Advertising \$3.40 Legislative	6/6/2013	7/12/2013		7/22/2013				
Dental Examiners (5-10)	Practitioner Requirements for Accessing the WV Controlled Substance Monitoring Program Database \$3.80 Legislative	6/6/2013	7/12/2013		7/22/2013				
Dental Examiners (5-11)	Continuing Education Requirements \$6.00 Legislative	6/6/2013	7/12/2013		7/24/2013				
Dental Examiners (5-12)	Administration of Anesthesia by Dentists \$9.20 Legislative	6/6/2013	7/12/2013	7/23/2013 ERD by 9/3/2013	7/24/2013				
Dental Examiners (5-13)	Expanded Duties of Dental Hygienists and Dental Assistants \$4.80 Legislative	6/6/2013	7/12/2013		7/22/2013				

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SECSTATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Dental Examiners (5-14)	Mobile Dental Facilities & Portable Dental Units \$9.00 Legislative	6/6/2013	7/12/2013		7/24/2013				
Development Office (145-13)	Repeal of Use of Coalbed Methane Severance Tax Proceeds \$4.00 Legislative	4/6/2012	5/7/2012		5/11/2012	Approved 6/26/2012	SB 250 HB 2625 Bundled SB 250	5/9/2013	5/9/2013
Development Office (145-14)	County Economic Opportunity Development Districts \$4.20 Procedural	7/15/2013	8/30/2013						
Education (126-4)	Rules of Procedure for Administrative Hearings and Appeals (1340) \$3.60 Legislative Exempt	3/14/2013	4/15/2013					5/10/2013	7/1/2013
Education (126-13C)	Nonpublic School Accreditation (2330) \$2.80 Legislative Exempt	3/14/2013	4/15/2013					5/10/2013	6/10/2013
Education (126-32)	Issuance of the State of WV High School Equivalency Diploma \$6.00 Legislative Exempt	4/11/2013	5/13/2013						
Education (126-44A)	21 st Century Reading and English Language Arts Content Standards and Objectives for WV Schools (2520.1) \$17.30 Legislative Exempt	6/14/2013	7/15/2013						
Education (126-44B)	21 st Century Mathematics Content Standards and Objectives for WV Schools (2520.2) \$18.20 Legislative Exempt	6/14/2013	7/15/2013						
Education (126-44R)	21 st Century Science 9-12 Content Standards and Objectives for WV Schools (2520.35) \$19.30 Legislative Exempt	7/12/2013	8/12/2013						
Education (126-44W)	Alternate Academic Achievement Standards for Mathematics in WV Schools (2520.162) \$40.00 Legislative Exempt	11/15/2012	12/17/2012					1/11/2013	7/1/2013

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Education (126-114)	Approval of Educational Preparation Programs (5100) \$20.60 Legislative Exempt	5/10/2013	6/10/2013						
Education (126-126)	Procedures for Designated Hiring and Transfer of School Personnel (5000) \$6.20 Legislative Exempt	6/14/2013	7/15/2013	6/14/2013 Effective 6/14/2013 Amendment 7/17/2013 Effective 7/17/2013					
Education (126-136)	Minimum Requirements for the Licensure of Professional/Paraprofessional Personnel and Advanced Salary Classifications (5202) \$19.10 Legislative Exempt	5/10/2013	6/10/2013					7/17/2013	8/19/2013
Education (126-142)	Performance Evaluation of School Personnel (5310) \$9.00 Legislative Exempt	6/14/2013	7/15/2013	6/14/2013 Effective 6/14/2013					
Education (126-149)	Professional Development for WV Educators (5500) \$4.20 Legislative Exempt	5/10/2013	6/10/2013	5/10/2013 Effective 5/10/2013					
Election Commission (146-5)	WV Supreme Court of Appeals Public Campaign Financing Pilot Program \$9.40 Legislative	5/31/2013	7/1/2013					7/11/2013	
Environmental Protection, Secretary's Office (60-3)	Voluntary Remediation and Redevelopment Rule \$16.20 Legislative	6/19/2013	7/22/2013						
Fire Commission (87-1)	State Fire Code \$17.40 Legislative	3/1/2013	4/1/2013					6/19/2013	
Fire Commission (87-4)	State Building Code \$3.00 Legislative	4/2/2012	5/2/2012		7/18/2012	Modified & Approved 12/12/2012 Filed 12/21/2012	SB 251 HB 2660 Bundled HB 2626	6/3/2013	9/1/2013
Fire Commission (87-5)	Certification of Home Inspectors \$12.20 Legislative	3/1/2013	4/1/2013					6/19/2013	

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AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Fire Commission (87-8)	Volunteer Firefighters' Training, Equipment and Operating Standards \$7.00 Legislative	7/25/2012	8/24/2012		8/31/2012	Modified & Approved 12/12/2012 Filed 12/21/2012	SB 252 HB 2661 Bundled HB 2626	6/10/2013	9/6/2013
Fire Commission (87-9)	Contested Case Hearing Procedures for State Fire Commission \$3.60 Procedural	3/11/2013	4/1/2013					5/2/2013	6/3/2013
Fire Marshal (103-1)	Certification of Electrical Inspectors \$6.00 Legislative	6/19/2013	7/24/2013						
Hatfield-McCoy Regional Rec Auth (204-1)	Rules for Use of Facilities \$5.20 Legislative	7/18/2012	8/22/2012		8/30/2012	Modified & Approved 11/27/2012 Filed 12/6/2012	SB 256 HB 2664 Bundled HB 2689	6/6/2013	7/8/2013
Health (64-7)	Reportable Diseases, Events and Conditions \$9.60 Legislative	7/30/2012	8/29/2012		8/31/2012	Modified & Approved 12/12/2012 Filed 1/10/2013	SB 267 HB 2672 Bundled SB 265	7/12/2013	8/12/2013
Health (64-18)	General Sanitation \$6.00 Legislative	5/3/2012	6/4/2012	4/5/2012 Approved Section \$64- 18-6 Only 4/23/2012	6/29/2012	Modified & Approved 9/10/2012 Filed 11/15/2012	SB 264 HB 2670 Bundled SB 265	7/12/2013	8/12/2013
Health (64-34)	Grade "A" Pasteurized Milk \$48.90 Legislative	7/5/2012	8/6/2012		8/27/2012	Approved 9/10/2012	SB 265 HB 2627 Bundled SB 265	7/12/2013	8/12/2013
Health (64-51)	Fees for Services \$6.60 Legislative	7/23/2012	8/24/2012		8/31/2012	Modified & Approved 12/12/2012 Filed 1/10/2013	SB 266 HB 2671 Bundled SB 265	7/12/2013	8/12/2013
Health (64-57)	Clinical Laboratory Technician and Technologist Licensure and Certification \$5.40 Legislative	5/30/2013	7/1/2013		7/24/2013				
Health (64-60)	Medication Administration by Unlicensed Personnel \$6.80 Legislative	6/24/2013	7/24/2013						

