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

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Air Quality

Contractor Licensing Board

Health

Health and Human Resources

Health Care Authority

Labor

Lottery Commission

Mining and Reclamation

CHRONOLOGICAL INDEX, VOLUME XXXV ISSUE 12

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 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 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	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 98	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 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	SECSTATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Accountancy, WV (1-01)	Board Rules and Rules of Professional Conduct Legislative	6/23/2017	7/23/2017	7/28/2017	7/28/2017	Modified & Approved 9/20/2017 Filed 9/28/2017	Bundled HB 4079		
Agriculture (61-01)	Animal Disease Control Legislative	6/28/2017	7/28/2017	7/28/2017	7/28/2017	Modified & Approved 12/2/2017 Filed 12/19/2017	Bundled HB 4079		
Agriculture (61-2)	West Virginia Aquary Law Legislative	6/15/2017	7/16/2017	7/18/2017	7/18/2017	Modified & Approved 8/29/2017 Filed 9/18/2017	Bundled HB 4079	3/21/2018	4/20/2018
Agriculture (61-8B)	Schedule of Charges for Inspection Services Fruit Legislative	11/1/2017	12/1/2017	11/13/2017 Effective 12/28/2017	12/1/2017	Modified & Approved 12/2/2017 Filed 12/19/2017	Bundled HB 4079	3/21/2018	3/21/2018
Agriculture (61-11B)	Audiencees Legislative	6/28/2017	7/28/2017	7/28/2017	7/28/2017	Modified & Approved 12/2/2017 Filed 12/19/2017	Bundled HB 4079		
Agriculture (61-14A)	Noxious Weeds Legislative	6/22/2017	7/22/2017 Hearing 11/3/2017	7/28/2017	7/28/2017	Modified & Approved 12/2/2017 Filed 12/19/2017	Bundled HB 4079	3/22/2018	4/22/2018
Agriculture (61-16)	Inspection of Meat and Poultry Legislative	6/15/2017	7/16/2017	7/17/2017	7/17/2017	Modified & Approved 8/29/2017 Filed 9/18/2017	Bundled HB 4079	3/22/2018	4/22/2018
Agriculture (61-23D)	Inspection of Nontraditional, Domesticated Animals Legislative	6/15/2017	7/16/2017	7/17/2017	7/17/2017	Modified & Approved 9/20/2017 Filed 9/29/2017	Bundled HB 4079	3/22/2018	4/22/2018
Agriculture (61-3E)	Farm to Food Bank Tax Credit Legislative	12/18/2017	1/18/2018	12/18/2017 Effective 1/29/2018	1/19/2018				
Air Quality (45-8)	Ambient Air Quality Standards Legislative	6/6/2017	7/11/2017	7/21/2017	7/21/2017	Approved 8/29/2017	Bundled SB 163	3/22/2018	6/1/2018

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LEMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Air Quality (45-16)	Standards of Performance for New Stationary Sources Legislative	6/6/2017	7/11/2017	7/21/2017	7/21/2017	Approved 8/28/2017	Bundled SB 163	3/22/2018	6/1/2018
Air Quality (45-18)	Control of Air Pollution from Combustion of Solid Waste Legislative	6/7/2017	7/11/2017	7/21/2017	7/21/2017	Modified & Approved 8/28/2017 Revised 8/24/2017	Bundled SB 163	3/22/2018	6/1/2018
Air Quality (45-23)	Control of Air Pollution from Municipal Solid Waste Landfills Legislative	6/7/2017	7/11/2017	7/21/2017	7/21/2017	Approved 8/29/2017	Bundled SB 163	3/22/2018	6/1/2018
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	7/21/2017	Approved 8/29/2017	Bundled SB 163	3/22/2018	6/1/2018
Air Quality (45-34)	Emission Standards for Hazardous Air Pollutants Legislative	6/6/2017	7/11/2017	7/21/2017	7/21/2017	Approved 8/28/2017	Bundled SB 163	3/22/2018	6/1/2018
Athletic Commission (177-1)	WV State Athletic Commission Legislative	6/16/2017	7/16/2017	7/27/2017	7/27/2017	Modified & Approved 9/20/2017 Filed 10/3/2017	Bundled HB 4079		
Athletic Commission (177-2)	Regulation of Mixed Martial Arts Legislative	6/16/2017	7/16/2017	7/27/2017	7/27/2017	Modified & Approved 9/20/2017 Filed 10/3/2017	Bundled HB 4079		
Board of Review (84-1)	Procedural Rule Board of Review Procedural	12/12/2017	1/16/2018						
Comm. & Tech. College Education (135-12)	Capital Project Management Legislative	12/11/2017	1/16/2018	1/26/2018	1/26/2018	Amended by LOCEA & Approved 2/6/2018 Filed 2/8/2018	Bundled HB 4622		
Comm. & Tech. College Education (135-55)	Human Resources Administration Legislative	12/8/2017	1/10/2018	1/25/2018	1/25/2018	Approved 2/6/2018	Bundled HB 4622		
Contractor Licensing Board (28-4)	Contractor Licensing Board Procedural	1/10/2018	2/8/2018					3/16/2018	4/16/2018

