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This week's publication includes documents submitted by the following agencies:

Insurance Commission

Professional Engineers, WV Bd. Of Reg. for

Secretary of State

Tax Department

Veterinary Medicine

CHRONOLOGICAL INDEX, VOLUME XXXIV ISSUE 48

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>

NO NEW EMERGENCY RULES WERE FILED THIS WEEK

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



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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

- 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)

CROSS REFERENCE OF RULE MONITOR TITLE NUMBERS AND AGENCIES

<u>TITLE NUMBER</u>	<u>NAME OF AGENCY</u>
TITLE 1	ACCOUNTANCY
TITLE 3	BARBERS AND COSMETOLOGISTS
TITLE 7	PROFESSIONAL ENGINEERS
TITLE 8	HEARING AID DEALERS
TITLE 10	LICENSED PRACTICAL NURSES
TITLE 11	MEDICINE
TITLE 14	OPTOMETRY
TITLE 15	PHARMACY
TITLE 18	PHYSICAL THERAPY
TITLE 17	PSYCHOLOGISTS
TITLE 20	SANTARIANS
TITLE 24	OSTEOPATHY
TITLE 25	SOCIAL WORK EXAMINERS
TITLE 26	VETERINARY MEDICINE
TITLE 27	COUNSELING
TITLE 29	SPEECH-LANGUAGE PATHOLOGY & AUDIOLOGY
TITLE 31	DIETITIANS
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	WORKERSCOMPENSATION 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 148	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 164	SCHOOL BUILDING AUTHORITY
TITLE 172	STATE RAIL AUTHORITY
TITLE 174	REAL ESTATE COMMISSION
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 194	MASSAGE THERAPY LICENSURE BOARD
TITLE 199	EXPLOSIVES & BLASTING
TITLE 204	HATFIELD-MCCOY REGIONAL RECREATION AUTHORITY

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LEMIRC- ACTION	LK/HS	FINAL FILE	EFFECTIVE
Accountancy, WV Bd. Of Professional Conduct (1-21)	Board Rules and Rules of Professional Conduct Legislative	6/23/2017	7/23/2017		7/28/2017	Modified & Approved 9/20/2017 Filed 9/29/2017			
Administration (148-03)	State Owned Vehicles Legislative	6/26/2017	7/26/2017		7/26/2017				
Administration (148-6)	Parking Legislative	6/21/2017	7/21/2017		7/25/2017	Approved 8/29/2017			
Agriculture (61-01)	Animal Disease Control Legislative	6/28/2017	7/28/2017		7/28/2017				
Agriculture (61-1A)	Feeding of Untreated Garbage to Swine Legislative	6/22/2017	7/22/2017		7/27/2017				
Agriculture (61-2)	West Virginia Apiary Law Legislative	6/15/2017	7/16/2017		7/18/2017	Modified & Approved 8/29/2017 Filed 9/18/2017			
Agriculture (61-3B)	Schedule of Charges for Inspection Services Fruit Legislative	11/1/2017	12/1/2017	11/13/2017 EDD by 12/26/2017					
Agriculture (61-11)	Public Markets Legislative	6/27/2017	7/27/2017		7/27/2017				
Agriculture (61-11B)	Auctioneers Legislative	6/26/2017	7/26/2017		7/26/2017				
Agriculture (61-14A)	Noxious Weeds Legislative	6/22/2017	7/22/2017 Hearing 11/3/2017		7/28/2017				
Agriculture (61-16)	Inspection of Meat and Poultry Legislative	6/15/2017	7/16/2017		7/17/2017	Modified & Approved 8/29/2017 Filed 9/18/2017			
Agriculture (61-23D)	Inspection of Nontraditional, Domesticated Animals Legislative	6/15/2017	7/16/2017		7/17/2017	Modified & Approved 9/6/2017 Filed 9/29/2017			
Air Quality (45-8)	Ambient Air Quality Standards Legislative	6/8/2017	7/11/2017		7/21/2017	Approved 8/29/2017			