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Health (64-64)	Aids-Related Medical Testing and Confidentiality \$6.20 Legislative	6/19/2013	7/19/2013						
Health (64-68)	Cancer Registry \$4.20 Legislative	6/19/2013	7/19/2013	7/24/2013					
Health (64-84)	Medical Examiner Rule for Postmortem Inquiries \$8.40 Legislative	6/19/2013	7/19/2013	7/24/2013					
Health (64-90)	Regulation of Opioid Treatment Programs \$9.60 Legislative	8/27/2012	9/27/2012	10/11/2012	Approved 1/7/2013 Filed 1/10/2013 Modified Withdrawn 2/5/2013	SB 268 HB 2628 Bundled SB 265	7/12/2013	8/12/2013	
Health (64-100)	Pulse Oximetry Newborn Testing \$2.60 Legislative	6/29/2012	7/29/2012	8/27/2012	Modified & Approved 12/12/2012 Filed 1/10/2013	SB 263 HB 2669 Bundled SB 265	7/12/2013	8/12/2013	
Health & Human Resources (69-7)	Regulations of Opioid Treatment Programs \$15.30 Legislative	7/31/2012	8/30/2012	7/31/2012 Approved 8/9/2012	Modified & Approved 1/7/2013 Filed 2/5/2013	SB 257 HB 2665 Bundled SB 265	7/12/2013	8/12/2013	
Health & Human Resources (69-8)	Chronic Pain Management Clinic Licensure \$16.90 Legislative	12/3/2012	1/2/2013	1/7/2013	Recommend Withdraw 2/13/2013	SB 258 HB 2714 Bundled SB 265	7/12/2013	8/12/2013	
Health Care Authority (65-28)	WV Health Information Network Rule \$9.00 Legislative	12/12/2011 2/8/2012	1/11/2012 3/9/2012	2/8/2012 Approved 2/16/2012	Modified & Approved 6/26/2012 Filed 7/19/2012	SB 262 HB 2668 Bundled SB 265	7/12/2013	8/12/2013	
Health Care Authority (65-28)	WV Health Information Network Rule \$6.40 Legislative	6/14/2013	7/15/2013						
Highways (157-7)	Transportation of Hazardous Wastes Upon the Roads and Highways \$4.20 Legislative	6/25/2013	7/25/2013						

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Human Services (78-1)	Child Care Centers Licensing \$24.80 Legislative	5/30/2013	7/1/2013						
Human Services (78-3)	Minimum Licensing Requirements for Residential Child Care and Treatment Facilities for Children and Transitioning Adults in WV \$20.20 Legislative	7/27/2012	8/28/2012	8/30/2012		Modified & Approved 1/7/2013 Filed 1/15/2013	SB 260 HB 2667 Bundled SB 265	7/12/2013	8/12/2013
Infrastructure & Jobs Development Council (167-1)	Infrastructure & Jobs Dev. Council \$7.80 Legislative	5/8/2013	6/18/2013		7/9/2013				
Insurance Commission (114-95)	Utilization Review and Benefit Determination \$7.00 Legislative	6/19/2013	7/19/2013						
Insurance Commission (114-96)	Health Plan Issuer Internal Grievance Procedure \$6.00 Legislative	6/19/2013	7/19/2013						
Insurance Commission (114-97)	External Review of Adverse Health Insurance Determinations \$8.40 Legislative	6/19/2013	7/19/2013						
Labor (42-5)	Wage Payment and Collection Act \$4.60 Legislative	6/19/2013	7/19/2013		7/23/2013				
Labor (42-12)	Bedding and Upholstered Furniture \$5.20 Legislative	7/31/2012	8/30/2012	8/31/2012		Modified & Approved 12/12/2012 Filed 12/21/2012	SB 271 HB 2675 Bundled SB 250	6/3/2013	7/1/2013
Labor (42-17)	Amusement Rides and Amusement Attractions Safety Act \$4.60 Legislative	7/31/2012	8/30/2012	8/31/2012		Modified & Approved 12/12/2012 Filed 12/21/2012	SB 272 HB 2676 Bundled SB 250	6/3/2013	7/1/2013
Labor (42-21A)	Supervision of Elevator Mechanics and Apprentices \$3.80 Legislative	7/30/2012	8/30/2012	8/31/2012		Modified & Approved 12/12/2012 Filed 12/21/2012	SB 273 HB 2677 Bundled SB 250	6/3/2013	7/1/2013

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Labor (42-24)	Crane Operator Certification Act \$3.60 Legislative	7/30/2012	8/30/2012		8/31/2012	Modified & Approved 12/12/2012 Filed 12/21/2012	SB 274 HB 2678 Bundled SB 250	6/3/2013	7/1/2013
Labor (42-25)	Crane Operator Certification Act - Practical Examination \$2.80 Legislative	7/30/2012	8/30/2012		8/31/2012	Approved 12/12/2012	SB 275 HB 2629 Bundled SB 250	6/3/2013	7/1/2013
Labor (42-33)	Employer Wage Bonds \$4.40 Legislative	6/19/2013	7/19/2013		7/23/2013				
Licensed Practical Nurses (10-2)	Policies Regulating Licensure of the Licensed Practical Nurse \$5.60 Legislative	3/4/2013	4/12/2013		4/29/2013				
Licensed Practical Nurses (10-4)	Fees for Services Rendered by the Bd. and Supplemental Renewal Fee for the Center for Nursing \$4.00 Legislative	3/4/2013	4/12/2013		4/29/2013				
Licensed Practical Nurses (10-6)	Continuing Competence \$4.80 Legislative	3/4/2013	4/12/2013		4/29/2013				
Lottery Commission (179-1)	State Lottery Rules \$6.00 Legislative	3/27/2012 6/12/2012	4/30/2012 7/13/2012	2/27/2012 Approved 3/1/2012 Amendment 5/11/2012 Approved 5/24/2012	5/29/2012 Withdrawn 8/10/2012 8/10/2012	Modified & Approved 12/12/2012 Filed 12/20/2012	SB 276 HB 2649 Bundled SB 270	5/24/2013	6/1/2013
Massage Therapy Licensure Board (194-4)	Schedule of Fees \$3.20 Legislative	6/13/2013	7/13/2013		7/23/2013				
Miners' Health, Safety and Training (56-12)	Assessing Health and Safety Violation Penalties \$4.80 Legislative	2/5/2013	3/8/2013		3/26/2013				
Miners' Health, Safety and Training (56-18)	Rules Governing the Program for the Sharing of Information Between Employers \$3.40 Legislative	6/26/2013	7/26/2013						

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	L.E.C.I.S	FINAL FILE	EFFECTIVE
Miners' Health, Safety and Training (56-19)	Rules Governing Substance Abuse Screening, Standards and Procedure \$11.80 Legislative	12/27/2012	1/28/2013	12/27/2012 Approved 2/6/2013 Amendment 4/8/2013 ERD by 5/20/2013	3/26/2013				
Motor Vehicles (91-5)	Denial, Suspension, Revocation, Disqualification, Restriction, Nonrenewal, Cancellation, Administrative appeals and Reinstatement of Motor Vehicle Operating Privileges \$12.00 Legislative	7/24/2012	8/24/2012	8/30/2012	Modified & Approved 12/10/2012 Filed 12/21/2012	SB 281 HB 2684 Bundled SB 281		5/30/2013	7/1/2013
Municipal Pensions Oversight Board (211-1)	Policemen's and Firemen's Pensions Disability Calculation \$3.80 Legislative	6/3/3012	7/8/2013						
Natural Resources (58-26)	Special Boating Rules \$3.60 Legislative	7/31/2012	8/31/2012	8/31/2012	Approved 10/10/2012	SB 282 HB 2630 Bundled SB 250		6/6/2013	6/6/2013
Natural Resources (58-27)	Special Motorboating Regulations \$2.60 Legislative	8/1/2012	8/31/2012	8/31/2012	Modified & Approved 10/10/2012 Filed 10/18/2012	SB 283 HB 2685 Bundled SB 250		6/6/2013	6/6/2013
Natural Resources (58-27)	Special Motorboating Rules \$3.20 Legislative	6/26/2013	7/26/2013						
Natural Resources (58-46)	Defining the Terms Used in All Hunting and Trapping \$2.60 Legislative	7/31/2012	8/31/2012	8/31/2012	Approved 10/10/2012	SB 284 HB 2631 Bundled SB 250		6/6/2013	6/6/2013
Natural Resources (58-47)	Prohibitions When Hunting and Trapping \$2.80 Legislative	5/30/2012	6/29/2012	5/30/2012 Approved 6/6/2012	7/19/2012	SB 285 HB 2632 Bundled SB 250		6/6/2013	6/6/2013
Natural Resources (58-50)	Deer Hunting Rule \$2.60 Legislative	7/31/2012	8/31/2012	8/31/2012	Modified & Approved 10/10/2012 Filed 10/18/2012	SB 286 HB 2686 Bundled SB 250		6/6/2013	6/6/2013

