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Administrative Law Division
Judy Cooper, Manager

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

(304) 558-6000
www.wvsos.com

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

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Health Care Authority

Higher Education Policy Commission

Labor

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Pharmacy

Racing Commission

Registered Professional Nurses

Tax

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NEW PROPOSED RULES FILED FOR PUBLIC COMMENT THIS WEEK

AGENCY	RULE/TYPE	AUTHORITY	HEARING/COMMENT PERIOD/LOCATION
Higher Education Policy Commission (133-11)	Submission of Proposals for Academic Programs at Public Regional Institutions and the Monitoring and Discontinuance of Existing Programs Procedural	§18B-1-6	Written Comments Only April 26, 2018 Dr. Paul L. Hill, Chancellor 1018 Kanawha Boulevard East Charleston, WV 25301 chancellor@wvhepc.edu

NO NEW EMERGENCY RULES WERE FILED THIS WEEK

AGENCY	RULE/TYPE	AUTHORITY	EFFECTIVE DATE	DATE NOTICE FOR HEARING



Office of the Secretary of State
State Capitol
Charleston, West Virginia 25305

Mac Warner
Secretary of State
State of West Virginia

Telephone: (304) 558-6000
Toll Free: 1-866-SCS-VOTE
Fax: (304) 558-6900
www.wvscs.gov

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 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 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	LMR- ACTION	LEGIS	FINAL FILE	EFFECTIVE
Accountancy, WV Bd. Of (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 9/29/2017	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	3/29/2018	4/29/2018
Agriculture (61-2)	West Virginia Aislary Law Legislative	6/15/2017	7/16/2017	7/18/2017	7/18/2017	Modified & Approved 8/29/2017 Filed 9/19/2017	Bundled HB 4079	3/21/2018	4/20/2018
Agriculture (61-118)	Auctioneers Legislative	6/26/2017	7/26/2017	7/28/2017	7/28/2017	Modified & Approved 12/2/2017 Filed 12/19/2017	Bundled HB 4079		
Agriculture (61-144)	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 9/19/2017	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 8/29/2017 Filed 9/29/2017	Bundled HB 4079	3/22/2018	4/22/2018
Agriculture (61-36)	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 (45-9)	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
Air Quality (45-16)	Standards of Performance for New Stationary Sources Legislative	6/8/2017	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	SECSTATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Air Quality (45-18)	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	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	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	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	Approved 8/29/2017	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	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	Modified & Approved 9/20/2017 Filed 10/3/2017	Bundled HB 4079		
Board of Review (84-3)	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	Amended by LOCEA & Approved 2/6/2018 Filed 2/9/2018	Bundled LOCEA & HB 4622		
Comm. & Tech. College Education (135-55)	Human Resources Administration Legislative	12/8/2017	1/10/2018		1/26/2018	Approved 2/6/2018	Bundled HB 4622		
Contractor Licensing Board (28-4)	Contractor Licensing Board Procedural	1/10/2018	2/9/2018					3/15/2018	4/16/2018
Crim. Delinquency and Correction (149-2)	Law Enforcement Training and Certification Standards Legislative	6/21/2017	7/24/2017		7/26/2017	Modified & Approved 12/2/2017 Filed 12/13/2017	Bundled SB 161		

RULE MONITOR

AGENCY/SERIES	RULE	NOTICE	HEARING	EMER RULE	SECSTATE	LMRCL-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Crime Delinquency and Correction (149-03)	Protocol for Law Enforcement Response to Domestic Violence Legislative	6/28/2017	7/28/2017	7/28/2017	7/28/2017	Modified & Approved 12/2/2017 Filed 12/14/2017	Bundled SB 181		
Diets/ians (31-1)	Licensure and Renewal Requirements Legislative	6/8/2017	7/17/2017	7/24/2017	7/24/2017	Modified & Approved 12/3/2017 Filed 12/4/2017	Bundled SB 4079	3/28/2018	4/1/2018
Education (126-28)	West Virginia's Universal Access to a Quality Early Education System (2525)	8/10/2017	9/11/2017					10/12/2017	7/1/2018
Education (126-41)	Safe and Acceptable Use of the Internet by Students and Educators (2480) 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 (2519) Legislative Exempt	11/9/2017	12/11/2017					1/11/2018	7/1/2018
Education (126-46)	WV College and Career Readiness Standards for World Languages (2520.7) Legislative Exempt	8/10/2017	9/11/2017					10/12/2017	7/1/2018
Education (126-44M)	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) (2520.15) 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 (69-03)	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		
Ethics Commission (159-16)	Complaints, Probable Cause Review Board and Investigations Procedural	2/2/2018	3/5/2018					3/12/2018	4/12/2018