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC STATE	LSMRC-ACTION	LIGIS	FINAL FILE	EFFECTIVE
Air Quality (45-16)	Standards of Performance for New Stationary Sources Legislative	6/6/2017	7/11/2017		7/21/2017	Approved 8/29/2017			
Air Quality (45-16)	Control of Air Pollution from Combustion of Solid Waste Legislative	6/7/2017	7/11/2017		7/21/2017	Modified & Approved 8/29/2017 Filed 8/24/2017			
Air Quality (45-23)	Control of Air Pollution from Municipal Solid Waste Landfills Legislative	6/7/2017	7/11/2017		7/21/2017	Approved 8/29/2017			
Air Quality (45-25)	Control of Air Pollution from Hazardous Waste Treatment, Storage and Disposal Facilities Legislative	6/6/2017	7/11/2017		7/21/2017	Approved 8/29/2017			
Air Quality (45-34)	Emission Standards for Hazardous Air Pollutants Legislative	6/6/2017	7/11/2017		7/21/2017	Approved 8/29/2017			
Athletic Commission (177-1)	WV State Athletic Commission Legislative	6/16/2017	7/16/2017		7/27/2017	Modified & Approved 9/20/2017 Filed 10/3/2017			
Athletic Commission (177-2)	Regulation of Mixed Martial Arts Legislative	6/16/2017	7/16/2017		7/27/2017	Modified & Approved 9/20/2017 Filed 10/3/2017			
Crime Delinquency and Correction (149-2)	Law Enforcement Training and Certification Standards Legislative	6/21/2017	7/24/2017		7/28/2017				
Crime Delinquency and Correction (149-03)	Protocol for Law Enforcement Response to Domestic Violence Legislative	6/28/2017	7/28/2017		7/28/2017				
Culture and History (82-6)	Archives and History Library Services and Fee Guidelines Procedural	8/24/2017	10/2/2017						
Distillers (31-1)	Licensure and Renewal Requirements Legislative	6/6/2017	7/17/2017		7/24/2017				
Education (126-28)	West Virginia's Universal Access to a Quality Early Education System (2525) Legislative Exempt	8/10/2017	9/11/2017					10/12/2017	7/1/2018

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE ACTION	LSMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Education (126-41)	Safe and Acceptable Use of the Internet by Students and Educators (2460) Legislative Exempt	11/9/2017	12/11/2017						
Education (126-42)	Assuring the Quality of Education: Regulations for Education Professionals Legislative Exempt	11/9/2017	12/11/2017						
Education (126-44G)	WV College and Career Readiness Standards for World Languages (2020.7) Legislative Exempt	8/10/2017	9/11/2017					10/12/2017	7/1/2018
Education (126-44H)	WV College and Career Readiness Programs of Study/Standards for Career and Technical Education (2020.13) Legislative Exempt	8/10/2017	9/11/2017					10/12/2017	7/1/2018
Education (126-46C)	WV Pre-K Standards (Ages 3-5) (2020.15) Legislative Exempt	8/10/2017	9/11/2017					10/12/2017	7/1/2019
Education (126-44P)	WV Alternate Academic Achievement Standards (2020.16) Legislative Exempt	8/10/2017	9/11/2017					10/12/2017	7/1/2018
Education (126-73)	School Calendar (3234) Legislative Exempt	9/7/2017	10/10/2017					10/9/2017	12/11/2017
Education (126-86)	Standards for School Nutrition (Policy 4321.1) Legislative Exempt	6/15/2017	7/17/2017					8/10/2017	12/2018
Education (126-92)	WV School Bus Transportation Policy and Procedures Manual (4336) Legislative Exempt	8/10/2017	9/11/2017						
Education (126-136)	Minimum Requirements for the Licensure of Professional/Paraprofessional Personnel and Advanced Safety Classification (5202) Legislative Exempt	7/13/2017 9/7/2017	8/14/2017 10/10/2017					11/9/2017	12/11/2017
Environmental Protection - Secretary's Office (66-03)	Voluntary Remediation and Redevelopment Rule Legislative	6/5/2017	7/6/2017					7/11/2017	
Fire Commission (87-2)	Electronic Licensing Rules Legislative	6/18/2017	7/17/2017					7/25/2017	

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LSMRC- ACTION	LIGIS	FINAL FILE	EFFECTIVE
Fire Commission (87-3)	Hazardous Substance Emergency Response Training Programs Legislative	6/19/2017	7/19/2017		7/25/2017				
Health (64-03)	Public Water Systems Legislative	6/27/2017	7/27/2017		7/28/2017	Modified & Approved 10/18/2017 Filed 10/25/2017			
Health (64-12)	Hospital Licensure Legislative	6/27/2017	7/27/2017		7/28/2017	Modified & Approved 8/29/2017 Filed 8/30/2017			
Health (64-17)	Food Establishments Legislative	6/27/2017	7/27/2017		7/28/2017	Modified & Approved 10/18/2017 Filed 10/25/2017			
Health (64-48)	Emergency Medical Services Legislative	6/27/2017	7/27/2017		7/28/2017				
Health (64-107)	Designation of Comprehensive, Primary and Acute Stroke-Ready Hospitals Legislative	6/27/2017	7/27/2017		7/28/2017				
Health and Human Resources (88-10)	WV Clearance for Access: Registry and Employment Legislative	6/26/2017	7/26/2017		7/27/2017	Approved 8/29/2017			
Health and Human Resources (88-13)	Development of Methodologies to Examine Needs for Substance Use Disorder Treatment Facilities within the State Legislative	6/27/2017	7/27/2017	6/27/2017 Approved 7/20/2017 Amendment 7/28/2017 Effective 8/21/2017 Approved 10/25/2017 ERD by 12/9/2017	7/28/2017	Modified & Approved 10/18/2017 Filed 10/25/2017			
Health and Human Resources (88-14)	Collection and Exchange of Data Related to Overdoses Legislative	6/27/2017	7/27/2017	6/27/2017 Approved 7/20/2017 Amendment 7/28/2017 Effective 8/21/2017	7/28/2017				