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LFGIS	FINAL FILE	EFFECTIVE
Natural Resources (58-53)	General Trapping Rule \$2.60 Legislative	7/31/2012	8/31/2012		8/31/2012	Approved 10/10/2012	SB 287 HB 2633 Bundled SB 250	6/6/2013	6/6/2013
Natural Resources (58-58)	Special Waterfowl Hunting \$2.80 Legislative	7/31/2012	8/31/2012		8/31/2012	Approved 10/10/2012	SB 288 HB 2634 Bundled SB 250	6/6/2013	6/6/2013
Natural Resources (58-61)	Special Fishing Rule \$3.60 Legislative	7/31/2012	8/31/2012		8/31/2012	Approved 10/10/2012	SB 289 HB 2635 Bundled SB 250	6/6/2013	6/6/2013
Natural Resources (58-65)	Falconry \$4.60 Legislative	7/31/2012	8/31/2012		8/31/2012	Modified & Approved 10/10/2012 Filed 10/18/2012	SB 290 HB 2687 Bundled SB 250	6/6/2013	6/6/2013
Natural Resources (58-72)	Electronic Registration of Wildlife \$3.20 Legislative	6/26/2013	7/26/2013						
Optometry (14-10)	Continuing Education \$3.00 Legislative	7/26/2012	8/27/2012		8/31/2012	Modified & Approved 11/29/2012 Filed 12/14/2012	SB 291 HB 2688 Bundled HB 2689	6/13/2013	7/12/2013
Pharmacy (15-3)	Bd. of Pharmacy Rules for Continuing Education for Licensure of Pharmacists \$4.80 Legislative	7/16/2013	8/21/2013	7/16/2013 ERD by 8/27/2013					
Pharmacy (15-8)	Controlled Substances Monitoring \$3.40 Legislative	6/27/2012	7/28/2012	6/8/2012 Approved 7/5/2012	8/31/2012	Modified & Approved 11/29/2012 Filed 2/7/2013	SB 297 HB 2694 Bundled HB 2689	6/10/2013	6/10/2013
Pharmacy (15-8)	Controlled Substances Monitoring \$4.40 Legislative	7/16/2013	8/21/2013	7/16/2013 ERD by 8/27/2013					
Pharmacy (15-11)	Ephedrine and Pseudoephedrine Control \$3.00 Legislative	6/27/2012	7/28/2012	6/8/2012 Approved 7/5/2012	8/31/2012	Modified & Approved 11/29/2012 Filed 2/7/2013	SB 296 HB 2693 Bundled HB 2689	6/10/2013	6/10/2013

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Professional Surveyors (23-1)	Examination & Licensing of Professional Surveyors in WV \$5.40 Legislative	5/17/2013	6/21/2013		7/23/2013				
Protective Services (99-5)	Contracted Police or Security Services \$3.00 Legislative	7/27/2012	8/30/2012		8/31/2012	Modified & Approved 1/9/2013 Filed 1/17/2013	SB 298 HB 2685 Bundled HB 2626	6/17/2013	7/20/2013
Public Service Commission (150-36)	Rules Governing Stormwater Utilities \$11.60 Legislative Exempt	6/1/2012	7/2/2012					3/15/2013	5/14/2013
Racing Commission (178-1)	Thoroughbred Racing \$22.30 Legislative	7/11/2012	8/13/2012		8/27/2012	Modified with certain amendments 11/27/2012 Filed 12/4/2012	SB 299 HB 2712 Bundled SB 270	5/16/2013	8/14/2013
Racing Commission (178-1)	Thoroughbred Racing \$23.60 Legislative	6/19/2013	7/19/2013						
Racing Commission (178-2)	Greyhound Racing \$13.20 Legislative	7/11/2012	8/13/2012		8/27/2012	Approved 11/27/2012	SB 300 HB 2636 Bundled SB 270	5/16/2013	8/14/2013
Racing Commission (178-5)	Pari-Mutuel Wagering \$15.50 Legislative	7/3/2012	8/3/2012		8/27/2012	Approved 11/27/2012	SB 301 HB 2637 Bundled SB 270	5/16/2013	8/14/2013
Racing Commission (178-8)	Racing Interpretive Rule \$3.40 Interpretive	5/24/2013	6/25/2013						
Real Estate Appraiser Licensing & Cert. Bd. (190-2)	Requirements for Licensure and Certification \$9.60 Legislative	7/30/2012	8/29/2012		8/31/2012	Modified & Approved 11/27/2012 Reconsideration Modified & Approved 12/10/2012 Filed 12/19/2012	SB 302 HB 2696 Bundled HB 2689	5/30/2013	7/1/2013
Real Estate Appraiser Licensing & Cert. Bd. (190-2)	Requirements for Licensure and Certification \$11.20 Legislative	6/21/2013	7/22/2013	6/27/2013 ERD by 8/8/2013					

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Real Estate Appraiser Licensing & Cert. Bd. (190-3)	Renewal of Licensure - Qualifications for Renewal \$3.60 Legislative	7/30/2012	8/29/2012		8/31/2012	Approved 11/27/2012	SB 303 HB 2638 Bundled HB 2689	5/30/2013	5/30/2013
Real Estate Appraiser Licensing & Cert. Bd. (190-3)	Renewal of Licensure or Certification \$4.20 Legislative	6/21/2013	7/22/2013						
Real Estate Appraiser Licensing & Cert. Bd. (190-4)	Investigative and Hearing Procedures \$4.40 Procedural	6/21/2013	7/22/2013						
Real Estate Comm. (174-1)	Requirements in Licensing Real Estate Brokers, Associate Brokers, and Salespersons and the Conduct of Brokerage Business \$5.20 Legislative	6/19/2013	7/22/2013	6/19/2013 ERD by 7/31/2013					
Real Estate Comm. (174-2)	Schedule of Fees \$5.20 Legislative	5/10/2013	6/11/2013		6/24/2013				
Regional Jail & Correctional Facility Authority (94-7)	Criteria and Procedures for Determination of Projected Cost Per Day for Inmates Incarcerated in Regional Jails Operated by the Authority \$3.40 Legislative	6/26/2013	7/26/2013						
Rehabilitation Services (198-1)	Ron Yost Personal Assistance Services Act Board \$4.20 Legislative	6/12/2013	7/15/2013		7/19/2013				
Sanitarians (20-4)	Rules Governing the Practice of Public Health Sanitation \$4.60 Legislative	5/13/2013	6/12/2013		7/24/2013				
School Building Authority (164-1)	School Building Authority Policy & Procedures Handbook \$44.50 Procedural	7/6/2011 12/30/2011	8/8/2011 2/5/2012						
School Building Authority (164-1)	School Building Authority Policy & Procedures Handbook \$48.00 Procedural	7/18/2012	8/20/2012						