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC STATE	LNMR-C ACTION	LEGIS	FINAL FILE	EFFECTIVE
Ethics Commission (158-17)	Hearings Procedural	3/4/2018	4/13/2018						
Ethics Commission (158-18)	West Virginia Ethics Commission Procedural	3/4/2018	4/13/2018						
Fire Commission (87-3)	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 181		
Fire Marshal (103-5)	Electricians Licensing Rules Legislative	12/21/2017	1/20/2018		1/28/2018		Bundled SB 181		
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
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	Bundled HB 4079		
Higher Education Policy Comm. (133-12)	Submission of Proposals for Academic Programs at Public Regional Institutions and the Monitoring and Discontinuance of Existing Programs Procedural	3/26/2018	4/26/2018						
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 Apartment Structures and Rehabilitation Assistance 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		1/22/2018		Bundled SB 184		

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AGENCY/SERIES	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRM/RMC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
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 (78-18)	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	Bundled SB 165	3/15/2018	4/1/2018
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	3/23/2018	3/30/2018
Labor (42-12)	Bedding and Upholstered Furniture Legislative	6/15/2017	7/17/2017		7/27/2017	Approved 9/20/2017	Bundled SB 230	3/23/2018	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	3/23/2018	3/30/2018
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	3/23/2018	3/30/2018
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 12/8/2017	Bundled SB 230	3/23/2018	3/30/2018
Medicine (11-6)	Continuing Education for Physicians and Podiatrists Legislative	6/21/2017	7/21/2017		7/26/2017	Approved 6/29/2017	Bundled HB 4079		

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SECSTATE	LMRRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Medicine (11-01B)	Licensure, Disciplinary and Complaint Procedures, Continuing Education, Physician Assistants Legislative	7/11/2017	8/10/2017	8/11/2017 Approved 10/20/2017	8/29/2017	Modified & Approved 12/3/2017 Filed 12/6/2017	Bundled HB 4079		
Miners' Health, Safety and Training (06-23)	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 (08-02)	West Virginia Surface Mining Reclamation Legislative	6/5/2017	7/18/2017	7/27/2017	7/27/2017	Modified & Approved 12/1/2017 Filed 12/5/2017	Bundled SB 163	3/21/2018	7/1/2018
Natural Resources (08-02)	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	7/28/2017	Approved 8/29/2017	Bundled SB 230		
Natural Resources (08-11)	Hunting, Fishing and Other Outfitters and Guides Legislative	6/23/2017	7/24/2017	7/28/2017	7/28/2017	Modified & Approved 12/2/2017 Filed 12/19/2017	Bundled SB 230		
Natural Resources (08-49)	General Hunting Legislative	6/23/2017	7/24/2017	7/28/2017	7/28/2017	Approved 12/2/2017	Bundled SB 230		
Natural Resources (08-56)	Special Migratory Bird Hunting Legislative	6/23/2017	7/24/2017	7/28/2017	7/28/2017	Approved 12/2/2017	Bundled SB 230		
Natural Resources (08-64)	Miscellaneous Permits and License Legislative	6/23/2017	7/24/2017	7/28/2017	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	7/28/2017	Approved 8/29/2017	Bundled HB 4079		
Osteopathic Medicine (24-2)	Osteopathic Physician Assistants Legislative	8/12/2017	10/12/2017	11/8/2017 Effective 12/19/2017	10/17/2017	Modified & Approved 12/3/2017 Filed 12/6/2017	Bundled HB 4079		
Pharmacy (15-1)	Licensure and Practice of Pharmacy Legislative	6/22/2017	7/24/2017	7/28/2017	7/28/2017	Approved 8/20/2017	Bundled HB 4079		

