



# WEST VIRGINIA REGISTER

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Administrative Law Division  
Judy Cooper, Manager

Natalie E. Tennant  
Secretary of State  
Administrative Law Division  
Bldg. 1, Suite 157K  
1900 Kanawha Blvd. E.  
Charleston, WV 25305-0770

(304) 558-6000  
[www.wvsos.com](http://www.wvsos.com)

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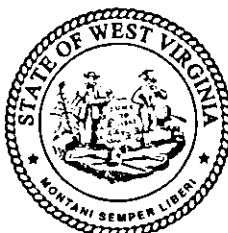
CHRONOLOGICAL INDEX, VOLUME XXXI ISSUE 29

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>
Education (126-7)	Education in WV's Correctional Institutions: Mission and Goals (1471) Legislative Exempt	§29A-3B-1 et seq	Written Comments Only August 11, 2014, 4:00 pm Jacob Green, Executive Director WVDE Office of Institutional Education Programs Capitol Building 6, Room 728 1900 Kanawha Boulevard East Charleston, WV 25305-0330
Education (126-44AA)	Next Generation Contest Standards and Objectives for English Language Arts in WV Schools (2520.1A) Legislative Exempt	§29A-3B-1 et seq	Written Comments Only August 11, 2014, 4:00 pm Jessica George WVDE Office of Secondary Learning Capitol Building 6, Room 603 1900 Kanawha Boulevard East Charleston, WV 25305-0330
Education (126-44B)	21 <sup>st</sup> Century Mathematics Content Standards and Objectives for WV Schools (2520.2) Legislative Exempt	§29A-3B-1 et seq	Written Comments Only August 11, 2014, 4:00 pm John Ford WVDE Office of Secondary Learning Capitol Building 6, Room 603 1900 Kanawha Boulevard East Charleston, WV 25305-0330
Education (126-44BB)	Next Generation Content Standards and Objectives for Mathematics in WV Schools (2520.2B) Legislative Exempt	§29A-3B-1 et seq	Written Comments Only August 11, 2014, 4:00 pm John Ford WVDE Office of Secondary Learning Capitol Building 6, Room 603 1900 Kanawha Boulevard East Charleston, WV 25305-0330
Education (126-75)	Education Innovation Zones (3236) Legislative Exempt	§29A-3B-1 et seq	Written Comments Only August 11, 2014, 4:00 pm Rebecca Derenge, Coordinator WVDE Office of Federal Programs Capitol Building 6, Room 330 1900 Kanawha Boulevard East Charleston, WV 25305-0330

**NO NEW EMERGENCY RULES WERE FILED THIS WEEK**

<b>AGENCY</b>	<b>RULE/TYPE</b>	<b>AUTHORITY</b>	<b>EFFECTIVE DATE</b>	<b>DATE NOTICE FOR HEARING</b>



## Natalie E. Tennant

Secretary of State  
State of West Virginia

Office of the Secretary of State  
Building 1, Suite 157-K  
1900 Kanawha Blvd., East  
Charleston, West Virginia 25305

Telephone: (304) 558-6000  
Toll Free: 1-866-SOS-VOTE  
Fax: (304) 558-0900  
www.wvsos.com

### 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 <b>**Please Note**</b> 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

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- 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	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Administration (148-1)	Purchasing Division Legislative	6/18/2014	7/21/2014						
Administration (148-3)	State Owned Vehicles Legislative	6/18/2014	7/18/2014						
Administration (148-4)	State Plan for the Operation of the WV State Agency for Surplus Property Legislative	6/26/2014	7/28/2014						
Administrative Hearings (105-1)	Appeal Procedures Legislative	7/1/2014	7/31/2014						
Agriculture (61-1)	Animal Disease Control Legislative	7/2/2014	8/1/2014						
Agriculture (61-4B)	Frozen Desserts and Imitation Frozen Desserts Legislative	6/27/2014	7/28/2014						
Agriculture (61-11B)	Auctioneers Legislative	7/1/2014	7/31/2014						
Agriculture (61-12)	Fee Structure for the Pesticide Control Act of 1990 Legislative	6/27/2014	7/28/2014						
Agriculture (61-14)	WV Plant Pest Act Legislative	7/1/2014	7/31/2014						
Agriculture (61-16)	Inspection of Meat and Poultry Legislative	5/15/2014	7/3/2014						
Agriculture (61-24)	WV Spay Neuter Assistance Program Legislative	6/25/2014	7/25/2014						
Agriculture (61-29)	Industrial Hemp Legislative	7/2/2014	8/1/2014						
Agriculture (61-30)	Dangerous Wild Animal Rule Legislative	7/2/2014	8/1/2014						
Agriculture (61-31)	Livestock Care Standards Legislative	7/1/2014	7/31/2014						
Agriculture (61-32)	Equine Rescue Facilities Legislative	7/1/2014	7/31/2014						
Agriculture (61-33)	Rural Rehabilitation Loan Program Legislative	7/1/2014	7/31/2014	7/8/2014 Approved				7/10/2014	
Agriculture (61-35)	Aquaculture Importation Legislative	7/1/2014	7/31/2014						

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
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Air Quality (45-14)	Permits for Construction and Major Modification of Major Stationary Sources for the Prevention of Significant Deterioration of Air Quality Legislative	6/4/2014	7/7/2014						
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Air Quality (46-16)	Standards of Performance for New Stationary Sources Legislative	6/4/2014	7/7/2014						
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Air Quality (45-25)	Control of Air Pollution from Hazardous Waste Treatment, Storage and Disposal Facilities Legislative	6/4/2014	7/7/2014						
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Air Quality (45-30)	Requirements for Operating Permits Legislative	6/4/2014	7/7/2014						
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Air Quality (45-34)	Emission Standards for Hazardous Air Pollutants Legislative	6/4/2014	7/7/2014						
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Alcohol Beverage Control Comm. (175-2)	Private Club Licensing Legislative	6/19/2013	7/19/2013		7/26/2013	Modified & Approved 10/24/2013 Filed 10/31/2013	SB 188 HB 4050 Bundled SB 167	6/6/2014	7/6/2014
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Alcohol Beverage Control Comm. (175-2)	Private Club Licensing Legislative	6/13/2014	7/13/2014						
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Alcohol Beverage Control Comm. (175-3)	Farm Wineries Legislative	6/19/2013	7/19/2013		7/26/2013	Modified & Approved 10/24/2013 Filed 10/31/2013	SB 189 HB 4051 Bundled SB 167	6/6/2014	7/6/2014
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Alcohol Beverage Control Comm. (175-4)	Sale of Wine Legislative	6/19/2013	7/19/2013		7/26/2013	Modified & Approved 10/24/2013 Filed 10/31/2013	SB 190 HB 4052 Bundled SB 167	6/6/2014	7/6/2014
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Alcohol Beverage Control Comm-Beer (176-1)	Nonintoxicating Beer Licensing and Operations Procedures Legislative	6/19/2013	7/19/2013		7/26/2013	Modified & Approved 10/24/2013 Filed 10/31/2013	SB 191 HB 4053 Bundled SB 167	6/6/2014	7/6/2014
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Alcohol Beverage Control Comm-Beer (176-1)	Nonintoxicating Beer Licensing and Operations Procedures Legislative	6/24/2014	7/24/2014						
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RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
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1/28/2014

1/16/2014

12/16/2013

Capital Project Management  
Legislative

Community &  
Technical College Ed.  
(135-12)

7/16/2014

6/17/2014

5/28/2014

4/28/2014

Military Student Withdrawal Policy  
Procedural

Community &  
Technical College Ed.  
(135-56)

7/14/2014

6/13/2014

WV Conservation Agency Financial  
Assistance Programs  
Legislative

Conservation  
Committee  
(63-2)

7/24/2014

6/24/2014

Refund, Reinstatement, Retroactive  
Service, Loan and Employer Error  
Interest Factors  
Legislative

Consolidated Public  
Retirement Board  
(162-7)

7/24/2014

6/24/2014

Service Credit for Accrued and  
Unused Sick and Annual Leave  
Legislative

Consolidated Public  
Retirement Board  
(162-8)

7/24/2014

6/24/2014

Deputy Sheriff Retirement System  
Legislative

Consolidated Public  
Retirement Board  
(162-10)

6/13/2014

5/14/2014

Rule for the WV Bd. of Dentistry  
Legislative

Dentistry  
(5-1)

6/13/2014

5/14/2014

Formation and Approval of  
Professional Limited Liability  
Companies  
Legislative

Dentistry  
(5-2)