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AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LSMRC- ACTION	LEGIS	FINAL FILE	EFFECTIVE
Health Care Authority (65-13)	Financial Disclosure Rule Legislative	6/27/2017	7/27/2017	6/27/2017 Approved 7/20/2017	7/28/2017	Modified & Approved 10/18/2017 Filed 10/25/2017			
Hearing Aid Dealers (8-01)	WV Board of Hearing Aid Dealers Legislative	6/23/2017	7/24/2017		7/26/2017	Approved 8/29/2017			
Higher Education Policy Comm. (133-12)	Capitol Project Management Legislative	11/20/2017	12/20/2017						
Higher Education Policy Comm. (133-22)	Grade Point Average for Associate and Baccalaureate Degrees Procedural	11/20/2017	12/20/2017						
Higher Education Policy Comm. (133-32)	Tuition and Fee Policy Legislative	11/20/2017	12/20/2017						
Higher Education Policy Comm. (133-33)	Anatomical Board Inexpirative	11/20/2017	12/20/2017						
Higher Education Policy Comm. (133-35)	Human Resources Administration Legislative	11/21/2017	12/21/2017						
Highways (107-2)	Disposal, Lease and Management of Real Property and Appurtenant Structures and Relocation Assistance Legislative	6/22/2017	7/24/2017		7/26/2017				
Highways (157-12)	Employment Procedures Legislative	11/20/2017	12/20/2017	11/1/2017 ERD by 12/13/2017					
Human Services (78-01)	Child Care Licensing Legislative	6/26/2017	7/26/2017		7/27/2017	Modified & Approved 8/20/2017 Filed 10/4/2017			
Human Services (78-02)	Child Picking Agencies Licensing Legislative	6/26/2017	7/26/2017		7/27/2017	Modified & Approved 8/20/2017			
Human Services (78-18)	Family Child Care Facility Licensing Requirements Legislative	6/27/2017	7/26/2017		7/28/2017	Modified & Approved 9/20/2017 Filed 10/4/2017			

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC STATE	LWIRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Human Services (78-19)	Family Child Care Home Registration Requirements Legislative	6/28/2017	7/26/2017		7/27/2017	Modified & Approved 9/20/2017			
Human Services (78-20)	Informal and Relative Family Child Care Home Registration Requirements Legislative	6/28/2017	7/26/2017		7/28/2017				
Human Services (78-21)	Out-of-School Time Child Care Center Legislative	6/28/2017	7/26/2017		7/28/2017	Approved 9/20/2017			
Human Services (78-26)	Drug Screening of Applicants for Cash Assistance Under the Temporary Assistance for Needy Families Program (TANF) Legislative	6/27/2017	7/27/2017	6/27/2017 Approved 7/20/2017 Amendment 7/28/2017 Effective 9/8/2017	7/28/2017				
Labor (42-10)	Zipline and Canopy Tour Responsibility Act Legislative	6/15/2017	7/17/2017		7/27/2017	Approved 9/20/2017			
Labor (42-12)	Bedding and Upholstered Furniture Legislative	6/15/2017	7/17/2017		7/27/2017	Approved 9/20/2017			
Labor (42-17)	Amusement Rides and Amusement Attractions Safety Act Legislative	6/15/2017	7/17/2017		7/27/2017	Approved 9/20/2017			
Labor (42-21)	Elevator Safety Act Legislative	6/21/2017	7/22/2017		7/27/2017	Approved with Amendments			
Labor (42-33)	Employer Wage Bonds Legislative	6/15/2017	7/17/2017		7/27/2017	Approved 9/20/2017			
Labor (42-35)	Registration of Service Persons and Service Agencies Legislative	6/15/2017	7/17/2017	6/16/2017 Approved 7/20/2017	7/27/2017	Approved 9/20/2017			
Labor (42-36)	Registration of Weighing and Measuring Devices Used by Businesses in Commercial Transactions Legislative	6/15/2017	7/17/2017	6/16/2017 Approved 7/20/2017	7/27/2017	Approved 9/20/2017			
Licensed Practical Nurses (10-04)	Schedule of Fees for Services Rendered by the WV State Bd. Of Examiners for Licensed Practical Nurses Legislative	6/28/2017	7/28/2017		7/31/2017				