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AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SECSTATE	LM/RC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Crime Delinquency and Correction (149-2)	Law Enforcement Training and Certification Standards Legislative	6/21/2017	7/24/2017	7/26/2017	7/26/2017	Modified & Approved 12/2/2017 Filed 12/13/2017	Bundled SB 181		
Crime Delinquency and Correction (149-03)	Protocol for Law Enforcement Response to Domestic Violence Legislative	6/26/2017	7/20/2017	7/26/2017	7/26/2017	Modified & Approved 12/2/2017 Filed 12/14/2017	Bundled SB 181		
Debtors (31-1)	Licensure and Renewal Requirements Legislative	6/9/2017	7/17/2017	7/24/2017	7/24/2017	Modified & Approved 12/3/2017 Filed 12/4/2017	Bundled SB 4079		
Education (126-26)	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
Education (126-41)	Safe and Accessible Use of the Internet by Students and Educators (2450) Legislative Exempt	11/9/2017	12/11/2017					1/11/2018	7/1/2018
Education (126-42)	Assuring the Quality of Education: Regulations for Education Programs (2610) Legislative Exempt	11/9/2017	12/11/2017					1/11/2018	7/1/2018
Education (126-44G)	WV College and Career Readiness Standards for World Languages (2320.7) Legislative Exempt	8/10/2017	9/11/2017					10/12/2017	7/1/2018
Education (126-44W)	WV College and Career Readiness Programs of Study/Standards for Career and Technical Education (2520.13) Legislative Exempt	8/10/2017	9/11/2017					10/12/2017	7/1/2018
Education (126-44O)	WV Pre-K Standards (Ages 3-5) (2520.14) Legislative Exempt	8/10/2017	9/11/2017					10/12/2017	7/1/2019
Education (126-44P)	WV Alternate Academic Achievement Standards (2520.16) Legislative Exempt	8/10/2017	9/11/2017					10/12/2017	7/1/2018
Environmental Protection - Secretary's Office (80-03)	Voluntary Remediation and Redevelopment Rule Legislative	6/5/2017	7/6/2017	7/11/2017	7/11/2017	Approved 12/1/2017	Bundled SB 163		

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AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC STATE	LEMSC- ACTION	LEGIS	FINAL FILE	EFFECTIVE
Ethics Commission (15B-16)	Complaints, Probable Cause Review Board and Investigations Procedural	2/2/2016	3/5/2016					3/12/2018	4/12/2018
Ethics Commission (15B-17)	Hearings Procedural	3/14/2018	4/13/2018						
Ethics Commission (15B-19)	West Virginia Ethics Commission Procedural	3/14/2018	4/13/2018						
Fire Commission (81-3)	Hazardous Substance Emergency Response Training Programs Legislative	6/19/2017	7/19/2017		7/25/2017	Modified & Approved 12/2/2017 Filed 12/13/2017	Bundled SB 161		
Fire Marshal (103-5)	Electronics Licensing Rules Legislative	12/21/2017	1/20/2018		1/26/2018		Bundled SB 181		
Health (64-03)	Public Water Systems Legislative	6/27/2017	7/27/2017		7/28/2017	Modified & Approved 10/19/2017 Filed 10/25/2017	Bundled SB 165	3/22/2018	3/22/2018
Health (64-12)	Hospital Licensure Legislative	6/27/2017	7/27/2017		7/28/2017	Modified & Approved 8/29/2017 Filed 8/30/2017	Bundled SB 165	3/14/2018	6/1/2018
Health (64-48)	Emergency Medical Services Legislative	6/27/2017	7/27/2017		7/28/2017	Modified & Approved 12/1/2017 Filed 12/11/2017	Bundled SB 165	3/22/2018	3/22/2018
Health and Human Services (64-13)	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 E/28/2017 Effective 9/21/2017 Approved 10/25/2017 Effective 12/6/2017	7/28/2017	Modified & Approved 10/19/2017 Filed 10/25/2017	Bundled SB 165	3/22/2018	3/22/2018

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AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SECSTATE	LMRCA-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Health and Human Resources (89-14)	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 9/21/2017 Amendment 12/1/2017 Effective 1/22/2018	7/28/2017	Modified & Approved 12/1/2017 Filed 12/11/2017	Bundled SB 165	3/22/2018	3/22/2018
Hearing Aid Dealers (8-01)	WV Board of Hearing Aid Dealers Legislative	6/23/2017	7/24/2017		7/28/2017	Approved 8/28/2017	Bundled HB 4079		
Higher Education Policy Comm. (133-12)	Capital Project Management Legislative	11/20/2017	12/20/2017		1/22/2018	Amended by LOCEA & Approved 2/6/2018 Filed 2/8/2018	Bundled HB 4622		
Higher Education Policy Comm. (133-32)	Tuition and Fee Policy Legislative	11/20/2017	12/20/2017		1/16/2018	Approved 1/16/2018	Bundled HB 4622		
Higher Education Policy Comm. (133-55)	Human Resources Administration Legislative	11/21/2017	12/21/2017		2/9/2018	Approved 2/6/2018	Bundled HB 4622		
Highways (157-2)	Disposal, Lease and Management of Real Property and Appurtenant Structures and Recitation Legislative	6/22/2017	7/24/2017		7/28/2017	Modified & Approved 12/2/2017 Filed 12/13/2017	Bundled SB 184		
Highways (157-12)	Employment Procedures Legislative	11/2/2017	12/2/2017	11/1/2017 Effective 12/13/2017	1/22/2018		Bundled SB 184		
Human Services (78-01)	Child Care Licensing Legislative	6/26/2017	7/26/2017		7/27/2017	Modified & Approved 9/20/2017 Filed 10/4/2017	Bundled SB 165	3/15/2018	4/1/2018
Human Services (78-19)	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	Bundled SB 165	3/15/2018	4/1/2018