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Secondary School Activities Comm. (127-2)	Athletics, Provisions Governing Eligibility \$4.40 Legislative	5/10/2013	6/10/2013					7/12/2013	9/10/2013
Secondary School Activities Comm. (127-3)	Provisions Governing Contests \$7.40 Legislative	5/10/2013	6/10/2013					7/12/2013	9/10/2013
Secretary of State (153-21)	Election Law Violations Complaint Process \$4.40 Procedural	6/26/2013	7/30/2013						
Secretary of State (153-35)	Uniform Commercial Code, Revised Article 9 \$5.60 Legislative	7/31/2012	8/30/2012		8/31/2012	Modified & Approved 1/9/2013 Filed 1/18/2013	SB 308 HB 2701 Bundled HB 2689	6/3/2013	6/10/2013
Senior Services (76-2)	In-Home Care Worker Registry \$3.20 Legislative	7/13/2012	8/13/2012		8/31/2012	Modified & Approved 1/9/2013 Filed 1/17/2013	SB 312 HB 2705 Bundled SB 265	7/12/2013	8/12/2013
Senior Services (76-2)	In-Home Care Worker Registry \$4.00 Legislative	6/24/2013	7/24/2013						
Speech-Language Pathology & Audiology (29-1)	Licensure of Speech-Pathology & Audiology \$6.40 Legislative	6/17/2013	7/18/2013			6/17/2013 ERD by 7/29/2013			
Speech-Language Pathology & Audiology (29-2)	Rule Governing Speech-Language Pathology & Audiology Assistants \$4.00 Legislative	6/17/2013	7/18/2013						
Speech-Language Pathology & Audiology (29-3)	Contested Case Hearing Procedure \$4.00 Legislative	6/17/2013	7/18/2013						
Speech-Language Pathology & Audiology (29-4)	Disciplinary and Complaint Procedures for Speech-Language Pathology and Audiology \$3.60 Legislative	6/17/2013	7/18/2013						
Speech-Language Pathology & Audiology (29-5)	WV Bd. of Exam. for Speech-Language Pathology & Audiology Code of Ethics \$3.60 Legislative	6/17/2013	7/18/2013						

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Tax Department (110-1Q)	Assessment of Property for Purpose of Calculating Local Share \$3.40 Interpretive	6/28/2013	7/28/2013						
Tax Department (110-2B)	Municipal Sales and Service and Use Tax Administration \$4.80 Legislative	6/25/2013	7/25/2013						
Tax Department (110-29)	Special Reclamation Tax Credit \$4.20 Legislative	6/19/2013	7/19/2013						
Tax Department (110-40)	Withholding or Denial of Personal Income Tax Refunds from Taxpayers Who Owe Municipal or Magistrate Court Costs \$4.20	6/19/2013	7/19/2013						
Treasurer's Office (112-1)	Repeal of Procedure for Deposit of Funds in the Treasurer's Office by State Agencies \$3.80 Legislative	6/24/2013	7/24/2013						
Treasurer's Office (112-4)	Procedure for Deposit of Monies with the Office by State Agencies \$3.80 Legislative	6/25/2013	7/25/2013						
Treasurer's Office (112-6)	Selection of State Depositories for Disbursement Accounts Through Competitive Bidding \$3.60 Legislative	6/24/2013	7/24/2013						
Treasurer's Office (112-7)	Selection of State Depositories for Receipt Accounts \$4.20 Legislative	6/24/2013	7/24/2013						
Treasurer's Office (112-9)	Repeal of Rules for the Reporting of Debt Capacity \$3.80 Legislative	6/24/2013	7/24/2013						
Treasurer's Office (112-10)	Reporting Debt \$4.60 Legislative	6/24/2013	7/24/2013						
Treasurer's Office (112-12)	Procedures for Fees in Collection by Charge, Credit or Debit Card or by Electronic Payment \$4.00 Legislative	6/24/2013	7/24/2013						

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Treasurer's Office (112-13)	Providing Services to Political Subdivisions \$3.80 Legislative	6/24/2013	7/24/2013						
Veterinary Medicine (26-1)	Organization and Operation and Licensing of Veterinarians \$5.20 Legislative	6/28/2012	7/30/2012		7/30/2012	Modified & Approved 10/10/2012 Filed 10/25/2012	SB 321 HB 2710 Bundled HB 2689	6/13/2013	9/9/2013
Veterinary Medicine (26-3)	Registration of Veterinary Technicians \$4.60 Legislative	6/26/2013	7/26/2013						
Veterinary Medicine (26-5)	Certified Animal Euthanasia Technicians \$5.20 Legislative	6/26/2013	7/26/2013						
Veterinary Medicine (26-6)	Schedule of Fees \$2.80 Legislative	6/28/2012	7/30/2012		7/30/2012	Modified & Approved 10/10/2012 Filed 10/25/2012	SB 322 HB 2711 Bundled HB 2689	6/13/2013	9/9/2013
Veterinary Medicine (26-6)	Schedule of Fees \$4.00 Legislative	6/26/2013	7/26/2013						
Waste Management, Div. of Water & Waste Mgmt. (33-12)	Covered Electronic Devices Recycling Rule \$3.00 Legislative	6/27/2012	8/7/2012		8/30/2012	Modified & Approved 12/10/2012 Filed 12/11/2012	SB 246 HB 2659 Bundled SB 243	5/10/2013	7/1/2013
Water Resources, Div. of Water & Waste Mgmt. (47-2)	Requirements Governing Water Quality Standards \$13.10 Legislative	2/6/2013 6/12/2013	3/27/2013 7/29/2013		4/30/2013	1/30/2013 Approved 3/12/2013			
Water Resources, Div. of Water & Waste Mgmt. (47-5A)	Regulations for State Certification of Activities Requiring Federal Licenses and Permits \$5.80 Legislative	6/17/2013	7/22/2013						
Water Resources, Div. of Water & Waste Mgmt. (47-26)	Water Pollution Control Permit Fee Schedules \$6.40 Legislative	6/27/2012	8/7/2012		8/30/2012	Approved 12/10/2012	SB 248 HB 2623 Bundled SB 243		

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Water Resources, Div. of Water & Waste Mgmt. (47-30)	WV/NPDES Regulations for Coal Mining Facilities \$13.50 Legislative	7/3/2012	8/7/2012		8/28/2012	Approved 1/9/2013	SB 249 HB 2624 Bundled SB 243	5/8/2013	7/1/2013
Workers' Comp. Bd. of Review (102-1)	Rules of Practice and Procedure \$4.00 Procedural	4/25/2013	6/7/2013					6/17/2013	8/1/2013

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ADMINISTRATIVE LAW DIVISION

Form #3

Form #3

**NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
 AND
 FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE**

**NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
 AND
 FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE**

AGENCY: WV Department of Agriculture TITLE NUMBER: 61

AGENCY: West Virginia Department of Agriculture TITLE NUMBER: 61

CITE AUTHORITY: Chapter 19

CITE AUTHORITY: 19-14-3

AMENDMENT TO AN EXISTING RULE: YES NO

AMENDMENT TO AN EXISTING RULE: YES NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 11B

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 5

TITLE OF RULE BEING AMENDED: Auctioneers

TITLE OF RULE BEING AMENDED: Commercial Feed

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____

TITLE OF RULE BEING PROPOSED: _____

TITLE OF RULE BEING PROPOSED: _____

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.