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SECSTATE	LSMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Lottery Commission (179-1)	State Lottery Rules Legislative	6/19/2017	7/21/2017		7/28/2017				
Medicine (11-6)	Continuing Education for Physicians and Podiatrists Legislative	6/21/2017	7/21/2017		7/26/2017	Approved 8/29/2017			
Medicine (11-018)	License, Disciplinary and Complaint Procedures, Combining Education, Physician Assistants Legislative	7/11/2017	8/10/2017	9/11/2017 Approved	8/29/2017				
Miners' Health, Safety and Training (56-23)	Operating Diesel Equipment in Underground Mines in WV Legislative	6/22/2017	7/24/2017	6/22/2017 Approved	7/27/2017				
Mining and Reclamation (38-02)	West Virginia Surface Mining Reclamation Legislative	6/6/2017	7/18/2017		7/27/2017				
Natural Resources (58-02)	Rules Controlling the Public Land Corporations Sale, Lease, Exchange or Transfer of Land or Minerals Legislative	6/23/2017	7/24/2017		7/28/2017	Approved 8/29/2017			
Natural Resources (58-11)	Hunting, Fishing and Other Outfitters and Guides Legislative	6/23/2017	7/24/2017		7/28/2017				
Natural Resources (58-48)	General Hunting Legislative	6/23/2017	7/24/2017		7/28/2017				
Natural Resources (58-56)	Special Migratory Bird Hunting Legislative	6/23/2017	7/24/2017		7/28/2017				
Natural Resources (58-64)	Miscellaneous Permits and Licenses Legislative	6/23/2017	7/24/2017		7/28/2017				
Natural Resources (58-69)	Wildlife Disease Management Legislative	6/28/2017	7/28/2017		7/28/2017				
Optometry (14-01)	WV Board of Optometry Legislative	6/28/2017	7/28/2017		7/28/2017	Approved 8/29/2017			
Osteopathic Medicine (24-2)	Osteopathic Physician Assistants Legislative	8/12/2017	10/12/2017	11/8/2017 ERD by 12/19/2017	10/17/2017				
Pharmacy (15-1)	License and Practice of Pharmacy Legislative	6/22/2017	7/24/2017		7/28/2017	Approved 9/20/2017			

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LSMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Pharmacy (15-2)	Uniform Controlled Substances Act Legislative	5/11/2017	6/12/2017		7/28/2017	Approved & Modified 9/20/2017 Filed 11/6/2017			
Pharmacy (15-7)	Registration of Pharmacy Technicians Legislative	5/12/2017	6/12/2017		7/28/2017				
Pharmacy (15-8)	Controlled Substances Monitoring Program Legislative	6/15/2017	7/17/2017	6/15/2017 Approved 8/18/2017	7/28/2017	Approved & Modified 9/20/2017 Filed 11/7/2017			
Pharmacy (15-10)	Pharmacist/ Recovery Networks Legislative	5/12/2017	6/12/2017		7/28/2017	Approved & Modified 9/20/2017 Filed 11/7/2017			
Pharmacy (15-12)	Immunizations Administered by Pharmacists and Pharmacy Interns Legislative	6/22/2017	7/24/2017		7/28/2017	Approved & Modified 9/20/2017 Filed 11/6/2017			
Pharmacy (15-14)	Centralized Prescription Processing Legislative	6/15/2017	7/17/2017		7/28/2017				
Psychologists (17-01)	Fees Legislative	6/28/2017	7/28/2017		7/28/2017				
Psychologists (17-02)	Organization and Procedures of the Board of Examiners of Psychologists Procedural	6/28/2017	7/28/2017						
Psychologists (17-03)	Requirements for Licensure as a Psychologist and/or a School Psychologist Legislative	6/28/2017	7/28/2017		7/28/2017				
Psychologists (17-06)	Code of Ethics Legislative	6/28/2017	7/28/2017		7/28/2017				
Public Service Commission (150-3)	Government of Electric Utilities Legislative Exempt	1/9/2017	12/11/2017						
Public Service Commission (150-4)	Government of Gas Utilities and Gas Pipeline Safety Legislative Exempt	1/9/2017	12/11/2017						