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AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Human Services (78-19)	Family Child Care Home Registration Requirements Legislative	6/26/2017	7/26/2017		7/27/2017	Approved 9/20/2017	Bundled SB 165	3/15/2018	4/1/2018
Human Services (78-20)	Informal and Relative Family Child Care Home Registration Requirements Legislative	6/26/2017	7/26/2017		7/28/2017	Modified & Approved 12/1/2017 Filed 12/11/2017	Bundled SB 165	3/15/2018	4/1/2018
Human Services (78-21)	Out-of-School Time Child Care Center Legislative	6/26/2017	7/26/2017		7/28/2017	Approved 9/20/2017	Bundled SB 165	3/15/2018	4/1/2018
Labor (42-10)	Zipline and Canopy Tour Responsibility Act Legislative	6/15/2017	7/17/2017		7/27/2017	Approved 9/20/2017	Bundled SB 230		
Labor (42-12)	Bedding and Upholstered Furniture Legislative	6/15/2017	7/17/2017		7/27/2017	Approved 9/20/2017	Bundled SB 230		
Labor (42-17)	Amusement Rides and Amusement Attractions Safety Act Legislative	6/15/2017	7/17/2017		7/27/2017	Approved 9/20/2017	Bundled SB 230	3/22/2018	3/30/2018
Labor (42-21)	Elevator Safety Act Legislative	6/21/2017	7/22/2017		7/27/2017	Approved with Amendments 9/21/2017	Bundled SB 230	3/22/2018	3/30/2018
Labor (42-33)	Employer Wage Bonds Legislative	6/15/2017	7/17/2017		7/27/2017	Approved 9/20/2017	Bundled SB 230		
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	Bundled SB 230		
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 Amendment 12/8/2017 Effective 1/19/2018	7/27/2017	Approved 9/20/2017 Modified & Approved 12/1/2017 Filed 12/11/2017	Bundled SB 230		
Lottery Commission (119-1)	State Lottery Rules Legislative	6/19/2017	7/21/2017		7/28/2017	Modified & Approved 12/1/2017 Filed 12/11/2017	Bundled SB 237	3/22/2018	3/23/2018
Medicine (11-6)	Continuing Education for Physicians and Podiatrists Legislative	6/21/2017	7/21/2017		7/26/2017	Approved 8/29/2017	Bundled HB 4079		

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AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SECSTATE	LRMRC- ACTION	LEGIS	FINAL FILE	EFFECTIVE
Medicine (11-018)	Licensure, Disciplinary and Complaint Procedures, Continuing Education, Physician Assistants Legislative	7/11/2017	8/10/2017	9/11/2017 Approved 10/20/2017	8/28/2017	Modified & Approved 12/3/2017 Filed 12/6/2017	Bundled HB 4079		
Miners' Health, Safety and Training (58-23)	Operating Diesel Equipment in Underground Mines in WV Legislative	6/22/2017	7/24/2017	6/22/2017 Approved 7/20/2017	7/27/2017	Approved 12/2/2017	Bundled SB 230		
Mining and Reclamation (38-02)	West Virginia Surface Mining Reclamation Legislative	6/8/2017	7/18/2017		7/27/2017	Modified & Approved 12/1/2017 Filed 12/5/2017	Bundled SB 163	3/21/2018	7/11/2018
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 8/28/2017	Bundled SB 230		
Natural Resources (58-11)	Hunting, Fishing and Other Outfitters and Guides Legislative	6/23/2017	7/24/2017		7/28/2017	Modified & Approved 12/2/2017 Filed 12/18/2017	Bundled SB 230		
Natural Resources (58-49)	General Hunting Legislative	6/23/2017	7/24/2017		7/28/2017	Approved 12/2/2017	Bundled SB 230		
Natural Resources (58-56)	Special Migratory Bird Hunting Legislative	6/23/2017	7/24/2017		7/28/2017	Approved 12/2/2017	Bundled SB 230		
Natural Resources (58-64)	Miscellaneous Permits and Licenses Legislative	6/23/2017	7/24/2017		7/28/2017	Approved 12/2/2017	Bundled SB 230		
Optometry (14-01)	WV Board of Optometry Legislative	6/28/2017	7/28/2017		7/28/2017	Approved 8/28/2017	Bundled HB 4079		
Osteopathic Medicine (24-2)	Osteopathic Physician Assistants Legislative	9/12/2017	10/12/2017	11/6/2017 Effective 12/18/2017	10/17/2017	Modified & Approved 12/3/2017 Filed 12/8/2017	Bundled HB 4079		
Pharmacy (15-1)	Licensure and Practice of Pharmacy Legislative	6/22/2017	7/24/2017		7/28/2017	Approved 9/20/2017	Bundled HB 4079		