6/13/2014

5/14/2014

Formation and Approval of Dental  
Corporations; and Dental Practice  
Ownership  
Legislative

Dentistry  
(5-6)

6/11/2014  
Approved  
7/10/2014

7/11/2014

6/11/2014

Dental Recovery Networks  
Legislative

Dentistry  
(5-15)

8/11/2014

7/11/2014

6/16/2014

5/15/2014

Rules of Procedure for  
Administrative Hearings and  
Appeals (1340)  
Legislative Exempt

Education  
(126-4)

6/16/2014

7/11/2014

Education in WV's Correctional  
Institutions: Mission and Goals  
(1471)  
Legislative Exempt

Education  
(126-7)

7/14/2014

5/15/2014

Regulations for the Education of  
Students with Exceptionalities  
(2419)  
Legislative Exempt

Education  
(126-16)



**RULE MONITOR**

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Education (126-22)	Driver Education Regulations (2422.2) Legislative Exempt	6/13/2014	7/14/2014						
Education (126-28)	WV's Universal Access to a Quality Early Education System (2525) Legislative Exempt	4/10/2014	5/12/2014					6/13/2014	7/14/2014
Education (126-32)	Issuance of the State of WV High School Equivalency Diploma Legislative Exempt	4/11/2013	5/13/2013						
Education (126-44AA)	Next Generation Content Standards and Objectives for English Language Arts in WV Schools (2520.1A) Legislative Exempt	7/11/2014	8/11/2014						
Education (126-44B)	21 <sup>st</sup> Century Mathematics Content Standards and Objectives for WV Schools (2520.2) Legislative Exempt	7/11/2014	8/11/2014						
Education (126-44BB)	Next Generation Content Standards and Objectives for Mathematics in WV Schools (2520.2B)	7/11/2014	8/11/2014						
Education (126-44V)	Next Generation Alternate Academic Achievement Standards for English Language Arts in WV Schools (2520.161) Legislative Exempt	5/15/2014	6/16/2014					7/11/2014	8/11/2014
Education (126-44W)	Next Generation Alternate Academic Achievement Standards in Mathematics for WV Schools (2520.162) Legislative Exempt	5/15/2014	6/16/2014					7/11/2014	8/11/2014
Education (126-52)	Community Schools: Promoting Health, Safety, Well-Being and Academic Success of Students (2425) Legislative Exempt	5/15/2014	6/16/2014					7/11/2014	8/11/2014
Education (126-75)	Education Innovation Zones (3236) Legislative Exempt	7/11/2014	8/11/2014						
Education (126-86)	Standards for School Nutrition (4321.1) Legislative Exempt	6/17/2014	7/18/2014						
Education (126-89)	WV Minimum Requirements for Design and Equipment of School Buses (4334) Legislative Exempt	5/15/2014	6/16/2014					7/11/2014	8/11/2014

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Education (126-114)	Approval of Educational Personnel Preparation Programs (5100) Legislative Exempt	4/10/2014	5/12/2014					6/13/2014	7/14/2014
Education (126-136)	Minimum Requirements for the Licensure of Professional/Paraprofessional Personnel and Advanced Salary Classifications (5202) Legislative Exempt	4/10/2014	5/12/2014					6/13/2014	7/14/2014
Education (126-142)	Performance Evaluation of School Personnel (5310) Legislative Exempt	5/15/2014	6/16/2014					7/11/2014	8/11/2014
Education (126-154)	WV Commission for Professional Teaching Standards (5050) Legislative Exempt	5/15/2014	6/16/2014					7/11/2014	8/11/2014
Education (126-188)	Conflict Resolution Process for Citizens (7211)	5/15/2014	6/16/2014					7/11/2014	8/11/2014
Enterprise Resource Planning Board (213-1)	Enterprise Resource Planning System User Fee Legislative	4/7/2014	5/9/2014	4/7/2014 Approved 4/22/2014	6/26/2014				
Environmental Protection - Secretary's Office (60-4)	Awarding of WV Stream Partners Program Grants Rule Legislative	6/26/2014	7/25/2014						
Family Protection Services Board (191-1)	Operation of the Family Protection Advisory Board Legislative	6/27/2014	7/28/2014						
Family Protection Services Board (191-2)	Family Protection Programs, Outreach Services and Shelter Legislative	6/27/2014	7/28/2014						
Family Protection Services Board (191-3)	Perpetrator Intervention Programs Licensure Legislative	6/27/2014	7/28/2014						
Family Protection Services Board (191-4)	Monitored Parenting and Exchange Program Certification Legislative	6/27/2014	7/28/2014						
Family Protection Services Board (191-5)	Perpetrator Intervention Programs Licensure for Correctional Institutions Legislative	6/27/2014	7/28/2014						

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Fire Commission (87-7)	Standards for the Cert. & Continuing Ed. Of Municipal, County and Other Public Sector Building Code Officials, Building Code Inspectors and Plans Examiners Legislative	5/23/2014	6/24/2014		7/1/2014				
Fire Commission (87-8)	Volunteer Firefighters' Training, Equipment and Operating Standards Legislative	5/23/2014	6/24/2014	7/1/2014 ERD by 8/12/2014	7/1/2014				
Fire Marshal (103-3)	Supervision of Fire Protection Work Legislative	5/29/2014	6/30/2014		7/1/2014				
Forestry (22-1)	Ginseng Regulations Legislative	6/27/2014	7/31/2014						
Health (64-3)	Public Water Systems Legislative	7/1/2014	7/31/2014						
Health (64-13)	Nursing Home Licensure Rule Legislative	6/27/2014	7/28/2014						
Health (64-27)	Statewide Trauma/Emergency Care System Legislative	6/27/2014	7/28/2014						
Health (64-29)	Fatality and Mortality Review Team Legislative	6/27/2014	7/28/2014						
Health (64-60)	Medication Administered and Performance of Health Maintenance Tasks by Unlicensed Personnel Legislative	6/27/2014	7/28/2014						
Health & Human Resources (69-6)	Nurse Aide Abuse Registry Legislative	6/27/2014	7/28/2014						
Health & Human Resources (69-8)	Chronic Pain Management Clinic Licensure Legislative	6/18/2014	7/18/2014	5/20/2014 Approved 6/30/2014					
Higher Education Policy Comm. (133-12)	Capital Project Management Legislative	12/12/2013	1/13/2014		1/24/2014				
Higher Education Policy Comm. (133-19)	Guidelines for the Offering of Early Enrollment Courses for High School Students Procedural	4/29/2014	5/29/2014					7/1/2014	7/30/2014
Higher Education Policy Comm. (133-26)	Underwood-Smith Teacher Scholarship Program Legislative	2/24/2014	3/26/2014	2/24/2014 Effective 2/24/2014	4/4/2014	Approved 6/2/2014			

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Higher Education Policy Comm. (133-56)	Military Student Withdrawal Policy Procedural	4/29/2014	5/29/2014					6/11/2014	7/11/2014
Information Services and Communications Division (161-3)	Procedures for Sanitization, Retirement and Disposition of Information Technology Equipment Legislative	6/24/2014	7/24/2014						
Insurance Commission (114-11E)	Annuity Disclosure Legislative	6/24/2014	7/24/2014						
Insurance Commission (114-45)	Recognizing Annuity Mortality Tables for Use in Determining Reserve Liabilities for Annuities Legislative	6/24/2014	7/24/2014						
Insurance Commission (114-95)	Utilization Review and Benefit Determination Legislative	6/19/2013	7/19/2013		7/26/2013	Modified & Approved 10/24/2013 Filed 11/1/2013	SB 177 HB 4079 Bundled SB 167	6/6/2014	7/6/2014
Insurance Commission (114-96)	Health Plan Issuer Internal Grievance Procedure Legislative	6/19/2013	7/19/2013		7/26/2013	Modified & Approved 10/24/2013 Filed 11/1/2013	SB 178 HB 4080 Bundled SB 167	6/6/2014	7/6/2014
Insurance Commission (114-97)	External Review of Adverse Health Insurance Determinations Legislative	6/19/2013	7/19/2013		7/26/2013	Modified & Approved 10/24/2013 Filed 11/1/2013	SB 179 HB 4081 Bundled SB 167	6/6/2014	7/6/2014
Labor (42-9)	Child Labor Legislative	6/23/2014	7/23/2014						
Labor (42-17)	Amusement Rides and Amusement Attractions Safety Act Legislative	6/18/2014	7/18/2014						
Labor (42-26)	Weights and Measures Calibration Fees Legislative	6/18/2014	7/18/2014						
Labor (42-31)	Verifying the Legal Employment Status of Workers Legislative	6/18/2014	7/18/2014						
Labor (42-32)	Supervision of Plumbing Work Legislative	6/18/2014	7/18/2014						