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LEMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Racing Commission (178-1)	Thoroughbred Racing Legislative	6/19/2017	7/19/2017		7/27/2017				
Real Estate Appraiser Licensing & Cert. Bd. (155-2)	Requirements for Licensure and Certification Legislative	6/14/2017	7/17/2017		7/28/2017				
Real Estate Commission (174-01)	Licensing Real Estate Brokers, Associate Brokers and Salespersons and the Conduct of Brokerage Business Legislative	6/23/2017	7/24/2017		7/27/2017				
Real Estate Commission (174-02)	Schedule of Fees Legislative	6/26/2017	7/26/2017		7/27/2017				
Real Estate Commission (174-03)	Requirements for Real Estate Courses, Course Providers and Instructors Legislative	6/26/2017	7/26/2017		7/27/2017				
Secretary of State (153-8)	Authorized Use of the Great Seal of the State of WV Inexpire	10/23/2017	11/22/2017					11/27/2017	12/26/2017
Secretary of State (153-18)	Procedures for Conveyancing Elections Legislative	6/28/2017	7/28/2017		7/28/2017				
Secretary of State (153-27)	Procedures for Handling Ballots for Counting Which Must be in Counties Using Optical Scan Ballots Legislative	6/28/2017	7/28/2017		7/28/2017				
Secretary of State (153-39)	Vote by Mail Pilot Project Phase 2: Voting by Mail - Recall Legislative	6/27/2017	7/27/2017		7/28/2017	Approved 8/29/2017			
Senior Services (76-3)	WV State Plan for Aging Programs Inexpire	7/7/2016	8/8/2016						
Slate Police (81-14)	WV Sex Offender Registration Act Procedural	7/20/2017	8/22/2017						
Tax (110-10F)	Payment of Taxes by Electronic Funds Transfer Legislative	6/16/2017	7/17/2017		7/27/2017	Approved 8/29/2017			
Tax (110-13DD)	Farm-To-Food Bank Tax Credit Legislative	6/16/2017	7/17/2017		7/27/2017	Modified & Approved 8/29/2017 Filed 9/1/2017			

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC- ACTION	LEGIS	FINAL FILE	EFFECTIVE
Tax (110-22)	Property Transfer Tax Legislative	6/19/2017	7/20/2017		7/27/2017	Approved 8/29/2017			
Tax (110-28)	Municipal Sales and Service and Use Tax Administration Legislative	6/16/2017	7/17/2016	6/13/2017 Approved 7/20/2017	7/28/2017	Modified & Approved 8/29/2017 Filed 9/8/2017			
Veterinary Medicine (26-1)	Organization and Operation and Licensing of Veterinarians Legislative	6/12/2017	7/13/2017		7/18/2017	Modified & Approved 8/29/2017 Filed 8/29/2017			
Veterinary Medicine (26-5)	Certified Animal Euthanasiats Technicians Legislative	6/12/2017	7/13/2017		7/18/2017	Approved & Modified 9/20/2017			
Veterinary Medicine (26-6)	Schedule of Fees Legislative	6/12/2017	7/13/2017		7/18/2017	Modified & Approved 8/29/2017 Filed 8/28/2017			
Waste Mgmt., Div. of Water & Waste Mgmt. (33-20)	Hazardous Waste Management System Legislative	6/5/2017	7/6/2017		7/21/2017				
Waste Mgmt., Div. of Water & Waste Mgmt. (33-30)	Underground Storage Tanks Legislative	6/5/2017	7/6/2017		7/25/2017				



WEST VIRGINIA SECRETARY OF STATE

MAC WARNER

ADMINISTRATIVE LAW DIVISION

#FILED

11/27/2017 3:50 PM

INTERPRETIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE EXEMPT, INTERPRETIVE OR PROCEDURAL RULE

AGENCY: Secretary Of State TITLE SERIES: 153-90
RULE TYPE: Interpretive Amendment to Existing Rule: No Repeal of existing rule: No
RULE NAME: Authorized Use of the Great Seal of the State of West Virginia
CITE STATUTORY AUTHORITY: WV Const. Art. II, Sec. 7; WV Code 5-2-1

This rule is filed with the Secretary of State. This rule becomes effective on the following date:
December 28, 2017

Orders Report

Docket Number

Agency

Respondent

Date Rendered

Insurance Commission

Municipal Mutual Insurance Company of West
Virginia

11/21/2017

West Virginia State Board of Registration
for Professional Engineers



304-538-2524 Procon
304-538-8222 Faxprocon
www.wvpebbd.org

November 16, 2017

The Honorable Jim Justice
Governor, West Virginia
State Capitol Building
1900 Kanawha Boulevard, East
Charleston, WV 25325

Dear Governor Justice:

On behalf of the West Virginia State Board of Registration for Professional Engineers, we are pleased to provide you with our Annual Report for FY2017. This report is hereby submitted in compliance with mandates of the statutory requirements of W.Va. Code §30-1-12(b).