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Authorized Signature

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Authorized Signature

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SECRETARY OF STATE
NATALIE E. TENNANT
ADMINISTRATIVE LAW DIVISION**
Form #3

**WEST VIRGINIA
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ADMINISTRATIVE LAW DIVISION**
Form #3

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STATE

**NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
AND
FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE**

**NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
AND
FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE**

AGENCY: West Virginia Department of Agriculture TITLE NUMBER: 61
CITE AUTHORITY: WV Code 19-2B-2(a)

AGENCY: West Virginia Department of Agriculture TITLE NUMBER: 61
CITE AUTHORITY: WV Code 19-2B-1 and 4

AMENDMENT TO AN EXISTING RULE: YES NO
IF YES, SERIES NUMBER OF RULE BEING AMENDED: 16

AMENDMENT TO AN EXISTING RULE: YES NO
IF YES, SERIES NUMBER OF RULE BEING AMENDED: 21D

TITLE OF RULE BEING AMENDED: Inspection of Meat and Poultry


TITLE OF RULE BEING AMENDED: Inspection of Nontraditional, Domesticated Animals

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____
TITLE OF RULE BEING PROPOSED: _____

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____
TITLE OF RULE BEING PROPOSED: _____

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.


Authorized Signature


Authorized Signature

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7/22/2013 11:28:36 AM

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7/22/2013 11:29:42 AM



FORM 3 -- NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE AND FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

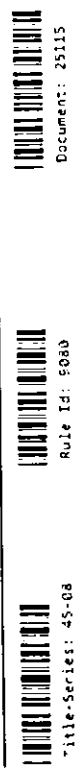
AGENCY Air Quality
RULE TYPE Legislative
RULE NAME Ambient Air Quality Standards
AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 45-08

CITE AUTHORITY 22-5-4

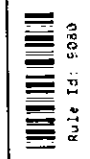
THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.

BY CHOOSING 'YES' I ATTEST THAT THE PREVIOUS STATEMENTS ARE TRUE AND CORRECT

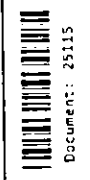
Yes
Kristin A Boggs -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 45-08
Rule Id: 5080
Document: 25115



Title-Series: 45-08
Rule Id: 5080
Document: 25115



Title-Series: 45-08
Rule Id: 5080
Document: 25115

FORM 3 -- NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE AND FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

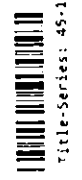
AGENCY Air Quality
RULE TYPE Legislative
RULE NAME Permits for Construction and Major Modification of Major Stationary Sources for the Prevention of Significant Deterioration of Air Quality
AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 45-14

CITE AUTHORITY 22-5-4

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.

BY CHOOSING 'YES' I ATTEST THAT THE PREVIOUS STATEMENTS ARE TRUE AND CORRECT

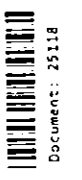
Yes
Kristin A Boggs -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 45-14
Rule Id: 5081
Document: 25118



Title-Series: 45-14
Rule Id: 5081
Document: 25118



Title-Series: 45-14
Rule Id: 5081
Document: 25118

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FORM 3 -- NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE AND FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

AGENCY Air Quality
 RULE TYPE Legislative
 RULE NAME Standards of Performance for New Stationary Sources
 AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 45-16

CITE AUTHORITY 22-5-4

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.

FORM 3 -- NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE AND FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

AGENCY Air Quality
 RULE TYPE Legislative
 RULE NAME Control of Air Pollution from Combustion of Solid Waste
 AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 45-18

CITE AUTHORITY 22-5-4

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.

BY CHOOSING 'YES' I ATTEST THAT THE PREVIOUS STATEMENTS ARE TRUE AND CORRECT

Yes
 Kristin A Boggs -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.

Yes
 Kristin A Boggs -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.

Title-Series: 45-16
 Rule Id: 5075

Title-Series: 45-18
 Rule Id: 5076

Title-Series: 45-18
 Rule Id: 5076
 Document: 25103

Title-Series: 45-16
 Rule Id: 5075
 Document: 25100

Title-Series: 45-16
 Rule Id: 5075

Title-Series: 45-16
 Rule Id: 5075

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FORM 3 -- NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE AND FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

AGENCY Air Quality
RULE TYPE Legislative
RULE NAME Permits for Construction and Major Modification of Major Stationary Sources Which Cause or Contribute to Nonattainment Areas

CITE AUTHORITY 22-5-4

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW

FORM 3 -- NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE AND FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

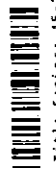
AGENCY Air Quality
RULE TYPE Interpretive
RULE NAME Control of Air Pollution from Hazardous Waste Treatment, Storage and Disposal Facilities

CITE AUTHORITY 22-5-4 & 22-19-6

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW

BY CHOOSING 'YES' I ATTEST THAT THE PREVIOUS STATEMENTS ARE TRUE AND CORRECT.

Yes
Krishna A Boggs -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 45-19



Rule Id: 5077



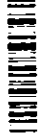
Document: 25106

BY CHOOSING 'YES' I ATTEST THAT THE PREVIOUS STATEMENTS ARE TRUE AND CORRECT.

Yes
Krishna A Boggs -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 45-25



Rule Id: 5078



Document: 25109

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FORM 3 -- NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE AND FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

AGENCY: Air Quality AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 45-34
 RULE TYPE Legislative
 RULE NAME Emission Standards for Hazardous Air Pollutants

CITE AUTHORITY 22-5-4

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.

NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE AND FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

AGENCY: West Virginia Board of Dentistry TITLE NUMBER 5
 CITE AUTHORITY: §30-4-6

AMENDMENT TO AN EXISTING RULE: YES NO
 IF YES, SERIES NUMBER OF RULE BEING AMENDED: 1

TITLE OF RULE BEING AMENDED: Rules for the West Virginia Board of Dental Examiners

IF NO. SERIES NUMBER OF RULE BEING PROPOSED: _____
 TITLE OF RULE BEING PROPOSED: _____

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.

Kristin A. Boggs
 Authorized Signature

BY CHOOSING YES, I ATTEST THAT THE PREVIOUS STATEMENTS ARE TRUE AND CORRECT.

Yes
 Kristin A. Boggs -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.

Rule Id: 6079
 Document: 25112

Title-Series: 45-34

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NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
AND
FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
AND
FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

AGENCY: West Virginia Board of Dentistry TITLE NUMBER: 5

AGENCY: West Virginia Board of Dentistry TITLE NUMBER: 5

CITE AUTHORITY: §31B-13-1304

CITE AUTHORITY: §30-4-6 and §30-4-6

AMENDMENT TO AN EXISTING RULE: YES NO

AMENDMENT TO AN EXISTING RULE: YES NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 2

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 1

TITLE OF RULE BEING AMENDED: Formation and Approval of Professional Limited Liability Companies

TITLE OF RULE BEING AMENDED: Fees Established by the Board

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____

TITLE OF RULE BEING PROPOSED: _____

TITLE OF RULE BEING PROPOSED: _____

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.