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Labor (42-34)	Regulation of Heating, Ventilating and Cooling Work Legislative	6/18/2014	7/18/2014						
Medicine (11-1B)	Licensure, Disciplinary and Complaint Procedures, Continuing Education, Physician Assistants Legislative	4/30/2014	5/30/2014	4/30/2014 Approved 6/6/2014 Amendment 6/12/2014 Approved 6/17/2014					
Miners' Health, Safety and Training (56-20)	Rules Governing the Safety of Those Employed In and Around Quarries in WV Legislative	6/25/2014	7/25/2014						
Motor Vehicles (91-4)	Examination and Issuance of Driver's License Legislative	6/26/2014	7/27/2014						
Natural Resources (58-12)	Commercial Whitewater Outfitters Legislative	7/2/2014	8/1/2014						
Natural Resources (58-26)	Special Boating Rules Legislative	6/23/2014	7/23/2014						
Natural Resources (58-27)	Special Motorboating Rules Legislative	6/26/2013	7/26/2013		7/25/2013	Approved 8/26/2013	SB 141 HB 4038 Bundled SB 140		
Natural Resources (58-41)	Wildlife Damage Control Agents Legislative	6/23/2014	7/23/2014						
Natural Resources (58-46)	Defining the Terms Used in All Hunting and Trapping Legislative	6/23/2014	7/23/2014						
Natural Resources (58-49)	General Hunting Legislative	6/23/2014	7/23/2014						
Natural Resources (58-67)	Lifetime Hunting, Trapping and Fishing Licenses Legislative	6/23/2014	7/23/2014						
Natural Resources (58-71)	Hunting, Trapping and Fishing License and Stamp Fees Legislative	6/23/2014	7/23/2014						
Natural Resources (58-72)	Electronic Registration of Wildlife Legislative	6/26/2013	7/26/2013		7/25/2013	Modified & Approved 9/26/2013 Filed 10/8/2013	SB 142 HB 4089 Bundled SB 140		

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Osteopathic Medicine (24-2)	Osteopathic Physician Assistants Legislative	6/3/2014	7/3/2014	5/12/2014 Approved 6/6/2014					
Osteopathic Medicine (24-5)	Fees for Services Rendered by the Board of Osteopathy Legislative	6/3/2014	7/3/2014	5/12/2014 Approved 6/6/2014					
Pharmacy (15-1)	Licensure and Practice of Pharmacy Legislative	6/27/2014	7/27/2014						
Pharmacy (15-7)	Registration of Pharmacy Technicians Legislative	6/25/2014	7/26/2014						
Pharmacy (15-8)	Controlled Substances Monitoring Legislative	6/27/2014	7/27/2014						
Pharmacy (15-12)	Immunizations Administered by Pharmacists Legislative	6/25/2014	7/26/2014						
Physical Therapy (16-4)	Fees for Physical Therapist and Physical Therapists Assistant Legislative	3/31/2014	5/1/2014		5/9/2014				
Professional Engineers (7-1)	Examination, Licensure and Practice of Professional Engineers Legislative	1/27/2014	3/3/2014	12/27/2013 Approved 1/2/2014	3/27/2014				
Public Service Comm. (150-2)	Rules & Regs. For the Government of the Construction and Filing of Tariffs of Public Utilities and Common Carrier by Motor Vehicle Legislative Exempt	5/20/2014	7/18/2014 Written Comments 7/8/2014	5/20/2014 Approved 6/6/2014					
Public Service Comm. (150-34)	Rules Governing Alternative and Renewable Energy Portfolio Standard Legislative	11/14/2013	1/30/2014						
Public Service Comm. (150-36)	Rules Governing Stormwater Utilities Legislative Exempt	8/21/2013	9/20/2013					5/6/2014	7/5/2014
Racing Commission (178-1)	Thoroughbred Racing Legislative	6/19/2013	7/19/2013		7/26/2013	Modified & Approved 10/24/2013 Bundled Filed 10/31/2013	SB 192 HB 4092 Bundled SB 167	6/9/2014	7/9/2014
Racing Commission (178-9)	Thoroughbred Racing Legislative	6/24/2014	7/24/2014						
Racing Commission (178-9)	Reimbursement of Capital Reinvestment Projects Procedural	2/20/2014	3/24/2014					6/11/2014	7/11/2014

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Real Estate Appraiser Licensing & Cert. Bd. (190-5)	Requirements for Registration and Renewal of Appraisal Management Companies Legislative	6/6/2014	7/9/2014	6/6/2014 Approved 7/10/2014					
Registered Professional Nurses (19-9)	Disciplinary Action Procedural	4/18/2014	5/21/2014						
Secondary School Activities Comm (127-1)	Constitution Legislative Exempt	5/15/2014	6/16/2014					7/11/2014	9/9/2014
Secondary School Activities Comm (127-2)	Athletics, Provisions Governing Eligibility Legislative Exempt	5/15/2014	6/16/2014					7/11/2014	9/9/2014
Secondary School Activities Comm (127-3)	Provisions Governing Contests Legislative Exempt	5/15/2014	6/16/2014					7/11/2014	9/9/2014
Secretary of State (153-20)	Procedures for Recount of Election Results Legislative	6/16/2014	7/21/2014						
Secretary of State (153-45)	Standards and Guidelines for Electronic Notarization Legislative	5/28/2014	6/26/2014	5/20/2014 Approved 6/30/2014					
Secretary of State (153-46)	Notaries Public Legislative	5/28/2014	6/26/2014	5/20/2014 Approved 6/30/2014					
Secretary of State (153-47)	Administrative Hearings for Notaries Public Procedural	6/6/2014	7/7/2014						
Secretary of State (153-50)	Schedule of Fees Legislative	5/28/2014	6/26/2014	5/20/2014 Approved 6/30/2014					
Speech-Language Pathology & Audiology (29-3)	Contested Case Hearing Procedure Procedural	4/29/2014	6/2/2014					6/13/2014	7/15/2014
State Police (81-9)	WV DNA Databank Legislative	6/25/2014	7/25/2014						
State Police (81-14)	Regulations and Procedures Pertaining to the WV Sex Offender Registration Act Procedural	6/25/2014	7/25/2014						
Tax Department (110-1Q)	Appointment of Special Assessors by the State Tax Commissioner	6/24/2014	7/24/2014						

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Tax Department (110-10L)	Claiming Tax Refund or Credit Procedural	5/22/2014	6/23/2014					6/27/2014	7/28/2014
Tax Department (110-13AA)	Information to be Utilized for Calculating the Distribution of Oil and Gas Severance Taxes Procedural	5/22/2014	6/23/2014					6/27/2014	7/28/2014
Tax Department (110-28)	Municipal Sales and Service and Use Tax Administration Legislative	6/25/2013	7/25/2013		7/26/2013	Modified & Approved 11/21/2013 Filed 11/26/2013	SB 166 HB 4102 Bundled SB 167	6/6/2014	7/6/2014
Tax Department (110-29)	Special Reclamation Tax Credit Legislative	6/19/2013	7/19/2013		7/26/2013	Modified & Approved 11/21/2013 Filed 11/26/2013	SB 167 HB 4103 Bundled SB 167	6/6/2014	7/6/2014
Tax Department (110-40)	Withholding or Denial of Personal Income Tax Refunds from Taxpayers Who Owe Municipal or Magistrate Court Costs Legislative	6/19/2013	7/19/2013		7/26/2013	Modified & Approved 11/21/2013 Filed 11/26/2013	SB 168 HB 4104 Bundled SB 167	6/6/2014	7/6/2014
Treasurer's Office (112-15)	WV College Prepaid Tuition & Savings Program Bd. of Trustees Bylaws Procedural	6/2/2014	7/3/2014						
Veterans' Assistance (86-1)	State Home for Veterans Procedural	5/28/2014	6/28/2014						
Veterans' Assistance (86-2)	State Home for Veterans-Fiscal Legislative	5/29/2014	6/28/2014	5/28/2014 Approved 6/2/2014					
Veterans' Assistance (86-3)	Operation of the Division of Veterans Affairs Procedural	5/28/2014	6/28/2014						
Veterans' Assistance (86-4)	VA Headstones or Markers Legislative	5/28/2014	6/28/2014						
Waste Management, Div. of Water & Waste Mgmt. (33-1)	Solid Waste Management Rule Legislative	6/30/2014	7/30/2014	6/30/2014 Approved 7/10/2014					
Waste Management, Div. of Water & Waste Mgmt. (33-20)	Hazardous Waste Management System Legislative	6/24/2014	Hearing 7/24/2014 Written Comments 7/28/2014						



RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
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Water Resources, Div. of Water & Waste Mgmt. (47-2)	Requirements Governing Water Quality Standards Legislative	6/4/2014	Hearing 7/1/2014 Written Comments 7/21/2014						
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Water Resources, Div. of Water & Waste Mgmt. (47-30)	WV/NPDES Rule for Coal Mining Facilities Legislative	6/24/2014	7/24/2014						
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Second Distribution for 01 July 2014

Policy Directive	Issue Date
332.09	01 July 2014
401.18	01 July 2014

LEGISLATIVE



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

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7/11/2014 9:01:46 AM

WEST VIRGINIA SECRETARY OF STATE

FORM 5 - NOTICE OF AGENCY ADOPTION OF A PROCEDURAL OR INTERPRETIVE RULE OR A LEGISLATIVE RULE EXEMPT FROM LEGISLATIVE REVIEW

AGENCY Education  
 RULE TYPE Legislative Exempt AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 126-004  
 RULE NAME Rules of Procedure for Administrative Hearings and Appeals (1340)

CITE AUTHORITY W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d 839 (1988)

RULE IS LEGISLATIVE ENEMPT

Yes

CITE STATUTE(S) GRANTING EXEMPTION FROM LEGISLATIVE REVIEW

W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d 839 (1988)

**FILED**

2014 JUL 14 P 12:25

WEST VIRGINIA  
 SECRETARY OF STATE

THE ABOVE RULE IS HEREBY ADOPTED AND FILED WITH THE SECRETARY OF STATE, THE EFFECTIVE DATE OF THIS RULE IS Monday, August 11, 2014

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

Yes

Charles K Heimlein - 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: 126-004



Rule Id: 9380



Document: 25991

WEST VIRGINIA  
SECRETARY OF STATE  
NATALIE E. TENNANT



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7/11/2014 9:28:02 AM

ADMINISTRATIVE LAW DIVISION

OFFICE OF THE SECRETARY OF STATE  
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LEGISLATIVE



WEST VIRGINIA  
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NATALIE E. TENNANT

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7/11/2014 9:53:15 AM

FORM 1 - NOTICE OF A PUBLIC HEARING OR COMMENT PERIOD ON A PROPOSED RULE  
(Page 1)

AGENCY Education  
RULE TYPE Legislative Exempt AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 126-007  
RULE NAME Education in West Virginia's Correctional Institutions: Mission and Goals (1471)

CITE AUTHORITY W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 576 S.E.2d 839 (1988)

COMMENTS LIMITED TO  
Written

DATE OF PUBLIC HEARING

LOCATION OF PUBLIC HEARING

DATE WRITTEN COMMENT PERIOD ENDS  
Monday, August 11, 2014 4:00 PM

WRITTEN COMMENTS MAY BE MAILED TO  
Jacob Green, Executive Director  
WVDE Office of Institutional Education Programs  
Capitol Building 6, Room 728  
1900 Kanawha Boulevard, East  
Charleston, West Virginia 25305-0330

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

Yes  
Charles K Heinlein - 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: 126-007



Rule Id: 9434



Document: 26001

FORM 1 - NOTICE OF A PUBLIC HEARING OR COMMENT PERIOD ON A PROPOSED RULE  
(Page 1)

AGENCY Education  
RULE TYPE Legislative Exempt AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 126-044A  
RULE NAME Next Generation Content Standards and Objectives for English Language Arts in West Virginia Schools (2520.1A)  
CITE AUTHORITY W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 576 S.E.2d 839 (1988)

COMMENTS LIMITED TO  
Written

DATE OF PUBLIC HEARING

LOCATION OF PUBLIC HEARING

DATE WRITTEN COMMENT PERIOD ENDS  
Monday, August 11, 2014 4:00 PM

WRITTEN COMMENTS MAY BE MAILED TO  
Jessica George  
WVDE Office of Secondary Learning  
Capitol Building 6, Room 603  
1900 Kanawha Boulevard, East  
Charleston, West Virginia 25305-0330

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

Yes  
Charles K Heinlein - 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: 126-044A



Rule Id: 9562



Document: 26014

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



**FILED**

7/11/2014 9:51:23 AM

**LEGISLATIVE**

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



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7/11/2014 9:51:54 AM

WEST VIRGINIA SECRETARY OF STATE

WEST VIRGINIA SECRETARY OF STATE

**FORM 1 - NOTICE OF A PUBLIC HEARING OR COMMENT PERIOD ON A PROPOSED RULE  
(Page 1)**

**FORM 1 - NOTICE OF A PUBLIC HEARING OR COMMENT PERIOD ON A PROPOSED RULE  
(Page 1)**

AGENCY Education  
RULE TYPE Legislative Exempt AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 126-  
RULE NAME 21st Century Mathematics Content Standards and Objectives for West Virginia School 044B  
(2520.2)  
CITE AUTHORITY W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d  
839 (1988)

AGENCY Education  
RULE TYPE Legislative Exempt AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 126-  
RULE NAME Next Generation Content Standards and Objectives for Mathematics in West Virginia B  
Schools (2520.2B)  
CITE AUTHORITY W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d  
839 (1988)

COMMENTS LIMITED TO  
Written

COMMENTS LIMITED TO  
Written

DATE OF PUBLIC HEARING

DATE OF PUBLIC HEARING

LOCATION OF PUBLIC HEARING

LOCATION OF PUBLIC HEARING

DATE WRITTEN COMMENT PERIOD ENDS  
Monday, August 11, 2014 4:00 PM

DATE WRITTEN COMMENT PERIOD ENDS  
Monday, August 11, 2014 4:00 PM

WRITTEN COMMENTS MAY BE MAILED TO  
John Ford  
WVDE Office of Secondary Learning  
Capitol Building 6, Room 603  
1900 Kanawha Boulevard, East  
Charleston, West Virginia 25305-0330

WRITTEN COMMENTS MAY BE MAILED TO  
John Ford  
WVDE Office of Secondary Learning  
Capitol Building 6, Room 603  
1900 Kanawha Boulevard, East  
Charleston, West Virginia 25305-0330

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

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Yes  
Charles K. Heinlein - 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  
Charles K. Heinlein - 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: 126-044B

Rule Id: 9560



Title-Series: 126-044B

Rule Id: 9561



Title-Series: 126-044B

Rule Id: 9561



Title-Series: 126-044B

Rule Id: 9561

WEST VIRGINIA  
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NATALIE E. TENNANT



ADMINISTRATIVE LAW DIVISION

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7/11/2014 9:44:30 AM

LEGISLATIVE



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NATALIE E. TENNANT

ADMINISTRATIVE LAW DIVISION

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7/11/2014 9:16:52 AM

FORM 5 - NOTICE OF AGENCY ADOPTION OF A PROCEDURAL OR INTERPRETIVE RULE OR A LEGISLATIVE RULE EXEMPT FROM LEGISLATIVE REVIEW

AGENCY Education  
RULE TYPE Legislative Exempt AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 126-  
RULE NAME Next Generation Alternate Academic Achievement Standards for English Language Arts  
in West Virginia Schools (2520.161)  
CITE AUTHORITY W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451, 376 S.E.2d 839 (1988)

RULE IS LEGISLATIVE EXEMPT

Yes

CITE STATUTE(S) GRANTING EXEMPTION FROM LEGISLATIVE REVIEW  
W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d 839 (1988)

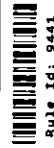
THE ABOVE RULE IS HEREBY ADOPTED AND FILED WITH THE SECRETARY OF STATE, THE EFFECTIVE DATE OF THIS RULE IS  
Monday, August 11, 2014

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

Yes  
Charles K. Heinlein - 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: 126-064V



Rule Id: 9441



Document: 26010

FORM 5 - NOTICE OF AGENCY ADOPTION OF A PROCEDURAL OR INTERPRETIVE RULE OR A LEGISLATIVE RULE EXEMPT FROM LEGISLATIVE REVIEW

AGENCY Education  
RULE TYPE Legislative Exempt AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 126-  
RULE NAME Next Generation Alternate Academic Achievement Standards in Mathematics for West 044W  
Virginia Schools (2520.162)  
CITE AUTHORITY W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451, 376 S.E.2d 839 (1988)