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AGENCY/SERIES	RULE	NOTICE	HEARING	EMER RULE	SECSTATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Pharmacy (15-2)	Uniform Controlled Substances Act Legislative	5/11/2017	6/12/2017		7/28/2017	Modified & Approved 9/20/2017 Filed 11/6/2017	Bundled HB 4079		
Pharmacy (15-7)	Registration of Pharmacy Technicians Legislative	5/12/2017	6/12/2017		7/28/2017	Modified & Approved 12/3/2017 Filed 12/19/2017	Bundled HB 4079		
Pharmacy (15-8)	Controlled Substances Monitoring Program Legislative	6/15/2017	7/17/2017	6/15/2017 Approved 9/19/2017	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	Modified & Approved 8/20/2017 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	Modified & Approved 9/20/2017 Filed 11/8/2017	Bundled HB 4079	3/23/2018	3/23/2018
Pharmacy (15-14)	Centralized Prescription Processing Legislative	6/15/2017	7/17/2017		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	Modified & Approved 12/1/2017 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	Approved 12/1/2017	Bundled HB 4079		
Psychologists (17-06)	Code of Ethics Legislative	6/28/2017	7/28/2017		7/28/2017	Approved 12/1/2017	Bundled HB 4079		
Public Service Commission (150-3)	Government of Electric Utilities Legislative Exempt	1/18/2017	12/11/2017						

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AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SECSTATE	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	4/8/2018						
Racing Commission (178-1)	Thoroughbred Racing Legislative	6/19/2017	7/19/2017	7/27/2017	7/27/2017	Approved w/certain amendments 12/1/2017		3/29/2018	6/27/2018
Real Estate Appraiser Licensing & Cert. Bd. (190-2)	Requirements for Licensure and Certification Legislative	6/14/2017	7/17/2017	7/28/2017	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	7/27/2017	Modified & Approved 12/1/2017 Filed 12/6/2017	Bundled HB 4079		
Real Estate Commission (174-02)	Schedule of Fees Legislative	6/26/2017	7/26/2017	7/27/2017	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	7/27/2017	Modified w/ certain amendments & Approved 12/1/2017 Filed 12/6/2017	Bundled HB 4079		
Registered Professional Nurses (18-1)	Policies, Standards and Criteria for the Evaluation and Accreditation of Colleges, Departments or Schools of Nursing Legislative							3/23/2018	3/23/2018
Secretary of State (153-18)	Procedures for Commissioning Elections Legislative	6/28/2017	7/28/2017	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 Write-in Votes in Counties Using Optical Scan Ballots Legislative	6/28/2017	7/28/2017	7/28/2017	7/28/2017	Modified & Approved 12/2/2017 Filed 12/12/2017	Bundled HB 4079		

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AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SECSTATE	LSMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Secretary of State (153-38)	Vote by Mail Pilot Project Phase 2: Voting by Mail – Repeat Legislative	6/27/2017	7/27/2017		7/28/2017	Approved 8/28/2017	Bundled HB 4079		
Senior Services (76-3)	WV State Plan for Aging Programs Interpretive	7/7/2016	8/8/2016						
State 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	Bundled SB 237	3/23/2018	3/23/2018
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	Bundled SB 237	3/23/2018	3/23/2018
Tax (110-22)	Property Transfer Tax Legislative	6/19/2017	7/20/2017		7/27/2017	Approved 8/29/2017	Bundled SB 237	3/23/2018	3/23/2018
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	Bundled SB 237	3/26/2018	3/28/2018
Tax (110-41)	Railroad Diesel Locomotive Refundable Exemption from the Variable Rate Component of the Motor Fuel Excise Tax Procedural	12/26/2017	1/28/2018						
Tax (110-42)	Personal Rule for the Tax Division Legislative	12/6/2017	1/5/2018	12/6/2017 Effective 1/17/2018	1/12/2018		Bundled SB 237	3/23/2018	3/23/2018
Veterinary Medicine (25-1)	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 (25-5)	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		

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SECSTATE	LRMRC-ACTION	LEGIS	FINAL FILE	EFFECTIVE
Veterinary Medicine (28-6)	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 Legislative	6/5/2017	7/6/2017		7/21/2017	Approved 12/1/2017	Bundled SB 163	3/9/2018	6/1/2018
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
3/29/2018 11:42 AM
Office of West Virginia
Secretary of State