In order to safeguard life, health and property and to promote the public welfare, the practice of engineering in this state is deemed to be subject to regulation in the public interest. The PE Board is charged with the administration and enforcement of the provisions of W.Va. Code §30-1-13 governing the practice of professional engineering. Enclosed is the Board's certified Annual Report covering fiscal years 2016-2017, including required documentation of agendas, minutes, resolutions, disbursements, rosters and a listing of filed complaints. As always, all information contained within this report, as well as other relevant applicant and examinee information, is accessible 24 hours a day, 7 days a week, via our website at www.wvpebbd.org.

In closing, please recognize that the WV State Board of Registration for Professional Engineers continues to strive to provide superior service to the engineering students, the engineering professionals, and the citizens of our great state! Should you have any comments or questions, please do not hesitate to contact our office.

Sincerely,

Leah L. Hughes-Talbot, P.E.
Executive Director

- cc:
- Mitch Carmichael, President of the Senate
 - The Honorable Governor of the State of West Virginia
 - Clark Brantley, Clerk of the Senate
 - Steve Harrison, Clerk of the House of Delegates
 - Mac Warner, Secretary of State
 - DeAnna Spelock, Resources Manager of Legislative Library
 - Joseph N. Gieger, Interim Director of Archives and History

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MSB No. 100-00000, 10-00-03
Charleston, WV 25313
Phone 304-776-8033
Fax 304-776-8033
www.wvpebbd.org

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OFFICE OF THE GOVERNOR
SECRETARY OF STATE

WEST VIRGINIA
BOARD OF VETERINARY MEDICINE



MEMORANDUM

TO: Mac Warner, Secretary of State
Randall Reed-Smith, Division of Culture and History

FROM: Patricia Holstein
Executive Director

DATE: November 20, 2017

SUBJECT: Biennium Report

The enclosed is a copy of our biennium report for fiscal years 2016 and 2017. Please feel free to contact our office at 304-776-8033 should you have any questions.

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STATE OF WEST VIRGINIA

Department of Revenue
State Tax DepartmentJim Justice
GovernorDebi W. Steeger, Esq.
State Tax Commissioner

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Administrative Notice 2017-22

year 2007. For this purpose, the CPI for any calendar year is the average of the Federal Consumer Price Index for the twelve-month period ending on August 31st of such calendar year (W. Va. Code § 11-130-10a)(3)(C)).

The CPI for 2017 is 243.392 and the CPI for 2007 is 204.873. Based on these figures, the inflation adjustment factor for the calendar year of W. Va. Code § 11-130-10a)(3), for tax years beginning in calendar year 2018, is 1.1880.

Accordingly, for tax years beginning during calendar year 2018:

A "high technology manufacturing business" may claim the Economic Opportunity Tax Credit allowed for specified high technology manufacturers when the business' qualified investment in a specified high technology business in West Virginia results in the creation of at least twenty new jobs within twelve months of the investment. The inflation-adjusted median compensation of the new job attributable to the qualified investment is greater than the median compensation of the new job attributable to the qualified investment is greater than the inflation-adjusted value specified herein.

For purposes of the Economic Opportunity Tax Credit allowed for specified high technology manufacturers, a "high technology manufacturing business" is defined in W. Va. Code § 11-130-10a)(1) and is limited to only those businesses engaging in a manufacturing activity properly classified as having one or more of the following six-digit North American Industry Classification System code numbers.

North American Industry Classification System Code	Manufacturing Activity
334111	Computer & Peripheral Equipment
334112	Electronic Computers
334411	Computer Storage Devices
334414	Electronic Tubes
334413	Electronic Capacitors
332988	Semiconductors
	Semiconductor & Related Devices
	Semiconductor Machinery

The median compensation of the new job for purposes of the Economic Opportunity Tax Credit allowed for specified high technology manufacturers is subject to annual adjustment for inflation. This adjustment is determined by the State Tax Commissioner using the methodology described in subsection 11-130-10a)(3). The 2018 inflation adjustment factor is based on the percentage by which the Consumer Price Index (CPI) for calendar year 2017 exceeds the CPI for calendar

The required median compensation of new jobs attributable to the qualified investment for purposes of the Economic Opportunity Tax Credit allowed for specified high technology manufacturers is fifty-three thousand four hundred fifty dollars (\$53,450). This inflation-adjusted value is equal to the lowest multiple of fifty dollars under W. Va. Code § 11-130-10a)(3)(A).

A summary of the applicable inflation-adjusted specified high technology manufacturer median compensation criteria, by calendar year, for tax years beginning in such years, follows.

CRITERIA

Calendar Year	Median Compensation
2008	\$45,000
2009	\$45,900
2010	\$47,000
2011	\$47,650
2012	\$48,000
2013	\$50,100
2014	\$50,650
2015	\$51,750
2016	\$52,000
2017	\$52,400
2018	\$53,450

Notice of this determination will be filed in the West Virginia Register.