RULE IS LEGISLATIVE EXEMPT

Yes

CITE STATUTE(S) GRANTING EXEMPTION FROM LEGISLATIVE REVIEW  
W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d 839 (1988)

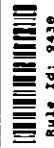
THE ABOVE RULE IS HEREBY ADOPTED AND FILED WITH THE SECRETARY OF STATE, THE EFFECTIVE DATE OF THIS RULE IS  
Monday, August 11, 2014

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Yes  
Charles K. Heinlein - 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: 126-064V



Rule Id: 9436



Document: 25993

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NATALIE E. TENNANT



ADMINISTRATIVE LAW DIVISION

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7/11/2014 8:58:50 AM

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WEST VIRGINIA SECRETARY OF STATE

FORM 5 -- NOTICE OF AGENCY ADOPTION OF A PROCEDURAL OR INTERPRETIVE RULE OR A LEGISLATIVE RULE EXEMPT FROM LEGISLATIVE REVIEW

AGENCY Education  
RULE TYPE Legislative Exempt AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 126-052  
RULE NAME Community Schools: Promoting Health, Safety, Well-Being and Academic Success of Students (2425)

CITE AUTHORITY W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d 839 (1988)

RULE IS LEGISLATIVE EXEMPT

Yes

CITE STATUTE(S) GRANTING EXEMPTION FROM LEGISLATIVE REVIEW

W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d 839 (1988)

THE ABOVE RULE IS HEREBY ADOPTED AND FILED WITH THE SECRETARY OF STATE, THE EFFECTIVE DATE OF THIS RULE IS  
Monday, August 11, 2014

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

Yes

Charles K Heinlein -- 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: 126-052



Rule Id: 9379



Document: 25989

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NATALIE E. TENNANT



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7/11/2014 9:46:33 AM

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WEST VIRGINIA SECRETARY OF STATE

FORM 1 -- NOTICE OF A PUBLIC HEARING OR COMMENT PERIOD ON A PROPOSED RULE (Page 1)

AGENCY Education  
RULE TYPE Legislative Exempt AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 126-075  
RULE NAME Education Innovation Zones (3236)

CITE AUTHORITY W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d 839 (1988)

COMMENTS LIMITED TO

Written

DATE OF PUBLIC HEARING

LOCATION OF PUBLIC HEARING

DATE WRITTEN COMMENT PERIOD ENDS  
Monday, August 11, 2014 4:00 PM

WRITTEN COMMENTS MAY BE MAILED TO

Rebecca Derenge, Coordinator  
WVDE Office of Federal Programs  
Capitol Building 6, Room 330  
1900 Kanawha Boulevard, East  
Charleston, West Virginia 25305-0330

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

Yes

Charles K Heinlein -- 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: 126-075



Rule Id: 9475



Document: 26011

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NATALIE E. TENNANT



ADMINISTRATIVE LAW DIVISION

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7/11/2014 9:20:19 AM

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WEST VIRGINIA SECRETARY OF STATE

LEGISLATIVE

FORM 5 - NOTICE OF AGENCY ADOPTION OF A PROCEDURAL OR INTERPRETIVE RULE OR A LEGISLATIVE RULE EXEMPT FROM LEGISLATIVE REVIEW

AGENCY Education  
RULE TYPE Legislative Exempt AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 126-  
RULE NAME West Virginia Minimum Requirements for Design and Equipment of School Buses (433089)

CITE AUTHORITY W.Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d 839 (1988)

RULE IS LEGISLATIVE EXEMPT

Yes

CITE STATUTE(S) GRANTING EXEMPTION FROM LEGISLATIVE REVIEW

W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d 839 (1988)

THE ABOVE RULE IS HEREBY ADOPTED AND FILED WITH THE SECRETARY OF STATE, THE EFFECTIVE DATE OF THIS RULE IS

Monday, August 11, 2014

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

Yes

Charles K Heinlein - 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: 126-089



Rule Id: 9431



Document: 25995

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SECRETARY OF STATE  
NATALIE E. TENNANT



ADMINISTRATIVE LAW DIVISION

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7/11/2014 9:22:39 AM

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WEST VIRGINIA SECRETARY OF STATE

FORM 5 - NOTICE OF AGENCY ADOPTION OF A PROCEDURAL OR INTERPRETIVE RULE OR A LEGISLATIVE RULE EXEMPT FROM LEGISLATIVE REVIEW

AGENCY Education  
RULE TYPE Legislative Exempt AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 126-  
RULE NAME Performance Evaluation of School Personnel (§310)

CITE AUTHORITY W.Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d 839 (1988)

RULE IS LEGISLATIVE EXEMPT

Yes

CITE STATUTE(S) GRANTING EXEMPTION FROM LEGISLATIVE REVIEW

W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d 839 (1988)

THE ABOVE RULE IS HEREBY ADOPTED AND FILED WITH THE SECRETARY OF STATE, THE EFFECTIVE DATE OF THIS RULE IS

Monday, August 11, 2014

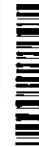
BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENTS ARE TRUE AND CORRECT.

Yes

Charles K Heinlein - 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: 126-142



Rule Id: 9432



Document: 25997

WEST VIRGINIA  
SECRETARY OF STATE  
NATALIE E. TENNANT



ADMINISTRATIVE LAW DIVISION

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7/11/2014 8:46:44 AM

WEST VIRGINIA SECRETARY OF STATE LEGISLATIVE

FORM 5 - NOTICE OF AGENCY ADOPTION OF A PROCEDURAL OR INTERPRETIVE RULE OR A LEGISLATIVE RULE EXEMPT FROM LEGISLATIVE REVIEW

AGENCY Education  
RULE TYPE Legislative Exempt AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 126-154  
RULE NAME West Virginia Commission for Professional Teaching Standards (5050)

CITE AUTHORITY W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d 839 (1988)

RULE IS LEGISLATIVE EXEMPT

Yes

CITE STATUTE(S) GRANTING EXEMPTION FROM LEGISLATIVE REVIEW

W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d 839 (1988)

THE ABOVE RULE IS HEREBY ADOPTED AND FILED WITH THE SECRETARY OF STATE, THE EFFECTIVE DATE OF THIS RULE IS  
Monday, August 11, 2014

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

Yes

Charles K Heinlein - 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: 126-154



Rule Id: 9377



Document: 25986

WEST VIRGINIA  
SECRETARY OF STATE  
NATALIE E. TENNANT



ADMINISTRATIVE LAW DIVISION

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7/11/2014 9:25:21 AM

WEST VIRGINIA SECRETARY OF STATE

FORM 5 - NOTICE OF AGENCY ADOPTION OF A PROCEDURAL OR INTERPRETIVE RULE OR A LEGISLATIVE RULE EXEMPT FROM LEGISLATIVE REVIEW

AGENCY Education  
RULE TYPE Legislative Exempt AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 126-188  
RULE NAME Conflict Resolution Process for Citizens (7111)

CITE AUTHORITY W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d 839 (1988)

RULE IS LEGISLATIVE EXEMPT

Yes

CITE STATUTE(S) GRANTING EXEMPTION FROM LEGISLATIVE REVIEW

W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d 839 (1988)

THE ABOVE RULE IS HEREBY ADOPTED AND FILED WITH THE SECRETARY OF STATE, THE EFFECTIVE DATE OF THIS RULE IS  
Monday, August 11, 2014

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

Yes

Charles K Heinlein - 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: 126-188



Rule Id: 9433



Document: 25999





WEST VIRGINIA  
SECRETARY OF STATE  
NATALIE E. TENNANT



ADMINISTRATIVE LAW DIVISION

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7/11/2014 9:31:11 AM

WEST VIRGINIA SECRETARY OF STATE

LEGISLATIVE

WEST VIRGINIA  
SECRETARY OF STATE  
NATALIE E. TENNANT



ADMINISTRATIVE LAW DIVISION

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7/11/2014 9:34:31 AM

WEST VIRGINIA SECRETARY OF STATE

FORM 5 - NOTICE OF AGENCY ADOPTION OF A PROCEDURAL OR INTERPRETIVE RULE OR A LEGISLATIVE RULE EXEMPT FROM LEGISLATIVE REVIEW

AGENCY Secondary School Activities Commission  
RULE TYPE Legislative Exempt AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 127-01  
RULE NAME Constitution

CITE AUTHORITY W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d 839 (1988)

RULE IS LEGISLATIVE EXEMPT

Yes

CITE STATUTE(S) GRANTING EXEMPTION FROM LEGISLATIVE REVIEW

W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d 839 (1988)