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

#FILED
3/29/2018 11:11 AM
Office of West Virginia
Secretary of State

LEGISLATIVE

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

AGENCY: Agriculture TITLE-SERIES: 614-01
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Animal Disease Control

CITE STATUTORY AUTHORITY: §19-9-2, §19-9-4

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

Authorization is cited in (House or senate bill number) HS-8029

Section 864-9-2 Passed On

3/30/2018 12:00:00 AM

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

April 29, 2018

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

04/29/2023

BY CHOOSING "YES", I ATTEST THAT THE PREVIOUS STATEMENT IS TRUE AND CORRECT.

Yes
Jocelynn Martin - 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.

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

AGENCY: DeafBlind TITLE-SERIES: 31-01
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: 603-8480-1-17120718-03-22-11-48-28-765

CITE STATUTORY AUTHORITY: § 30-32-4

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

Authorization is cited in (House or senate bill number) HS-8029

Section 4 Passed On

3/29/2018 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:

04/01/2028

BY CHOOSING "YES", I ATTEST THAT THE PREVIOUS STATEMENT IS TRUE AND CORRECT.

Yes
Grady M Bowyer - 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.



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

eFILED
3/23/2018 10:14 AM

FILED
2018 MAR 21 A 9 19

West Virginia Secretary of State

OFFICE OF LEGISLATIVE
SERVICES

TECHNICAL AMENDMENT TO AN EXISTING RULE

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

AGENCY: Department of Health and Human Resources TITLE/SERIES: 64/7

RULE TYPE: Legislative

RULE NAME: Reportable Diseases, Events and Conditions

FILING DATE OF THE AMENDMENT: March 27, 2018.

EFFECTIVE DATE OF RULE: August 12, 2015.

SUMMARIZE IN A CLEAR AND CONCISE MANNER THE NATURE OF THE TECHNICAL CHANGES THAT NEED TO BE MADE IN THIS RULE.

Pursuant to the authority of W. Va. Code §16-2-1 and W. Va. Code §, §64-7-3.1.a., the Commissioner of the Bureau for Public Health in the State Health Officer may, by Order filed with the Secretary of State, add or delete a disease or condition in any category that is required to be reported in order to obtain and prevent the introduction or spread of communicable or infectious diseases into or within the state.

LIST WITH DETAIL EACH SPECIFIC CHANGE MADE TO THE RULE AND WHERE IT CAN BE FOUND:

- 1.1. updated Web address
- 1.2. rearranged code sections in numerical order
- 1.5. added sunset provision and renumbered remaining subsections of section 1.
- 2.21. updated Web address

2.26. inserted "Interferon-Gamma Release Assays (IGRA) - Whole blood tests that can aid in diagnosing Mycobacterium tuberculosis infection. Two IGRA that have been approved by the U.S. Food and Drug Administration (FDA) are commercially available in the U.S. QuantiFERON® TB Gold In-Tube test (QFT-GIT) and T-SPOT® TB test (T-Spot)." by Order of the Commissioner filed October 9, 2015, and renumbered the remaining subsections of section 2.

2.28. updated Web address

2.54, 2.55, and 2.56. removed order of acronym and defined phrase

3.3.b. inserted "Mild to Severe Acute Respiratory Syndrome (MERS)" by Order of the Commissioner filed September 3, 2015, and renumbered the remaining paragraphs in subdivision 3.3.1.

AGENCY: LHSR TITLE/SERIES: 42-10
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Zoonosis and Canine "Bour Responsibility Act"
CITE STATUTORY AUTHORITY: W. Va. Code §§21-16-4, 21-16-8

This administrative rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill) **SB 220**

Section **W. Va. Code §66-10-201** Passed On **3/15/2018 12:00:00 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:

03/30/2020



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

eFILED
3/23/2018 10:19 AM



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

eFILED
3/23/2018 10:22 AM

LEGISLATIVE

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

AGENCY: Labor TITLE-SERIES: 42-12
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Bedding and Upholstered Furniture
CITE STATUTORY AUTHORITY: W. Va. Code §47-16-15