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AGENCY/SERIES	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Pharmacy (15-2)	Uniform Controlled Substances Act Legislative	5/11/2017	6/12/2017	7/28/2017	7/28/2017	Modified & Approved 9/20/2017 Filed 11/8/2017	Bundled HB 4079		
Pharmacy (15-7)	Registration of Pharmacy Technicians Legislative	5/12/2017	6/12/2017	7/28/2017	7/28/2017	Modified & Approved 12/3/2017 Filed 12/18/2017	Bundled HB 4079		
Pharmacy (15-8)	Controlled Substances Monitoring Program Legislative	6/16/2017	7/17/2017	6/15/2017 Approved 8/19/2017	7/28/2017	Modified & Approved 9/20/2017 Filed 11/7/2017	Bundled HB 4079		
Pharmacy (15-10)	Pharmacist Recovery Networks Legislative	5/12/2017	6/12/2017	7/28/2017	7/28/2017	Modified & Approved 9/20/2017 Filed 11/7/2017	Bundled HB 4079		
Pharmacy (15-12)	Immunizations Administered by Pharmacists and Pharmacy Interns Legislative	6/22/2017	7/24/2017	7/28/2017	7/28/2017	Modified & Approved 9/20/2017 Filed 11/8/2017	Bundled HB 4079		
Pharmacy (15-14)	Centralized Prescription Processing Legislative	6/15/2017	7/17/2017	7/28/2017	7/28/2017	Modified & Approved 12/3/2017 Filed 12/18/2017	Bundled HB 4079		
Psychologists (17-01)	Fees Legislative	6/28/2017	7/28/2017	7/28/2017	7/28/2017	Modified & Approved 8/16/2017 Filed 12/13/2017	Bundled HB 4079		
Psychologists (17-03)	Requirements for Licensure as a Psychologist and/or a School Psychologist Legislative	6/28/2017	7/28/2017	7/28/2017	7/28/2017	Approved 12/1/2017	Bundled HB 4079		
Psychologists (17-06)	Code of Ethics Legislative	6/28/2017	7/28/2017	7/28/2017	7/28/2017	Approved 12/1/2017	Bundled HB 4079		
Public Service Commission (150-3)	Government of Electric Utilities Legislative Exempt	11/8/2017	12/11/2017						

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Public Service Commission (150-4)	Government of Gas Utilities and Gas Pipeline Safety Legislative Exempt	11/8/2017	12/11/2017						
Public Service Commission (150-25)	Telephone Emergency Service Legislative Exempt	3/8/2018	4/9/2018						
Racing Commission (178-1)	Thoroughbred Racing Legislative	6/19/2017	7/19/2017	7/27/2017		Approved w/ certain amendments 12/1/2017			
Real Estate Appraiser Licensing & Cert. Bd. (174-02)	Requirements for Licensure and Certification Legislative	6/14/2017	7/17/2017	7/28/2017		Approved 12/1/2017	Bundled HB 4079		
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		Modified & Approved 12/1/2017 Filed 12/8/2017	Bundled HB 4079		
Real Estate Commission (174-02)	Schedule of Fees Legislative	6/26/2017	7/26/2017	7/27/2017		Approved 12/1/2017	Bundled HB 4079		
Real Estate Commission (174-03)	Requirements for Real Estate Courses, Course Providers and Instructors Legislative	6/26/2017	7/26/2017	7/27/2017		Modified w/ certain amendments & Approved 12/1/2017 Filed 12/8/2017	Bundled HB 4079		
Secretary of State (153-18)	Procedures for Canvassing Elections Legislative	6/28/2017	7/28/2017	7/28/2017		Modified & Approved 12/2/2017 Filed 12/12/2017	Bundled HB 4079		
Secretary of State (153-27)	Procedures for Handling Ballots and Counting Votes in Counties Using Optical Scan Ballots Legislative	6/28/2017	7/28/2017	7/28/2017		Modified & Approved 12/2/2017 Filed 12/12/2017	Bundled HB 4079		
Secretary of State (153-39)	Votes by Mail Pilot Project Phase 2: Voting by Mail - Repeal Legislative	6/27/2017	7/27/2017	7/28/2017		Approved 8/29/2017	Bundled HB 4079		
Senior Services (176-3)	WV State Plan for Aging Programs Interpretive	7/7/2016	8/8/2016						

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SECSTATE	LSMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
State Police (81-14)	WV Sex Offender Registration Act Procedural	7/20/2017	8/22/2017		7/27/2017	Approved 8/29/2017	Bundled SB 237		
Tax (110-10F)	Payment of Taxes by Electronic Funds Transfer Legislative	6/16/2017	7/17/2017		7/27/2017	Approved 8/29/2017	Bundled SB 237		
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 9/11/2017	Bundled SB 237		
Tax (110-22)	Property Transfer Tax Legislative	6/19/2017	7/20/2017		7/27/2017	Approved 8/29/2017	Bundled SB 237		
Tax (110-28)	Marijuana 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	Bundled SB 237		
Tax (110-41)	Railroad Diesel Locomotive Refundable Exemption from the Variable Rate Component of the Motor Fuel Excise Tax Procedural	12/28/2017	1/26/2018						
Tax (110-42)	Personnel Rule for the Tax Division Legislative	12/8/2017	1/5/2018	12/6/2017 Effective 1/17/2018	1/12/2018		Bundled SB 237		
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	Bundled HB 4079		
Veterinary Medicine (26-5)	Certified Animal Euthanasia Technicians Legislative	6/12/2017	7/13/2017		7/18/2017	Approved & Modified 9/20/2017 Filed 9/20/2017	Bundled HB 4079		
Veterinary Medicine (26-6)	Schedule of Fees Legislative	6/12/2017	7/13/2017		7/18/2017	Modified & Approved 8/29/2017 Filed 8/29/2017	Bundled HB 4079		
Waste Mgmt., Div. of Water & Waste Mgmt (33-20)	Hazardous Waste Management System Mgmt Legislative	6/5/2017	7/6/2017		7/27/2017	Approved 12/1/2017	Bundled SB 153		6/1/2018

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Waste Mgmt., Div. of Water & Waste Mgmt. (33-30)	Underground Storage Tanks Legislative	6/5/2017	7/6/2017		7/25/2017	Modified & Approved 12/1/2017 Filed 12/4/2017	Bundled SB 163	3/9/2018	6/1/2018