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Natalie E. Tennant
Authorized Signature

Natalie E. Tennant
Authorized Signature

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NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
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NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
AND
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AGENCY: West Virginia Board of Dentistry TITLE NUMBER 5
CITE AUTHORITY: §30-4-6
AMENDMENT TO AN EXISTING RULE: YES NO
IF YES, SERIES NUMBER OF RULE BEING AMENDED: 8

AGENCY: West Virginia Board of Dentistry TITLE NUMBER 5
CITE AUTHORITY: §30-4-6
AMENDMENT TO AN EXISTING RULE: YES NO
IF YES, SERIES NUMBER OF RULE BEING AMENDED: 6

TITLE OF RULE BEING AMENDED: Dental Advertising

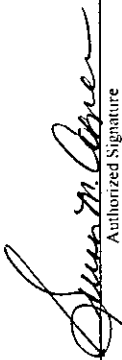
TITLE OF RULE BEING AMENDED: Formation and Approval of Dental Corporations; and Dental Practice Ownership

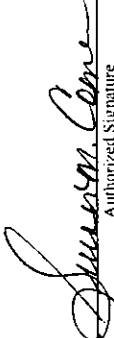
IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____
TITLE OF RULE BEING PROPOSED: _____

IF NO, SERIES NUMBR OF RULE BEING PROPOSED: _____
TITLE OF RULE BEING PROPOSED: _____

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**NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
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**NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
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AGENCY: West Virginia Board of Dentistry TITLE NUMBER: 5

AGENCY: West Virginia Board of Dentistry TITLE NUMBER: 5

CITE AUTHORITY: §30-4-6

CITE AUTHORITY: §61A-9-5a(b)

AMENDMENT TO AN EXISTING RULE: YES x NO

AMENDMENT TO AN EXISTING RULE: YES x NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 11

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 10

TITLE OF RULE BEING AMENDED: Continuing Education Requirements

TITLE OF RULE BEING AMENDED: Practitioner Requirements for Accessing the West Virginia Controlled Substance Monitoring Program Database

IF NO, SERIES NUMBER OF RULE BEING PROPOSED:

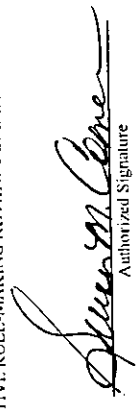
IF NO, SERIES NUMBER OF RULE BEING PROPOSED:

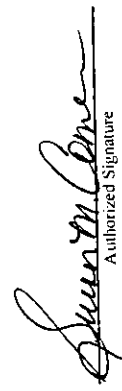
TITLE OF RULE BEING PROPOSED:

TITLE OF RULE BEING PROPOSED:

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.

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Authorized Signature


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6/20/09

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**NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
AND
FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE**

AGENCY: West Virginia Board of Dentistry TITLE NUMBER: 5

CITE AUTHORITY: §30-4-6

AMENDMENT TO AN EXISTING RULE: YES NO

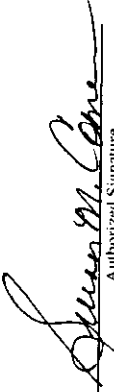
IF YES, SERIES NUMBER OF RULE BEING AMENDED: _____

TITLE OF RULE BEING AMENDED: _____

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: 12

TITLE OF RULE BEING PROPOSED: Administration of Anesthesia by Dentists

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.


Authorized Signature

**NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
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AGENCY: West Virginia Board of Dentistry TITLE NUMBER: 5

CITE AUTHORITY: §30-4-6

AMENDMENT TO AN EXISTING RULE: YES NO

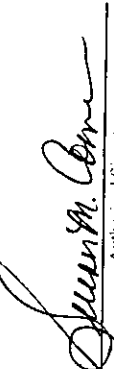
IF YES, SERIES NUMBER OF RULE BEING AMENDED: 13

TITLE OF RULE BEING AMENDED: Expanded Duties of Dental Hygienists and Dental Assistants

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____

TITLE OF RULE BEING PROPOSED: _____

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.


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**NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
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**NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
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AGENCY: DIHR - BUREAU FOR PUBLIC HEALTH TITLE NUMBER: 64

AGENCY: West Virginia Board of Dentistry TITLE NUMBER: 5

CITE AUTHORITY: VA Code §§ 66-1-4, 66-1-11 and 66-51-10

CITE AUTHORITY: §30-4-6

AMENDMENT TO AN EXISTING RULE: YES X NO

AMENDMENT TO AN EXISTING RULE: YES NO X

IF YES, SERIES NUMBER OF RULE BEING AMENDED:

IF YES, SERIES NUMBER OF RULE BEING AMENDED:

TITLE OF RULE BEING AMENDED: CLINICAL LABORATORY TECHNICIAN AND
TECHNOLOGIST LICENSES AND CERTIFICATION

TITLE OF RULE BEING AMENDED:

IF NO, SERIES NUMBER OF RULE BEING PROPOSED:

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: 14

TITLE OF RULE BEING PROPOSED:

TITLE OF RULE BEING PROPOSED: Mobile Dental Facilities & Portable Dental Units

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.

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Karen L. ...
Authorized Signatory

Shirley M. ...
Authorized Signatory

15-10

WV.C.C.

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NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE AND FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

AGENCY: DHHR - BUREAU FOR PUBLIC HEALTH TITLE NUMBER: 64

CITE AUTHORITY: WV Code §§ 16-1-4, 16-1-11, and 16-5A-2(a)(1)

AMENDMENT TO AN EXISTING RULE: YES NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 68

TITLE OF RULE BEING AMENDED: CANCER REGISTRY

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____

TITLE OF RULE BEING PROPOSED: _____

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.

Karen B. ...
Authorized Signature

NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE AND FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

AGENCY: DHHR - BUREAU FOR PUBLIC HEALTH TITLE NUMBER: 64

CITE AUTHORITY: WV Code §§ 16-1-4, 16-1-11, and 61-12-3(f)

AMENDMENT TO AN EXISTING RULE: YES NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 84

TITLE OF RULE BEING AMENDED: MEDICAL EXAMINER RULE FOR POSTMORTEM AUTOPSIES

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____

TITLE OF RULE BEING PROPOSED: _____

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.

Karen B. ...
Authorized Signature

8/2/10

8/2/10

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**NOTICE OF FILING CHANGES TO DHHR
CHAPTER WITH THE SECRETARY OF STATE**

AGENCY: West Virginia Department of Health and Human Resources BUREAU: Bureau for Medical Services

AUTHORITY: Nancy V. Atkins, Commissioner

TITLE OF SECTIONS and/or STATE PLAN TO WHICH CHANGES ARE BEING FILED: West Virginia Medicaid Provider Chapter

TITLE OF CHAPTER TO WHICH POLICY IS BEING FILED: Chapter 518 - Pharmacy Services

STATE RULE:	YES	NO	FEDERAL RULE:	YES	NO	PAGE REPLACED:	PAGES ADDED:

SECTION NUMBER(S) AND TITLE(S) Please see attached list.

**NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
AND
FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE**

AGENCY: West Virginia Division of Labor TITLE NUMBER: 42

CITE AUTHORITY: W. Va. Code 21-5-9 and 21-5-13

AMENDMENT TO AN EXISTING RULE: YES NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 5

TITLE OF RULE BEING AMENDED: Wage Payment and Collection Act

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____

TITLE OF RULE BEING PROPOSED: _____

Nancy V. Atkins

Authorized Signature, Bureau for Medical Services

CONTACT:
Bureau for Medical Services
West Virginia Department of
Health and Human Resources
350 Capitol Street, Room 251
Charleston, West Virginia 25301
304 558 1700 Telephone

Daryl Cooper

Authorized Signature, Secretary of State

Please acknowledge receipt of this material by signing and returning a copy of this document to the attention of Amy McClanahan, Bureau for Medical Services, 350 Capitol Street, Room 251, Charleston, West Virginia, 25301-3707.