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

Authorization is cited in (House or Senate bill number) **SB 230**

Section **W. Va. Code §66-15-2(b)** Passed On **3/10/2018 12:00:00 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:

03/30/2028

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

AGENCY: Labor TITLE-SERIES: 42-33
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Employer Wage Bonds
CITE STATUTORY AUTHORITY: W. Va. Code §51-5-13, 21-5-14(b)

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

Authorization is cited in (House or Senate bill number) **SB 230**

Section **W. Va. Code §66-15-2(b)** Passed On **3/19/2018 12:00:00 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:

03/30/2028



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

#FILED
3/23/2018 10:48 AM



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

#FILED
3/23/2018 10:24 AM

LEGISLATIVE

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

AGENCY: Labor
RULE TYPE: Legislative
RULE NAME: Registration of Service Persons and Service Agencies
CITE STATUTORRY AUTHORITY: W. Va. Code §§47-1-3(c), 47-1-4(b)
TITLE SERIES: 42-35
Repeal of existing rule: No

Amendment to Existing Rule: No

Repeal of existing rule: No

The above rule has been authorized by the West Virginia Legislature.
Authorization is cited in (house or senate bill number) **SB 230**

Section **W. Va. Code §§4-10-2(f)** Passed On **3/23/2018 12:00:00 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

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

AGENCY: Labor
RULE TYPE: Legislative
RULE NAME: Registration of Weighing and Measuring Devices Used By Businesses in Commercial Transactions
CITE STATUTORRY AUTHORITY: W. Va. Code §§47-1-3.(i) and §47-1-21(f)
TITLE SERIES: 42-26
Repeal of existing rule: No

Amendment to Existing Rule: No

Repeal of existing rule: No

The above rule has been authorized by the West Virginia Legislature.
Authorization is cited in (house or senate bill number) **SB 230**

Section **W. Va. Code §§4-10-2(f)** Passed On **3/23/2018 12:00:00 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
3/23/2018 1:08 PM



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

#FILED
3/23/2018 2:03 PM
Office of West Virginia
Secretary Of State

LEGISLATIVE

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

AGENCY: Primery TITLE-SERIES: 15-12
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Immunizations
CITE SUBJ/TORY AUTHORITY: W. Va. Code § 20-5-7

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

Authorization is cited in (house or senate bill number) HB4028

Section: N/A Passed On: 3/8/2018 12:00:00 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

BY CHOOSING "YES," I ATTEST THAT THE PREVIOUS STATEMENT IS TRUE AND CORRECT.

Yes True - By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §28A-3-11 and §28A-3-2.

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

AGENCY: Racing Commission TITLE-SERIES: 178-21
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Thoroughbred Racing

CITE SUBJ/TORY AUTHORITY: WV Code 18-23-2(a), 18-23-3(17), 18-23-4, 18-23-6, 18-23-8, 18-23-13, 18-23-15a, 18-23-16

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

Authorization is cited in (house or senate bill number) SB 237

Section: WVC Code 84-2-3 Passed On: 2/26/2018 12:00:00 AM

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

April 27, 2018

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

06/27/2028

BY CHOOSING "YES," I ATTEST THAT THE PREVIOUS STATEMENT IS TRUE AND CORRECT.

Yes
Bill D Abbott - By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §28A-3-11 and §28A-3-2.



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

eFILED
3/23/2018 2:32 PM
Office of West Virginia
Secretary of State



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

Filed in the Office of
the Secretary of State
this date 3/23/2018
Administrative Law Division

LEGISLATIVE

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

AGENCY: Registered Professional Nurses TITLE SERIES: 15-01
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeat or existing rule: No

RULE NAME: Policies, Standards and Criteria for the Evaluation
and Accreditation of Colleges, Departments or
Schools of Nursing

CITE STATUTORY AUTHORITY: W. Va. Code §3507.4 and 30-1-4
The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill
number) HB 4079

Section 646-13 Passed On

3/23/2018 12:00:00 AM

This rule is filed with the Secretary of State. The 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:

03/23/2023

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

AGENCY: Tax TITLE SERIES: 110-10F
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeat of existing rule: No

RULE NAME: Payment of Taxes by Electronic Funds Transfer

CITE STATUTORY AUTHORITY: W. Va. Code §11-10-5

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

Authorization is cited in (house or senate bill
number) SB 237

Section 664-7.1(b) Passed On

2/23/2018 12:00:00 AM

This rule is filed with the Secretary of State. The 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:

03/23/2023

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENT IS TRUE AND CORRECT.