Issued: November 28, 2017

Debi W. Steeger, Esq.
State Tax Commissioner

STATE OF WEST VIRGINIA
Department of Revenue
State Tax Department

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Governor

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ADMINISTRATIVE NOTICE 2017-23

OFFICE OF THE
SECRETARY OF STATE

ECONOMIC OPPORTUNITY TAX CREDIT:

Small Business Economic Opportunity Tax Credit
Credit Adjustments
for Tax Years Beginning in 2018

A "small business" may claim the small business economic opportunity tax credit allowed under W. Va. Code § 11-13Q-10, when its qualified investment in real or personal property in the State of West Virginia for the calendar year beginning in 2018 results in at least ten (10) "new jobs" created in this State as a direct result of the purchase or lease of the qualified investment property.

The law defines "small business," as of June 11, 2002, to mean a business which has annual gross receipts of not more than seven million dollars (including the gross receipts of all affiliates in its controlled group) W. Va. Code § 11-13Q-10(a) (emphasis added).

"New job" was defined by incorporating the definition of "new job" in subsection 11-13Q-3(b)(15).

Dollar amounts stated in the definition of "small business" are subject to annual adjustment for inflation. This adjustment is determined by the State Tax Commissioner using the methodology described in subsection 11-13Q-10(a)(1) through (4). The 2018 inflation adjustment for 2017 is based on percentage by which the Consumer Price Index (CPI) for calendar year 2017 is based on the CPI for calendar year 2002. The CPI for 2017 is 243,362 and the average of the Federal Consumer Price Index for the twelve-month period ending on August 31st of such calendar year (W. Va. Code § 11-13Q-10(a)(2)). The CPI for 2017 is 243,362 and the CPI for 2002 is 178,675. Based on these figures, the inflation adjustment factor, for purposes of W. Va. Code § 11-13Q-10, for tax years beginning in calendar year 2017, is 1.3622.

Accordingly, for tax years beginning during calendar year 2018:

"Small business" means a business which has annual gross receipts of not more than nine million, five hundred thirty-five thousand, four hundred dollars (\$9,535,400). The inflation increase is rounded to the lowest multiple of fifty dollars under W. Va. Code § 11-13Q-10(a)(4).

A summary of the applicable inflation-adjusted Small Business Credit criteria, by calendar year, for tax years beginning in such years, follows:

The Commissioner's Office, 1801 Lee Street East, P.O. Box 11775, Charleston, WV 25309-1771
Telephone: (304) 556-3001
Fax: (304) 556-3000

Administrative Notice 2017-23

CRITERIA

Constraints Year	Gross Receipts
2003	\$7,000,000
2004	\$7,159,600
2005	\$7,324,500
2006	\$7,502,500
2007	\$7,688,850
2008	\$8,026,350
2009	\$8,368,450
2010	\$8,704,000
2011	\$8,507,850
2012	\$8,714,300
2013	\$8,838,250
2014	\$9,095,800
2015	\$9,233,450
2016	\$9,275,150
2017	\$9,346,750
2018	\$9,535,400

Notice of this determination will be filed in the West Virginia Register.

Issued November 20, 2017


Dale W. Steinger, State Tax Commissioner



STATE OF WEST VIRGINIA
Department of Revenue
State Tax Department

Jill Justice
Comptroller

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Bobb W. Stanger
State Tax Commissioner
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A summary of the applicable inflation-adjusted minimum compensation criteria, by calendar year, for tax years beginning in each year, follows.

ADMINISTRATIVE NOTICE 2017-24

ECONOMIC OPPORTUNITY TAX CREDIT

Credit Available for Taxpayers Who Do Not Satisfy the New Jobs Percentage Requirement - Notice of Inflation Adjustment for Tax Years Beginning in 2018

OFFICE OF THE
SECRETARY OF STATE

CRITERIA

Year	Minimum Compensation
2009	\$32,000
2010	\$32,000
2011	\$32,450
2012	\$32,250
2013	\$34,100
2014	\$34,650
2015	\$35,200
2016	\$35,400
2017	\$35,700
2018	\$36,400

Notice of this determination will be filed in the West Virginia Register.