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

#FILED
3/27/2018 1:44 PM



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

#FILED
3/27/2018 2:27 PM

LEGISLATIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Agriculture TITLE SERIES: 61-02
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: West Virginia Aplay Law
CITE STATUTORY AUTHORITY: §19-13-3, §19-13-4

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) HB 6073

Section 56A3-2 Passed On 3/20/2018 12:20:00 AM

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

April 30, 2018

This rule shall terminate and have no further force or effect from the following date:

04/30/2023

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Agriculture TITLE SERIES: 61-02B
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Schedule of Charges for Inspection Services; Fruit
CITE STATUTORY AUTHORITY: §19-2-5.3(1b-1-4)(i)

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) HB 6073

Section 56A3-2 Passed On 3/22/2018 12:00:00 AM

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

March 21, 2018

This rule shall terminate and have no further force or effect from the following date:

03/21/2023



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

eFILED
3/22/2018 1:18 PM



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

eFILED
3/22/2018 2:37 PM

LEGISLATIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Agriculture TITLE SERIES: 01-14A
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Rules Dealing With Noxious Weeds
CITE STATUTORY AUTHORITY: §18-120-4

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) HB 6029

Section 066-3.2 Passed On 2/6/2018 12:00:00 AM

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

April 22, 2018

This rule shall terminate and have no further force or effect from the following date:

04/22/2023

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Agriculture TITLE SERIES: 01-16
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Inspection of Meat and Poultry
CITE STATUTORY AUTHORITY: §19-2B-3

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) SB 6029

Section 066-9.2 Passed On 2/6/2018 12:00:00 AM

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

April 22, 2018

This rule shall terminate and have no further force or effect from the following date:

04/22/2023



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

#FILED
3/22/2018 1:43 PM



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

#FILED
3/22/2018 3:31 PM

LEGISLATIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Agriculture TITLE SERIES: 61-230
 RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
 RULE NAME: Inspection of Nontraditional, Domesticated Animals
 CITE STATUTORY AUTHORITY: §19-29-1, §19-29-4

The above rule has been authorized by the West Virginia Legislature.
 Authorization is cited in (house or senate bill number) HR-6229

Section §66-2-2 Passed On 3/9/2018 12:00:00 AM
 This rule is filed with the Secretary of State. This rule becomes effective on the following date:
April 22, 2018

This rule shall terminate and have no further force or effect from the following date:
04/22/2023

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Air Quality TITLE SERIES: 45-08
 RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
 RULE NAME: Ambient Air Quality Standards
 CITE STATUTORY AUTHORITY: W.Va. Code § 22-3-4

The above rule has been authorized by the West Virginia Legislature.
 Authorization is cited in (house or senate bill number) SB183

Section §24-3-101 Passed On 3/22/2018 12:00:00 AM
 This rule is filed with the Secretary of State. This rule becomes effective on the following date:
April 1, 2018

This rule shall terminate and have no further force or effect from the following date:
09/09/2026



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

#FILED
3/22/2018 3:48 PM



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

#FILED
3/22/2018 3:38 PM

LEGISLATIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Air Quality TITLE-SERIES: 45-18
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Standards of Performance For New Stationary Sources
CITE STATUTORY AUTHORITY: W. Va. Code § 22-5-4

The above rule has been authorized by the West Virginia Legislature.
Authorization is cited in (house or senate bill number): SB183

Section 1.64-3-1(6) Passed On 2/27/2018 12:00:00 AM

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

June 1, 2018

This rule shall terminate and have no further force or effect from the following date:

00/00/0000

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Air Quality TITLE-SERIES: 45-18
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Control of Air Pollution from Combustion of Solid Waste
CITE STATUTORY AUTHORITY: W. Va. Code § 22-5-4

The above rule has been authorized by the West Virginia Legislature.
Authorization is cited in (house or senate bill number): SB102

Section 1.64-3-1(6) Passed On 2/22/2018 12:00:00 AM

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

June 1, 2018

This rule shall terminate and have no further force or effect from the following date:

00/00/0000



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

eFILED
3/22/2018 3:39 PM



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

eFILED
3/22/2018 3:42 PM

LEGISLATIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Air Quality TITLE-SERIES: 45-23
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Control of Air Pollution From Municipal Solid Waste Landfills
CITE STATUTORY AUTHORITY: W. Va. Code § 22-5-4

The above rule has been authorized by the West Virginia Legislature.
Authorization is cited in (house or senate bill number) SB 383

Section 8.64-3.1(i) Passed On 2/27/2018 12:00:00 AM
This rule is filed with the Secretary of State. This rule becomes effective on the following date:
June 1, 2018

This rule shall terminate and have no further force or effect from the following date:
00000000

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Air Quality TITLE-SERIES: 45-25
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Control of Air Pollution From Hazardous Waste Treatment, Storage and Disposal Facilities
CITE STATUTORY AUTHORITY: W. Va. Code §§ 22-5-4 and 22-18-6

The above rule has been authorized by the West Virginia Legislature.
Authorization is cited in (house or senate bill number) SB 182

Section 8.64-3.1(j) Passed On 2/27/2018 12:00:00 AM
This rule is filed with the Secretary of State. This rule becomes effective on the following date:
June 1, 2018

This rule shall terminate and have no further force or effect from the following date:
00000000