THE ABOVE RULE IS HEREBY ADOPTED AND FILED WITH THE SECRETARY OF STATE, THE EFFECTIVE DATE OF THIS RULE IS

Tuesday, September 09, 2014

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

Yes

Charles K. Heinlein - 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: 127-01



Rule Id: 9436



Document: 26003

FORM 5 - NOTICE OF AGENCY ADOPTION OF A PROCEDURAL OR INTERPRETIVE RULE OR A LEGISLATIVE RULE EXEMPT FROM LEGISLATIVE REVIEW

AGENCY Secondary School Activities Commission  
RULE TYPE Legislative Exempt AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 127-02  
RULE NAME Athletics, Provisions Governing Eligibility

CITE AUTHORITY W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d 839 (1988)

RULE IS LEGISLATIVE EXEMPT

Yes

CITE STATUTE(S) GRANTING EXEMPTION FROM LEGISLATIVE REVIEW

W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d 839 (1988)

THE ABOVE RULE IS HEREBY ADOPTED AND FILED WITH THE SECRETARY OF STATE, THE EFFECTIVE DATE OF THIS RULE IS

Tuesday, September 09, 2014

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

Yes

Charles K. Heinlein - 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: 127-02



Rule Id: 9437



Document: 26005



**WEST VIRGINIA  
SECRETARY OF STATE  
NATALIE E. TENNANT**

**ADMINISTRATIVE LAW DIVISION**

**FILED**

7/11/2014 9:40:23 AM

LEGISLATIVE

WEST VIRGINIA SECRETARY OF STATE

**FORM 5 -- NOTICE OF AGENCY ADOPTION OF A PROCEDURAL OR INTERPRETIVE RULE OR A LEGISLATIVE RULE EXEMPT FROM LEGISLATIVE REVIEW**  
 AGENCY Secondary School Activities Commission  
 RULE TYPE Legislative Exempt AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 127-03  
 RULE NAME Provisions Governing Contests

CITE AUTHORITY W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d 839 (1988)

RULE IS LEGISLATIVE EXEMPT

Yes

CITE STATUTE(S) GRANTING EXEMPTION FROM LEGISLATIVE REVIEW

W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451; 376 S.E.2d 839 (1988)

THE ABOVE RULE IS HEREBY ADOPTED AND FILED WITH THE SECRETARY OF STATE, THE EFFECTIVE DATE OF THIS RULE IS  
 Tuesday, September 09, 2014

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

Yes

Charles K Heimlein -- 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: 127-03



Rule Id: 9438



Document: 26008

# Orders Report

Docket Number	Agency	Respondent	Date Rendered
14-2-10183-X	Health Care Authority	Logan Regional Medical Center	7/9/2014
14-6-10193-X	Health Care Authority	Milan Puskar Health Right	7/8/2014
13-11-10093-A	Health Care Authority	Weirton Medical Center	7/9/2014
14-11-10111-A	Health Care Authority	Weirton Medical Center	7/9/2014
14-2-10192-X	Health Care Authority	Williamson Health & Wellness Center	7/10/2014
HFY15-14-4-S	Health Care Authority	Weirton Medical Center	6/27/2014
HFY15-14-5-S	Health Care Authority	Wetzel County Hospital	6/19/2014
HFY15-14-8-B	Health Care Authority	Beckley Appalachian Regional Hospital	6/24/2014
HFY15-14-7-B	Health Care Authority	Monongalia General Hospital	6/19/2014
HFY15-14-9-B	Health Care Authority	Princeton Community Hospital	6/19/2014
14-4-10-C	Health Care Authority	Summersville Regional Medical Center	6/12/2014

**NOW, THEREFORE, I, EARL RAY TOMBLIN**, pursuant to the authority vested in me as the Governor of West Virginia, do hereby **ORDER**:

**EXECUTIVE ORDER**

**STATE OF WEST VIRGINIA**

**At CHARLESTON**

**EXECUTIVE ORDER NO. 5-14**

**By the Governor**

**WHEREAS**, on June 16, 2011, Governor Tomblin issued Executive Order 2-11, creating the West Virginia Statewide Interoperable Radio Network ("SIRN") for first responders to help assure the safety of all citizens in the event of a disaster or emergency; and

**WHEREAS**, SIRN operates in over seventy locations and provides coverage throughout most of West Virginia; and

**WHEREAS**, any public safety agency (federal, state, county, and municipal) that operates in West Virginia may utilize SIRN; and

**WHEREAS**, Executive Order 2-11 tasks the West Virginia Homeland Security Advisor to consult with the Statewide Interoperability Coordinator ("SWIC") as a prerequisite for presenting recommendations to the Governor for determining "statewide priorities related to interoperable communications"; and

**WHEREAS**, it is necessary to develop a long term plan to ensure the sustainability of SIRN and clarify its governance structure.

1. That Executive Order 2-11 be continued to the extent it is not contradicted herein.
2. That, pursuant to § 15-5-21 of the West Virginia Code, the Director of Homeland Security and Emergency Management, working in conjunction with the SWIC and the Statewide Interoperability Executive Committee ("SIEC"), present to the Governor no later than October 31, 2014, the following:
  - a. An inventory of all properties and equipment owned or utilized by SIRN, including all related agreements;
  - b. An inventory of all SIRN users and tenants, including information regarding their particular responsibilities in connection with SIRN;
  - c. An estimated budget for the continued sustainability of SIRN, specifically detailing participation by all departments and agencies that will participate and will continue to participate in the logistical and financial support of SIRN;
  - d. A detailed report of current support for SIRN by all State departments and agencies, including number of personnel and funding committed;
  - e. An itemization of funding spent by all executive branch agencies on two way radio communications systems and the number of personnel currently dedicated to maintaining those systems;
  - f. Recommended legislation for the long term financial sustainability, organizational structure, and ongoing governance of SIRN; and
  - g. An inventory of any dispatch or other location that has radio equipment directly connected to the Core switches that operate SIRN.

## EXECUTIVE ORDER

3. That the Director of Homeland Security and Emergency Management, within 15 days of this Executive Order, establish a task force to continue the existing expansion and maintenance of SIRN. This task force shall coordinate on a daily basis with the SWIC for the normal maintenance and operational activities of SIRN. The task force shall be comprised of all supervisors, technicians, and other personnel that are currently working on SIRN. These individuals shall be assigned full time to this task force and shall remain employees of their respective agencies and continue to be paid and receive all normal benefit and administrative support by their respective agencies. Funding currently being provided by various departments and agencies shall be continued to support the task force and SIRN. All Cabinet Secretaries shall ensure compliance with this Executive Order and provide the necessary financial and other information that may be necessary for the completion of the report.
4. That the Director of Homeland Security and Emergency Management, who has been designated the First Net State Single Point of Contact for the necessary planning and deployment of the National Public Safety Broadband Network in West Virginia, appoint, in collaboration with the Governor's office, a committee to work on First Net related issues and serve as the advisory board for First Net in West Virginia.
5. That members of the SIEC serve without compensation, provided that each member of the SIEC may receive reimbursement for travel expenses in accordance with state travel guidelines.
6. That state agencies and spending units obtain the prior written approval of the SWIC to purchase radios, microwave, or satellite equipment and related goods and services. This requirement specifically includes purchases of equipment not included on the SIEC's Approved Compatibility Equipment List when made by local entities using federal or state funds.
7. That the SWIC review and approve any contracts or agreements not utilizing the SIEC pre-approved template, including the purchase and use of radios, microwave, or satellite equipment and related goods and services to ensure compatibility with SIRN.

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 ninth day of July, in the year of our Lord, Two Thousand Fourteen, and in the One Hundred Fifty-Second year of the State.