Issued: November 23, 2017

Bobb W. Stanger, State Tax Commissioner

W. Va. Code §11-130-22 allows any taxpayer, engaged in one or more of the industries or business activities specified in section nineteen (§11-130-19) of this article which does not satisfy the new jobs percentage requirement prescribed in subsection (c), sections one through five of article 130-31 or, if the taxpayer is a sole proprietor, the taxpayer's spouse, to claim a credit against the taxpayer's state income tax liability for each year beginning in 2018. The taxpayer must create at least ten new jobs within twelve months after placing qualified investment into service as required by section ten of this article (§11-130-10), but which otherwise fulfills the requirements prescribed in this article. It is permitted to claim a credit against the taxes to and the consequence of the taxpayer's business operations in this state which result in the creation of net new jobs. Credit allowed under this section shall be allowed beginning in the tax year when the new employer's first hire is included. That each new job:

1. Pays at least \$32,000 annually, beginning January 1, 2010, and on January 1 of each year thereafter, the commissioner shall prescribe an amount that shall apply in lieu of this \$32,000 amount during that calendar year. This amount is prescribed by increasing the \$32,000 figure by the cost-of-living adjustment for that calendar year;
2. Provides health insurance and may offer benefits including child care, retirement or other benefits; and
3. Is a full-time, permanent position, as those terms are defined in section three of this article (§11-130-3).

The minimum annual pay of the new job is subject to annual adjustment for inflation. This adjustment is determined by the State Tax Commissioner using the methodology described in subsection 11-130-22(b)(1) through (4). The 2017 inflation adjustment factor is based on the percentage by which the Consumer Price Index (CPI) for calendar year 2017 exceeds the CPI for calendar year 2009. For this purpose, the CPI for any calendar year is the average of the Federal Consumer Price Index for the twelve-month period ending on August 31st of such calendar year (W. Va. Code §11-130-22(b)(2)). The CPI for calendar year 2009 is \$200,214,000 and the CPI for calendar year 2017 is \$214,000. The inflation adjustment factor for purposes of W. Va. Code §11-130-22, for tax years beginning in calendar year 2018, is 1.1733.

Accordingly, for tax years beginning during calendar year 2018, the required minimum compensation for new jobs for purposes of the Economic Opportunity Tax Credit allowed for taxpayers who do not satisfy the new jobs percentage is thirty-six thousand, four hundred dollars (\$36,400).



STATE OF WEST VIRGINIA

Department of Revenue
State Tax DepartmentJim Justice
GovernorDRAFTED
State Tax Commissioner

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ADMINISTRATIVE NOTICE 2017-25

SUBJECT – ECONOMIC OPPORTUNITY TAX CREDIT. OFFICE OF THE STATE TAX COMMISSIONER
 Notice of Statewide Average Northern Payroll Wage for tax years beginning in 2018.

Application of Current Year Annual Credit Allowance – As stated in subsection 11-130-7(b) of the W. Va. Code, the amount of aggregate annual credit allowance for the current taxable year is the total against eight percent of that portion of the taxpayer's state tax liability which is attributable to the current taxable year. The amount of the credit is reduced by the amount of the credit allowed for the prior taxable year. The amount of the credit is also reduced by the taxes enumerated in W. Va. Code subsections 11-130-7(c) through (f), both inclusive, and in the order specified. Provided, That if the median salary of the new jobs is higher than the statewide average annual wage—all inclusions, as determined annually by the WorkForce West Virginia, the amount of aggregate annual credit allowance for the current taxable year is allowed as a credit against one hundred percent of that portion of the taxpayer's state tax liability which is attributable to the current taxable year. The amount of the credit is reduced by the amount of the credit allowed in the prior taxable year. The amount of the credit is also reduced by the taxes enumerated in W. Va. Code subsections 11-130-7(c) through (f), both inclusive, and in the order specified.

Accordingly, for tax years beginning during calendar year 2018:

"Statewide Average Northern Payroll Wage" for purposes of determining the portion of the taxpayer's state tax liability against which the Economic Opportunity Tax Credit may be applied, is \$41,995.

A summary of the applicable annual Statewide Average Northern Payroll Wage criteria, by calendar year, for tax years beginning in such years, follows:

CRITERIA

Calendar Year	Statewide Average Northern Payroll Wage*
2003	\$27,981
2004	\$28,615
2005	\$29,254
2006	\$30,383
2007	\$31,344
2008	\$32,723
2009	\$34,090
2010	\$35,925

The Commissioner's Office, 1001 Lee Street East, P.O. Box 11775, Charleston, WV 25304-1171
 Telephone: 304-556-3323
 Fax: 304-556-3999

Administrative Notice 2017-25

2011	\$36,605
2012	\$37,701
2013	\$39,691
2014	\$39,721
2015	\$40,198
2016	\$41,050
2017	\$41,955
2018	\$41,995

*The Tax Department uses the latest available published average annual wage for all industries as provided by WorkForce West Virginia for this calculation.

Notice of this determination will be filed in the West Virginia Register.

Issued: November 28, 2017


 Dale W. Steiger, State Tax Commissioner