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

#FILED
3/22/2018 3:40 PM

WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

#FILED
3/22/2018 9:38 AM

LEGISLATIVE

NOTICE OF FINAL RULING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Air Quality TITLE SERIES: 45-24
RULE TYPE: Legislative Repeal of existing rule: No
RULE NAME: Emission Standards For Hazardous Air Pollutants
CITE STATUTORY AUTHORITY: W. Va. Code § 22-5-4

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) SB182

Section § 24-3-1(j) Passed On 2/27/2018 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:
June 1, 2018

This rule shall terminate and have no further force or effect from the following date:
06/06/2028

NOTICE OF FINAL RULING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Health TITLE SERIES: 64-03
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Public Water Systems
CITE STATUTORY AUTHORITY: W. Va. Code §§16-1-4, 16-1-9, 16-1-9a, 16-1-9c and 16-1-9d

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) SB100

Section 64-5-10(i) Passed On 2/19/2018 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:
March 22, 2018

This rule shall terminate and have no further force or effect from the following date:
03/22/2023



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

#FILED

3/22/2018 9:38 AM



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

#FILED

3/22/2018 9:42 AM

LEGISLATIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Health TITLE SERIES: 64-48
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Emergency Medical Services
CITE STATUTORY AUTHORITY: §§ 16-1-4, 16-4C-6, 16-4C-14, and 16-4C-29

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) SB 160

Section 66A-5-100 Passed On

This rule is filed with the Secretary of State. This rule becomes effective on the following date: 2/13/2018 12:00:00 AM

March 22, 2018

This rule shall terminate and have no further force or effect from the following date:

03/22/2023

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Health And Human Resources TITLE SERIES: 69-13
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: No
RULE NAME: Development of Methodologies to Examine Needs for Substance Use Disorder Treatment Facilities Within the State
CITE STATUTORY AUTHORITY: §§ 16-1-4 and 16-63-3

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) SB 150

Section 66A-5-100 Passed On

This rule is filed with the Secretary of State. This rule becomes effective on the following date: 2/13/2018 12:00:00 AM

March 22, 2018

This rule shall terminate and have no further force or effect from the following date:

05/25/2023



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

eFILED
3/22/2018 10:53 AM



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

eFILED
3/22/2018 2:27 PM

LEGISLATIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Health And Human Resources TITLE-SERIES: 09-14
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: No
RULE NAME: Collocation and Exchange of Data Related to Overcross
CITE STATUTORY AUTHORITY: §18-5T-5

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) §§1105

Section §18-5T-5 Passed On 2/13/2018 12:05:00 AM

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

March 22, 2018

This rule shall terminate and have no further force or effect from the following date:

03/22/2023

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Labor TITLE-SERIES: 42-17
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Amusement Rides and Amusement Attractions Safety Act
CITE STATUTORY AUTHORITY: W. Va. Code §21-10-3

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) §§1200

Section §§110-203 Passed On 2/13/2018 12:05:00 AM

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

March 30, 2018

This rule shall terminate and have no further force or effect from the following date:

03/30/2023



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

#FILED
3/22/2018 2:24 PM



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

#FILED
3/22/2018 3:49 PM

LEGISLATIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Labor TITLE-SERIES: 42-21
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal or existing rule: No
RULE NAME: Elevator Safety Act
CITE STATUTORY AUTHORITY: W. Va. Code §21-3C-6(a), W. Va. Code §21-3C-16, W. Va. Code §21-3C-11
(a)

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) **§§ 230**

Section **W. Va. Code §94-15-2(i)** Passed On **3/15/2018 12:00:02 AM**

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

March 20, 2018

This rule shall terminate and have no further force or effect from the following date:

03/20/2028

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Lottery Commission TITLE-SERIES: 179-01
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal or existing rule: No
RULE NAME: State Lottery Rules
CITE STATUTORY AUTHORITY: W. Va. Code 29-25-5, 8(b), 10, 16, and 17

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) **§§ 232**

Section **§4.2.2** Passed On **2/26/2018 12:26:00 AM**

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

March 23, 2018

This rule shall terminate and have no further force or effect from the following date:

03/23/2028



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

#FILED
3/21/2018 9:48 AM

LEGISLATIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Mining and Reclamation TITLE SERIES: 39-02
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: WEST VIRGINIA SURFACE MINING RECLAMATION RULE
CITE STATUTORY AUTHORITY: W.Va. Code §22-3-4, 22-3-12, 22-3-13(a), 22-3-23(i), and 22-3-35.

The above rule has been authorized by the West Virginia Legislature.
Adoption is cited in House or Senate bill Senate Bill 133
Section

664-3-1, Department of Environmental Protection Passed On 2/7/2018 12:00:00 AM

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

July 1, 2018

This rule shall terminate and have no further force or effect from the following date:

0000000



WEST VIRGINIA SECRETARY OF STATE
MAC WAINNER
ADMINISTRATIVE LAW DIVISION

#FILED

3/16/2018 10:31 AM

PROCEDURAL

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

AGENCY: Contractor Licensing Board TITLE SERIES: 28-04
RULE TYPE: Procedural Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Written Contracts for Services
CITE STATUTORY AUTHORITY: W. Va. Code §21-15-10(c)