*Earl Ray Tomblin*  
GOVERNOR

By the Governor *Arturo Escamant*  
SECRETARY OF STATE

**STATE OF WEST VIRGINIA**

**EXECUTIVE DEPARTMENT**

**At Charleston**

**EXECUTIVE ORDER NO. 6-14**

**By the Governor**

**WHEREAS**, West Virginia requires a comprehensive, data-driven, and evidence-based analysis of its juvenile justice system to identify strategies to protect public safety, increase accountability, promote rehabilitation and contain costs; and

**WHEREAS**, according to recent data, West Virginia has one of the lowest juvenile crime rates in the country; however, between 1997 and 2011, our State experienced the largest increase in the juvenile commitment rate of any state; and

**WHEREAS**, following the closure of the West Virginia Industrial Home for Youth in 2013, the appropriateness of youth placement in residential facilities inside and outside of the State requires careful consideration; and

**WHEREAS**, West Virginia leaders in the three branches of government have worked to develop legislation, policies, procedures, and best practices to effectively and efficiently respond to delinquent behavior and protect public safety, but desire a systemic review to increase effectiveness system-wide; and

**WHEREAS**, all three branches of government and stakeholders throughout the system have agreed to participate in and work together to accomplish this analysis; and

**EXECUTIVE ORDER**

**WHEREAS**, it is incumbent on our State and imperative for our youth, families, communities, and taxpayers to undertake this analysis to ensure our juvenile justice system is protecting public safety and obtaining better outcomes for youth, families, and communities; and

**WHEREAS**, The Pew Charitable Trusts Public Safety Performance Project ("Pew") works with states to advance data-driven, fiscally sound policies and practices in the criminal and juvenile justice systems that protect public safety, hold offenders accountable, and control corrections costs; and

**WHEREAS**, Pew has agreed to provide West Virginia with technical assistance to examine our juvenile justice system and to develop policies based on data, research, and consensus among our key stakeholders.

**NOW, THEREFORE, I, EARL RAY TOMBLIN**, pursuant to the authority vested in me as the Governor of West Virginia, do hereby **DECLARE** and **ORDER** that

1. The West Virginia Intergovernmental Task Force on Juvenile Justice (hereinafter "the Task Force") is hereby established.
2. The purpose of the Task Force is to undertake a comprehensive analysis of West Virginia's juvenile justice system and data, and develop system-level recommendations, including proposals for statutory, budgetary, and administrative changes, to protect and promote public safety by
  - a. Improving outcomes for youth, families, and communities;
  - b. Enhancing accountability for juvenile offenders and the system; and
  - c. Containing taxpayer costs by focusing system resources on serious juvenile offenders.
3. The Task Force shall consist of the following:
  - a. The Governor, or his or her designee, who shall serve as Chair;
  - b. The Chief Justice of the Supreme Court of Appeals of West Virginia, or his or her designee;

## EXECUTIVE ORDER

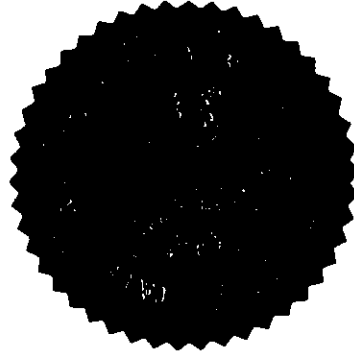
- c. The Administrative Director of the Supreme Court of Appeals of West Virginia, or his or her designee;
  - d. The Director of the West Virginia Division of Juvenile Services, or his or her designee;
  - e. The Commissioner of the West Virginia Division of Behavioral Health and Health Facilities, or his or her designee;
  - f. The Commissioner of the West Virginia Bureau for Children and Families, or his or her designee;
  - g. The Superintendent of the West Virginia Department of Education, or his or her designee;
  - h. The Executive Director of the Hebert Henderson Office of Minority Affairs, or his or her designee;
  - i. Six members of the West Virginia Legislature, appointed by the Governor from a list of recommendations submitted by the President of the Senate and the Speaker of the House;
  - j. Three circuit court judges, appointed by the Chief Justice of the Supreme Court of Appeals of West Virginia;
  - k. Two employees of the Supreme Court of Appeals of West Virginia, appointed by the Administrative Director of the Supreme Court of Appeals of West Virginia, with experience in juvenile justice, including one school-based juvenile probation officer;
  - l. Seven public members, appointed by the Governor, with expertise in juvenile justice and/or child welfare; and
  - m. The Governor may appoint additional members as necessary.
4. The Task Force shall
- a. Review, study, and analyze West Virginia's juvenile justice data, statutes, policies, and practices throughout the State, and offer recommendations for statutory, budgetary, or administrative changes, as necessary.
  - b. Collaborate with juvenile justice system stakeholders, State and local organizations, public and private, to carry out the Task Force's duties.
- c. Submit a report of its initial findings and recommendations to the Governor, the President of the Senate, the Speaker of the House of Delegates, and the Justices of the Supreme Court of Appeals of West Virginia no later than December 1, 2014.
  5. Members of the Task Force shall receive no compensation.
  6. The Task Force shall have access to all relevant data and information as needed to complete its work.
  7. The Task Force shall meet at times and locations to be determined by the Chair in consultation with the Task Force members.

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 sixteenth day of July, in the year of our Lord, Two Thousand Fourteen, and in the One Hundred Fifty-Second year of the State.



GOVERNOR



By the Governor *Michelle E. Edwards*  
SECRETARY OF STATE



**WEST VIRGINIA HEALTH CARE AUTHORITY  
CERTIFICATE OF NEED  
100 Dee Drive  
Charleston, West Virginia 25311-1600**

July 14, 2014

**LEGAL NOTICE**

James L. Pitrolo, Jr., Chairman, West Virginia Health Care Authority, announces the following Certificate of Need activities for the week ending **July 11, 2014**.

**LETTER OF INTENT FOR EXPEDITED REVIEW RECEIVED**

July 9, 2014 – Marietta Memorial Hospital, Marietta, Ohio, CON File #14-5-10228-P, for the development of an ambulatory care center located at 1212 Garfield Avenue, Parkersburg, Wood County; capital expenditure: \$110,000.

**PROJECT EXEMPT FROM REVIEW**

July 8, 2014 – Milan Puskar Health Right, Morgantown, Monongalia County, CON File #14-6-10193-X, to extend its services to Medicare, Medicaid and private insurance patients and to bill for these services; no capital expenditure.

**DECISION ON REQUEST FOR EXEMPTION**

July 9, 2014 – Logan Regional Medical Center, Logan, Logan County, CON File #14-2-10183-X, for the development of a hospital ambulatory health care facility in Logan County. The facility will be located at an off campus office in Logan, Logan County, and will be staffed by an employed internal medicine physician; capital expenditure: less than \$50,000.

**ORDER ISSUED**

July 10, 2014 – Williamson Health & Wellness Center, Williamson, Mingo County, CON File #14-2-10192-X, for the development of a Federally Qualified Health Center (FQHC) located at 184 East Second Avenue, Williamson, Mingo County; no capital expenditure.

It is ORDERED that Williamson Health & Wellness Center, involving the offering and development of a new FQHC in Williamson, Mingo County without first obtaining Certificate of Need approval or exemption, the Authority assesses a civil penalty.

**NOTICE OF SUBSTANTIAL COMPLIANCES**

The following projects have been implemented in substantial compliance and the case files are now closed:

July 9, 2014 – Weirton Medical Center, Weirton, Brooke County, CON File #13-11-10093-A, for the acquisition of the physical therapy practice of Mike Furda, LLC d/b/a Elite Physical Therapy; capital expenditure: \$96,096.

July 9, 2014 – Weirton Medical Center, Weirton, Brooke County, CON File #14-11-10111-A, for the acquisition of Weirton Sleep Corp. d/b/a Greater Tri State Sleep Center; capital expenditure: \$123,564.

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

OTHER

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OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

OTHER  
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2014 JUL 11 P 4: 35  
OFFICE OF THE SECRETARY OF STATE

THE WEST VIRGINIA DEPARTMENT OF TRANSPORTATION  
CHARLESTON, WEST VIRGINIA  
ABSTRACT FROM THE RECORDS OF THE  
SECRETARY'S ORDERS  
PAGE TWO

ALL PROVISIONS OF THIS ORDER WILL BECOME EFFECTIVE UPON ENTRY.  
Entered this 11<sup>th</sup> day of July 2014

*Paul A. Mattox, Jr.*  
Paul A. Mattox, Jr., P. E.  
Secretary of Transportation/  
Commissioner of Highways



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Secretary of State  
Federal Highway Administration

STATE OF WEST VIRGINIA  
WEST VIRGINIA DEPARTMENT OF TRANSPORTATION  
Given under my hand and seal of the Department of Transportation, I do hereby certify that the foregoing is a true abstract from the Orders of the West Virginia Secretary of Transportation, entered of record on this 11<sup>th</sup> day of July 2014.  
*Paul A. Mattox, Jr.*  
Department of Transportation

THE WEST VIRGINIA DEPARTMENT OF TRANSPORTATION  
CHARLESTON, WEST VIRGINIA  
ABSTRACT FROM THE RECORDS OF THE  
SECRETARY'S ORDERS

DATED  
July 11, 2014

WHEREAS, Chapter 57, Article 2, Section 2, of the Official Code of West Virginia 1931, as amended, authorizes the Secretary of the Department of Transportation to employ persons, consolidate positions, assign duties and same persons to fill more than one position; and

WHEREAS, the aforementioned Section of the Code further authorizes the Secretary to reorganize internal functions or operations; and

WHEREAS, the aforementioned Section of the Code further authorizes the Secretary to delegate duties to or among employees; and

WHEREAS, the aforementioned Section requires the efficient, effective and economical operation of the Department of Transportation; and

WHEREAS, to promote maximum efficient and effectiveness in carrying out the duties and responsibilities for the full range of transportation services desired by the citizens of West Virginia, and her visitors, by the Department of Transportation, it is necessary and proper to organize the Office of the Secretary of the Department of Transportation in the most effective means possible.