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.

John H. Jarama

Authorized Signature

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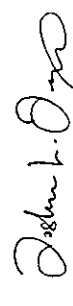
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NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
AND
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AGENCY: West Virginia Division of Labor TITLE NUMBER: 42
CITE AUTHORITY: W. Va. Code 21-5-13 and 21-5-14(b)
AMENDMENT TO AN EXISTING RULE: YES NO
IF YES, SERIES NUMBER OF RULE BEING AMENDED: _____
TITLE OF RULE BEING AMENDED: _____

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: 33
TITLE OF RULE BEING PROPOSED: Employer Wage Bands

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.



Authorized Signature

NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
AND
FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

AGENCY: WEST VIRGINIA MESSAGE THERAPY LICENSURE BOARD TITLE NUMBER: 104
CITE AUTHORITY: 30-37-6
AMENDMENT TO AN EXISTING RULE: YES NO
IF YES, SERIES NUMBER OF RULE BEING AMENDED: 4
TITLE OF RULE BEING AMENDED: SUBJECT OF FEES

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____
TITLE OF RULE BEING PROPOSED: _____

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.


Authorized Signature

Do Not Mark In This Box

WEST VIRGINIA
SECRETARY OF STATE
NATALIE E. TENNANT
ADMINISTRATIVE LAW DIVISION

LEGISLATIVE

Do Not Mark In This Box

WEST VIRGINIA
SECRETARY OF STATE
NATALIE E. TENNANT
ADMINISTRATIVE LAW DIVISION

Form #3

NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
AND
FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

AGENCY: West Virginia Division of Rehabilitation Services TITLE NUMBER: PH

CITE AUTHORITY: W.Va. Code §18-101-6

AMENDMENT TO AN EXISTING RULE: YES NO

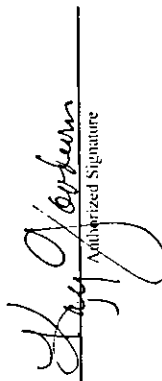
IF YES, SERIES NUMBER OF RULE BEING AMENDED: 1

TITLE OF RULE BEING AMENDED: Revised Personal Assistance Services Act Board

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____

TITLE OF RULE BEING PROPOSED: _____

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.


Authorized Signature

NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
AND
FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

AGENCY: West Virginia Board of Professional Surveyors TITLE NUMBER: 33

CITE AUTHORITY: 30-13A-6

AMENDMENT TO AN EXISTING RULE: YES NO

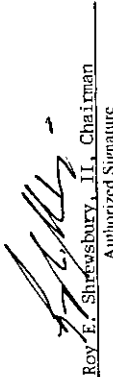
IF YES, SERIES NUMBER OF RULE BEING AMENDED: 1

TITLE OF RULE BEING AMENDED: Examination and Licensing of Professional Surveyors in West Virginia

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____

TITLE OF RULE BEING PROPOSED: _____

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.


Roy E. Shrewsbury, II, Chairman
Authorized Signature

LEGISLATIVE

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WEST VIRGINIA
SECRETARY OF STATE
 NATALIE E. TENNANT
ADMINISTRATIVE LAW DIVISION

Form #3

**NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
 AND
 FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE**

AGENCY: STATE BOARD OF SANITARIANS (by & through the Bureau for Public Health) TITLE NUMBER: 20

CITE AUTHORITY: WV Code §30-17-6

AMENDMENT TO AN EXISTING RULE: YES NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 4

TITLE OF RULE BEING AMENDED: THE PRACTICE OF PUBLIC HEALTH SANITATION

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____

TITLE OF RULE BEING PROPOSED: _____

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE FOR THEIR REVIEW.

William C. Hargrave, Jr.
 Authorized Signature

09/17/8

EMERGENCY

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Filing Date

**WEST VIRGINIA
SECRETARY OF STATE
NATALIE E. TENNANT
ADMINISTRATIVE LAW DIVISION**

Form #7

Effective Date

NOTICE OF AN EMERGENCY RULE

AGENCY: West Virginia Board of Dentistry TITLE NUMBER: 5

CITE AUTHORITY: §30-4-6, SB580 (in response to passage of)

EMERGENCY AMENDMENT TO AN EXISTING RULE: YES NO X

IF YES, SERIES NUMBER OF RULE BEING AMENDED: _____

TITLE OF RULE BEING AMENDED: _____

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: 12

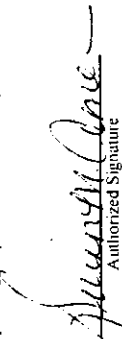
TITLE OF RULE BEING PROPOSED: Administration of Anesthesia by Dentists

THE ABOVE RULE IS BEING FILED AS AN EMERGENCY RULE TO BECOME EFFECTIVE AFTER APPROVAL BY SECRETARY OF STATE OR 42ND DAY AFTER FILING, WHICHEVER OCCURS FIRST.

THE FACTS AND CIRCUMSTANCES CONSTITUTING THE EMERGENCY ARE AS FOLLOWS:

There are currently no rules associated with the dental anesthesia law. The passage of Senate Bill SB0 during the 2013 Legislative Session effective July 12, 2013, provides the framework for safe administration and enforcement of dental anesthesia law, but is detailed enough to provide direction for dentists who provide the different levels of anesthesia, depending on training. New regulations need to be provided for qualified monitors, integral members of the dental team to ensure patient safety. Emergency equipment and medications need to be available for practitioners. The anesthesia committee will need direction in providing comprehensive evaluations of practitioners who provide conscious sedation and general anesthesia services.

Use additional sheets if necessary


Authorized Signature

11/1/13

Orders Report

Docket Number	Agency	Respondent	Decision Date
2010-DB-0043D	Dental Examiners	Franklin David Bonasso DDS	7/18/2013
2011-DB-0161D	Dental Examiners	John Maroulis, DDS	7/18/2013
2009-DB-0055D	Dental Examiners	Michael Joseph Pipo Jr, DDS	7/18/2013
2011-DB-0205D	Dental Examiners	Stephen Girard Sinclair Jr, DDS	7/18/2013
05-2-8171-H	Health Care Authority	St. Mary's Medical Center Inc	7/11/2013
01-1-7169-A	Health Care Authority	AMFM Holding Company Inc	7/10/2013
13-5-9938-X	Health Care Authority	REM Community Options LLC	7/10/2013
13-2-9901-X	Health Care Authority	Starlight Behavioral Health Services	7/10/2013
12-5-9695-P	Health Care Authority	Transformations Inc	7/10/2013
11-1-9538-X/P	Health Care Authority	Transformations Inc.	7/10/2013
13-10-9907-X	Health Care Authority	Youth Services Systems Inc	7/10/2013
13-2/5-9917-X	Health Care Authority	Health Recovery Services Inc	7/11/2013
13-1/2/4/7-9939-X	Health Care Authority	Community Services Inc	7/15/2013
13-1/2-9940-X	Health Care Authority	Integrated Resources, Inc.	7/15/2013
13-8-9949-X	Health Care Authority	Northern West Virginia Home Health Agency LLC	7/15/2013
13-3-9941-X	Health Care Authority	Starlight Behavioral Health Services	7/15/2013
13-7-9942-X	Health Care Authority	United Summit Center	7/15/2013
13-3/5-9944-X	Health Care Authority	West Virginia Family Support and Rehabilitation Services	7/15/2013
13-9-9913-X	Health Care Authority	West Virginia University Medical Corporation	7/15/2013