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

April 16, 2018

Orders Report

Docket Number	Agency	Respondent	Date Rendered
	Health Care Authority	Berkeley Medical Center	3/12/2018
	Health Care Authority	Camden Clark Medical Center	3/16/2018
	Health Care Authority	Camden Clark Medical Center	3/16/2018
	Health Care Authority	Camden Clark Physician Corporation	3/16/2018
	Health Care Authority	Cavalier Mobile X-Ray Co	3/5/2018
	Health Care Authority	Change, Inc	3/16/2018
	Health Care Authority	EC Opco Martinsburg LLC	3/12/2018
	Health Care Authority	Hopewell Community Services LLC	3/12/2018
	Health Care Authority	Main Street Hinton Inc	3/12/2018
	Health Care Authority	Solutions Positive Behavior Strategies LLC	3/14/2018
	Health Care Authority	St. Joseph's Hospital of Buckhannon Inc	3/12/2018
	Health Care Authority	Sugar Grove MBH-GA, LLC	3/16/2018
	Health Care Authority	Thomas Memorial Hospital	3/15/2018
	Health Care Authority	Tri-State Addiction Recovery Resources	3/5/2018
	Health Care Authority	West Virginia School of Osteopathic Medicine	3/16/2018
	Health Care Authority	WV Therapy Services LLC	3/16/2018



STATE OF WEST VIRGINIA
DEPARTMENT OF HEALTH AND HUMAN RESOURCES
WV Health Care Authority

BW J. Crouch
Cabinet Secretary

FILED OTHER

2018 APR 15 P 2 43

OFFICE: WEST VIRGINIA
HEALTH CARE AUTHORITY
EXECUTIVE DIRECTOR

NOTICE OF REVIEW

FOR IMMEDIATE RELEASE

March 16, 2018

NEWS ITEM

The Health Care Authority (Authority), pursuant to the Certificate of Need program, has declined complete and accepted for review the expedited applications referenced below.

March 6, 2018 - West Virginia University Hospitals, Inc., Morgantown, Monongalia County, CON file #18-MV-11300-P, for the development of mobile lung cancer screening services throughout West Virginia; capital expenditure: \$1,262,000.

March 15, 2018 - Stonewall Reliance Healthco, LLC, Morgantown, Monongalia County, CON File #18-76-11395-Z, for the provision of home health services in Grant and Tucker counties; capital expenditure: \$10,000.

An application that has been declined complete is one in which there is sufficient information for the Authority to make an informed decision. It does not mean that the approval of the application is warranted.

The review cycle begins on March 16, 2018.

On or before April 16, 2018, any affected person has the right to request that the Authority hold a public hearing on the project and/or the review. If a public hearing is conducted during the course of the review, a notice of hearing, specifying the date, time and location of the hearing, will be issued to affected persons.

If no public hearing is requested, the file closing date will be April 19, 2018. After that date, no further information or evidence will be accepted by the Authority for the remainder of the review of the applications.

The Decision on the projects referenced above will be issued by the Authority after it has reviewed the contents of the cases files of the projects, including the application, additional

100 One Drive - Charleston, West Virginia 25311-5000 • 204.599.3300 • 204.599.4735 FAX • www.hca.wv.gov

Notice of Review
Page 2
March 16, 2018

Information submitted to the Authority during the review, and the record of any Authority public hearing, if there is no request for public hearing, the Decisions will be issued on or before May 14, 2018.

A press release will be issued after the decisions are made. Anyone wishing to be directly notified of the Decisions should submit a written request to Barbara Steen, Director, Certificate of Need, Health Care Authority, 100 One Drive, Charleston, West Virginia, 25311-1600. Further information on any project referenced in this news release may be obtained by contacting the Certificate of Need office at telephone number (304) 569-7000.

3/16/18
Date

Barbara Steen
Barbara Steen, Director, Certificate of Need
Health Care Authority

**WEST VIRGINIA HEALTH CARE AUTHORITY FILED
CERTIFICATE OF NEED**

100 Dee Drive
Charleston, West Virginia 25311-1690 011 MAR 19 P 2 24

March 19, 2019

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

OTHER

The review cycle for the above-referenced projects is as follows:

March 15, 2019 – Review cycle begins;

April 16, 2019 – Last date for an affected person to request a public hearing on the project. If a public hearing is requested, notice of date, time and place will be issued to affected persons;

April 19, 2019 – If no public hearing is requested, the file will close and no further information or evidence will be accepted by the Authority for the remainder of the review of the application;

May 14, 2019 – Decision on the project will be issued by the Authority.

PROJECT DETERMINED REVIEWABLE

March 12, 2018 – Main Street Hinton, Inc., Hinton, Summers County, CON File #17-1-11222-X, for the development of a newly-constructed facility in Hinton, Summers County; capital expenditure: \$3,000,000 to \$4,000,000.

PROJECTS DETERMINED NOT REVIEWABLE

March 12, 2018 – Hopewell Community Services, LLC, Nitro, Kanawha County, CON File #18-5-11283-X, for the complete relocation of its administrative office from 901 9th Street, Nitro, Kanawha County to 1611 Cranston Road, Poca, Putnam County; no capital expenditure.

March 12, 2018 – St. Joseph's Hospital of Buckhannon, Inc., Buckhannon, Upshur County, CON File #18-7-11294-X, for the renovation of the hospital pharmacy IV mixing area; capital expenditure: \$300,000.

March 14, 2018 – Solutions Positive Behavior Strategies, LLC, South Charleston, Kanawha County, CON File #18-3-11302-X, for the provision of pre-vocational services; no capital expenditure.

March 15, 2018 – Thomas Memorial Hospital, South Charleston, Kanawha County, CON File #18-3-11304-X, for the complete relocation of an inpatient medical intensive resuscitation (MIR) units currently located in Charleston, Kanawha County to the new Thomas Memorial Hospital operated facility located on Teays Valley Road in Wheeling, Putnam County; capital expenditure: less than \$5.1 million.