NOW, THEREFORE, BE IT RESOLVED that all previous Secretary's Orders and Organization Charts pertaining to the organizational structure of the Office of the Secretary be rescinded.

BE IT FURTHER ORDERED that the organizational structure and personnel assignments and duties shown on the attached Department of Transportation Organization Chart dated July 11, 2014 are hereby established and will take effect immediately.

FILED

THE WEST VIRGINIA DEPARTMENT OF TRANSPORTATION is 53  
DIVISION OF HIGHWAYS, JULY 11, 2014  
CHARLESTON, WEST VIRGINIA

OFFICE OF THE SECRETARY OF TRANSPORTATION  
ABSTRACT FROM THE RECORDS OF THE  
COMMISSIONER'S ORDERS SECRETARY OF STATE

DATED

July 11, 2014

WHEREAS, Chapter 17, Article 2A, Section 4, of the Official Code of West Virginia, 1931, as amended, authorizes the Commissioner of Highways to be in charge of the selection and the effective organization of all West Virginia Division of Highways personnel; and

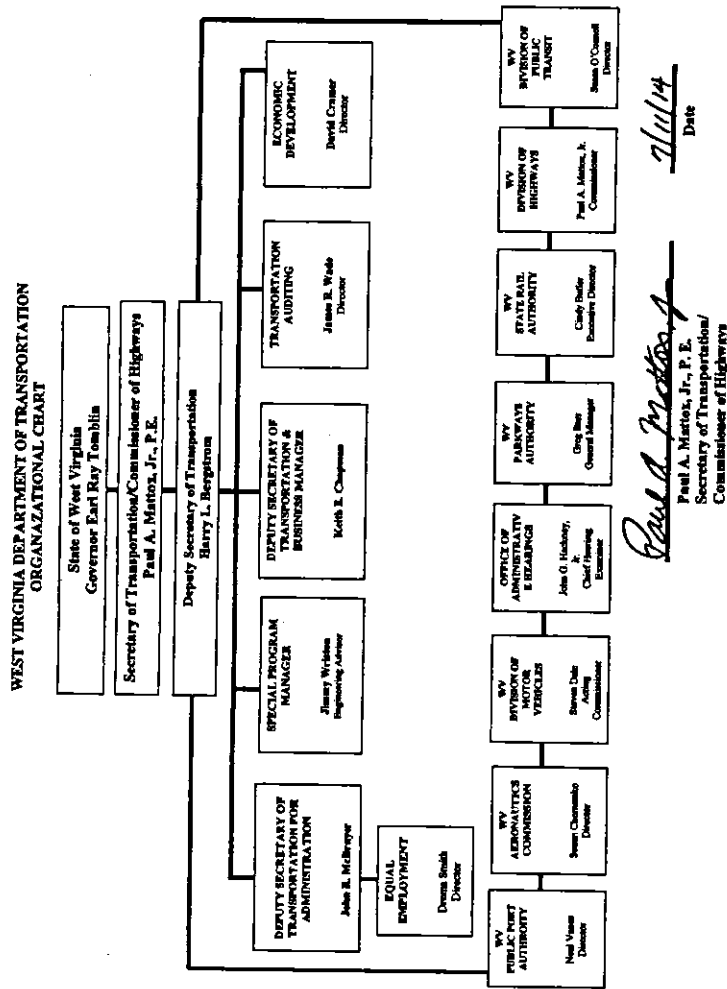
WHEREAS, Chapter 17, Article 2A, Section 8, of the Official Code of West Virginia, 1931, as amended, authorizes the Commissioner of Highways to promulgate rules for the efficient administration of the State road program; and

WHEREAS, to provide for the proper and efficient transaction of business in the West Virginia Division of Highways, certain revisions to the present organization structure are necessary and prudent;

NOW, THEREFORE, BE IT ORDERED that the Commissioner's Order dated July 10, 2014, implementing the Organization Chart of the same date, pertaining to the organizational structure of the Central Office of the Division of Highways, be amended; and

BE IT FURTHER ORDERED that the attached Division of Highways Organization Chart dated July 11, 2014 supersede all previous organization charts and is hereby established and will take effect July 11, 2014.

OTHER

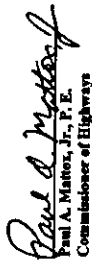


THE WEST VIRGINIA DEPARTMENT OF TRANSPORTATION  
 DIVISION OF HIGHWAYS  
 CHARLESTON, WEST VIRGINIA

ABSTRACT FROM THE RECORDS OF THE  
 COMMISSIONER'S ORDERS

July 11, 2014  
 Page Two  
 Subject: DOH Organization Chart

All provisions of this ORDER will become effective upon entry.

Entered this 11<sup>th</sup> day of July 2014  
  
 Paul A. Mattox, Jr., P. E.  
 Commissioner of Highways



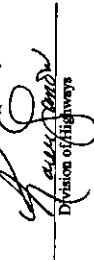
Attachment

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- Office of the Governor
- Department of Administration
- West Virginia State Auditor
- Secretary of State
- Federal Highway Administration

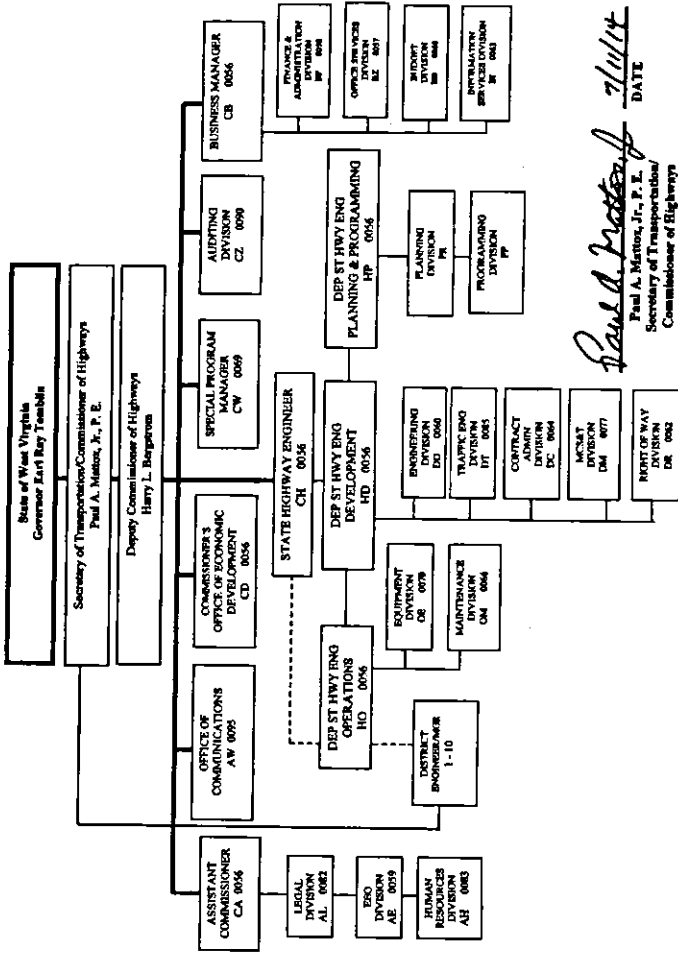
STATE OF WEST VIRGINIA  
 WEST VIRGINIA DEPARTMENT OF TRANSPORTATION  
 DIVISION OF HIGHWAYS

Given under my hand and seal of the Division of Highways, I do hereby certify that the foregoing is a true abstract from the Orders of the West Virginia Commissioner of Highways, entered of record on this 11<sup>th</sup> day of July 2014.

  
 Paul A. Mattox, Jr., P. E.  
 Commissioner of Highways

OTHER

WEST VIRGINIA DIVISION OF HIGHWAYS  
 ORGANIZATIONAL CHART



  
 Paul A. Mattox, Jr., P. E.  
 Secretary of Transportation/  
 Commissioner of Highways

DATE