Docket Number	Agency	Respondent	Decision Date
13-2/8-9945-X	Health Care Authority	Burlington United Methodist Family Services, Inc.	7/17/2013
13-9-9877-X	Health Care Authority	West Virginia University Medical Corporation	7/17/2013
13-AP-PRLC-02062	Insurance Commission	Margaret K. Cooke	7/3/2013
13-AP-PRLC-02044	Insurance Commission	Quentin King	7/3/2013
13-MAP-02001	Insurance Commission	Safeco Insurance Company of America	7/17/2013
13-AP-FINCON-02018	Insurance Commission	Highmark West Virginia Inc	7/18/2013

OTHER



STATE OF WEST VIRGINIA
DEPARTMENT OF HEALTH AND HUMAN RESOURCES
BUREAU FOR PUBLIC HEALTH
OFFICE OF ENVIRONMENTAL HEALTH SERVICES

Earl Ray Tomblin
Governor

Karen L. Bowling
Cabinet Secretary

WEST VIRGINIA HEALTH CARE AUTHORITY
CERTIFICATE OF NEED 2013 JUL 24 AM 9:50
100 Dee Drive
Charleston, West Virginia 25311-1600
July 22, 2013

MEMORANDUM

To: Interested Parties
From: Robert W. DeCrease, P. E.
Drinking Water Treatment Revolving Fund
Date: July 24, 2013
Subject: City of St. Marys Waterline Replacement Project Phase II Water Well
DWJRE# 10DWJREB018
JDC# 2010W-1195
Pleasants County

The West Virginia Bureau for Public Health (Bureau) is issuing a Supplemental Categorical Exclusion Decision (CE) for the City of St. Marys Waterline Replacement Project - Phase II Water Well. The original CE was issued March 9, 2011. This project proposes to drill a test well adjacent to the existing water treatment plant to determine the quantity and quality of the water and convert it into a production water well.

The review process determined no adverse environmental impacts would result from the proposed action. Consequently, a preliminary decision not to prepare an Environmental Impact Statement has been made.

This action is based on a careful review of the environmental information documents and other supporting data. These documents are on file at the Bureau, Environmental Engineering Division, and are available for public review upon request. The CE is also available at the Infrastructure & Capacity Development website <http://www.wv.gov/infrastructure-capacity> under the link for DWTRF Project Environmental Reviews.

Comments on this decision may be submitted for consideration to WVBPH/OEJIS/EEED, attention Paul Daniels, 350 Capitol Street, Room 313 Charleston, WV 25301-3713; or you may fax your comments to (304) 558-0691 or e-mail paul.daniels@wv.gov.

RWD/ped

350 Capitol Street, Room 313
Charleston, West Virginia 25301-3713
Telephone: (304) 558-2981

James L. Pitrolo, Jr., Chairman, West Virginia Health Care Authority, announces the following Certificate of Need activities for the week ending July 19, 2013.

EXPEDITED APPLICATIONS RECEIVED

July 15, 2013 – Good Shepherd Nursing Home, Wheeling, Ohio County, CON File #13-11-9884-NH, for the relocation and construction of a new dietary department by adding a second floor above the existing first floor dietary department located in Wheeling, Ohio County; capital expenditure: \$4,177,061.

July 16, 2013 – Camdon-Clark Memorial Hospital Corporation, Parkersburg, Wood County, CON File #13-5-9948-H, for the consolidation of its two hospitals onto one hospital campus; capital expenditure: \$47,273,000.

PROJECTS DETERMINED NOT REVIEWABLE

July 15, 2013 – Community Services, Inc., Dunbar, Kanawha County, CON File #13-1/2/4/7-9939-X, to provide the following I/DD Waiver services: Behavior Support Professional, Dietary Therapy, Environmental Accessibility Adaptation, Occupational Therapy, Person-Centered Support Agency and Family, Physical Therapy, Respite-Traditional Agency, Service Coordination, Skilled Nursing – RN and LPN, Speech Therapy, Supported Employment, Therapeutic Consultant, and Transportation Trips and Miles in Mason, Fayette, Nicholas, Braxton, Raleigh, Logan and Wayne counties; no capital expenditure.

July 15, 2013 – Integrated Resources, Inc., Maben, Wyoming County, CON File #13-1/2-9940-X, to provide the following I/DD Waiver services: Environmental Accessibility Adaptation, Facility Based Day Habilitation, Person-Centered Support Agency and Family, Respite-Traditional Agency, Service Coordination, Skilled Nursing – RN and LPN, Therapeutic Consultant, and Transportation Trips and Miles in Logan, Mingo and Mercer counties and to provide Supported Employment Services in Wyoming, McDowell, Logan, Mingo and Mercer counties; no capital expenditure.

July 15, 2013 – Northern West Virginia Home Health Agency, LLC, Keyser, Mineral County, CON File #13-8-9949-X, for the complete relocation of its administrative office from 690 South Mineral Street, Keyser, Mineral County, to 363 Sunrise Blvd., Romney, Hampshire County; no capital expenditure.

OTHER

July 15, 2013 – Starlight Behavioral Health Services, Huntington, Cabell County, CON File #13-3-9941-X, to provide Crisis Respite Services in Cabell County; no capital expenditure.

July 15, 2013 – United Summit Center, Bridgeport, Harrison County, CON File #13-7-9942-X, to provide one additional I/DD Waiver Service in Harrison County; Crisis Respite Services, and to expand the following I/DD Waiver services: Behavior Support Professional, Crisis Services, Environmental Accessibility Adaptation, Occupational Therapy, Person-Centered Support Traditional Agency and Family, Physical Therapy, Respite Traditional Agency, Service Coordination, Skilled Nursing RN and LPN, Speech Therapy, Supported Employment, Therapeutic Consultant, Transportation Traditional Miles and Trips into Upshur, Randolph and Barbour counties; no capital expenditure.

July 15, 2013 – West Virginia Family Support and Rehabilitation Services, Parkersburg, Wood County, CON File #13-3/5-9944-X, for the expansion of behavioral health services for children/youth at risk of out-of-home/out-of-state placement in Kanawha and Jackson Counties; no capital expenditure.

July 17, 2013 – Burlington United Methodist Family Services, Inc., Burlington, Mineral County, CON File #13-2/8-9945-X, for the development of a 10 bed Level III treatment facility for children ages 5 to 10 to be located in Hardy County; no capital expenditure.

July 17, 2013 – West Virginia University Medical Corporation d/b/a University Healthcare Physicians, Inc., Martinsburg, Berkeley County, CON File #13-9-9877-X, for the assumption of the ownership and operation of a certified rural health center located in Harpers Ferry, Jefferson County, known as the Harpers Ferry Family Medicine Center; no capital expenditure.

PROJECT EXEMPT FROM REVIEW

July 15, 2013 – West Virginia University Medical Corporation d/b/a University Healthcare Physicians, Inc., Martinsburg, Berkeley County, CON File #13-9-9913-X, for the development of a separate clinical private practice plan in the eastern panhandle of the state for the faculty of the West Virginia University School of Medicine; no capital expenditure.

Further information may be obtained on any of the above-referenced projects by contacting Timothy E. Adkins, Director, Certificate of Need Division.