March 16, 2018 – WV Therapy Services, LLC dba Odyssey Rehabilitation,

The West Virginia Health Care Authority announces the following Certificate of Need activities for the week ending **March 16, 2019**.

LETTER OF INTENT RECEIVED

March 14, 2019 – Lots of Hearts Homecare, LLC, Charleston, Kanawha County, CON File #18-3-11320-Z, for the provision of home health services in Kanawha County; capital expenditure: \$10,000.

APPLICATIONS FOR EXEMPTION RECEIVED

March 12, 2018 – Bridgeport AL Investors, LLC, Roanoke, VA, CON File #18-316-11323-X, for the development of a 110-bedded bed assisted living facility in Bridgeport, Harrison County.

March 12, 2018 – Sweetbriar Assisted Living, LLC, Dunbar, Kanawha County, CON File #18-3-11324-X, for the acquisition of the existing 110-bed assisted living facility known as Sweetbriar located in Dunbar, Kanawha County.

March 14, 2018 – St. Mary's Medical Center, Inc., Huntington, Cabell County, CON File #18-2-11327-X, for the conversion of four of its 281 medical-surgical beds to intensive care unit (ICU) beds.

March 16, 2019 – New Hope Counseling, Omar, Logan County, CON File #18-2-11328-X, for the provision of school based therapy to kids in the Logan County School System.

APPLICATIONS DECLARED COMPLETE AND UNDER REVIEW

An application declared complete is one in which there is sufficient information for the Authority to make an informed decision. It does not mean that the approval of the application is warranted.

EXPEDITED APPLICATIONS

March 8, 2019 – West Virginia University Hospitals, Inc., Morgantown, Monongalia County, CON File #18-WV-11300-P, for the development of mobile lung cancer screening services throughout West Virginia; capital expenditure: \$1,262,000.

Bridgeport, Harrison County, CON File #18-111303-X, for the addition of physical, occupational and speech therapy to the residents of the assisted living facility at The Maples, no capital expenditure.

March 16, 2018 - West Virginia School of Osteopathic Medicine dba Robert C. Byrd Clinic, Lewisburg, Greenbrier County, CON File #18-11306-X, for the conversion of an RCED location to a certified Rural Health Clinic under Public Law 95-210; capital expenditure: less than \$25,000.

EXEMPTION APPLICATIONS APPROVED

March 12, 2018 - EG Ochs Meritburg, LLC, Louisville, KY, CON File #18-0-11292-X, for a direct change of control in the licensed owner of Elmcroft of Meritburg.

March 16, 2018 - Change, Inc., Weirton, Hancock County, CON File #18-11-11307-X, for the establishment of a school based health center within the Brooke County School Complex.

March 16, 2018 - Sugar Grove MSH-GA, LLC, Brentwood, TN, CON File #18-8-11316-X, for the development of a 28-day residential drug treatment program for substance abuse abuser, called The Highlands at Sugar Grove, located at the former Sugar Grove Naval Station, 133 Hendrick Drive, Sugar Grove, Pendleton County.

CERTIFICATE OF NEED APPROVAL ISSUED

March 12, 2018 - Berkeley Medical Center, Meritburg, Berkeley County, CON File #17-9-11263-P, for the development of an ambulatory health care facility in Harrison County through the acquisition of a physician practice; capital expenditure: \$63,000.

POTENTIAL VIOLATION ORDERS ISSUED

March 16, 2018 - Camden Clark Medical Center and Camden Clark Physician Corporation, Parkersburg, Wood County, CON File #17-5-11210-PV, for the acquisition of Cornerstone Healthcare located at 1907 Ann Street, Parkersburg, Wood County.

March 16, 2018 - Camden Clark Medical Center, Parkersburg, Wood County, CON File #16-5-11306-PV, for the development of an ambulatory health care facility for the week ending at the former St. Joseph's hospital campus which was sold to Slatone Resources LLC on February 1, 2018.

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

OTHER

STATE OF WEST VIRGINIA
DEPARTMENT OF HEALTH AND HUMAN RESOURCES
West Virginia Health Care Authority

Bill J. Couch
Chief Secretary

In re:

HOMETOWN CARE, LLC

CON File No. 17-67-11207-PC

NOTICE OF CANCELLATION OF PREHEARING CONFERENCE AND ADMINISTRATIVE HEARING

PLEASE TAKE NOTICE that pursuant to Chapter 95, Article 20, and to Chapter 20A, Article 5, of the West Virginia Code of 1931, as amended, Herrett Fitzgerald, Executive Director of the West Virginia Health Care Authority, wishes to announce that the proceedings previously scheduled for **March 19, 2018 at 1:30 p.m.** and **March 29, 2018 at 9:00 a.m.**, for the above-noted application have been **CANCELLED**.

By letter dated March 15, 2018, Hometown Care, LLC, by Counsel Gordon H. Casland, withdrew its request for administrative hearing in this matter.

This application concerns the provision for the provision personal care services in the following counties: Preston, Harrison, Marion, Cabell, Madison, Upshur.

If you have questions concerning this matter, please contact Barbara Steen, Director of Certificate of Need, at (304)558-7000.

Date: March 16, 2018

Herrett Fitzgerald
Herrett Fitzgerald, Executive Director

FILED

2018 MAR 19 A 11:06

OFFICE OF THE CLERK
STATE OF WEST VIRGINIA
Executive Director