Yes

Yes - By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §25A-3-1.1 and §39A-3-2.

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENT IS TRUE AND CORRECT.

Yes

Yes - By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §25A-3-1.1 and §39A-3-2.



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

FILED IN THE OFFICE OF
THE SECRETARY OF STATE
THIS DATE 3/23/2018
ADMINISTRATIVE LAW DIVISION



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

FILED IN THE OFFICE OF
THE SECRETARY OF STATE
THIS DATE 3/23/2018
ADMINISTRATIVE LAW DIVISION

LEGISLATIVE

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

AGENCY: Tax TITLE-SERIES: 110-1300
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: No
RULE NAME: Farm-to-Food Bank Tax Credit

CITE STATUTORY AUTHORITY: W. Va. Code §11-1300-5(a)
This above rule has been authorized by the West Virginia Legislature.
Authorization is cited in (House or Senate bill number) SB 237

Section: 56A.7.100 Passed On: 2/26/2018, 12:00:00 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:

03/23/2023

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENT IS TRUE AND CORRECT.

Yes
Yes - 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.

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

AGENCY: Tax TITLE-SERIES: 199-22
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Property Transfer Tax

CITE STATUTORY AUTHORITY: W. Va. Code §11-10-6 and 11-22-5
This above rule has been authorized by the West Virginia Legislature.
Authorization is cited in (House or Senate bill number) SB 237

Section: 56A.7.110 Passed On: 2/26/2018, 12:20:00 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:

03/23/2023

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENT IS TRUE AND CORRECT.

Yes
Yes - 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.



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

#FILED
3/26/2018 8:50 AM
Office of West Virginia
Secretary of State



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

READ IN THE OFFICE OF
THE SECRETARY OF STATE
THIS DATE 3/23/2018
ADMINISTRATIVE LAW DIVISION

LEGISLATIVE

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

AGENCY: Tax TITLE-SERIES: 110.28
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Municipal Sales and Service and Use Tax Administration
CITE STATUTORY AUTHORITY: W. Va. Code §11-10-11c
The above rule has been authorized by the West Virginia Legislature.
Authorization is cited in (house or senate bill number): **SB.277**

Section: **§6A-2-1(j)** Passed On: **2/26/2018, 12:00:00 AM**

This rule is filed with the Secretary of State. This rule becomes effective on the following date:
March 26, 2018
This rule shall terminate and have no further force or effect from the following date:
03/26/2023

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

AGENCY: Tax TITLE-SERIES: 110.42
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: No
RULE NAME: Personnel Rule for the Tax Division
CITE STATUTORY AUTHORITY: W. Va. Code §11B-1-8
The above rule has been authorized by the West Virginia Legislature.
Authorization is cited in (house or senate bill number): **SB.237**

Section: **§6A-2-3(a)** Passed On: **2/26/2018, 12:00:00 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:
03/23/2023

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENT IS TRUE AND CORRECT.

Yes
Yes - 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.

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENT IS TRUE AND CORRECT.

Yes
Yes - 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.



WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

#FILED
3/26/2018 12:48 PM
Office of West Virginia
Secretary Of State

PROCEDURAL

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Higher Education Policy Commission
TITLE/SEALS: 133-11

Repeal of existing rule: No

RULE TYPE: Procedural
Amendment to existing rule: Yes

RULE NAME: Submission of Proposals for Academic Programs
at Public Regional Institutions and the Monitoring
and Enhancement of Existing Programs

CITE STATUTORY AUTHORITY: 18B-1-6

COMMENTS LIMITED TO:

VERBATIM

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 04/26/2018

COMMENTS MAY BE MAILED OR DAMAGED TO:

NAME: Dr Paul L. Hill Chancellor

ADDRESS: 1016 Kanawha Boulevard East

Charleston, WV 25301

EMAIL: chancellor@wvhigh.edu

PHONE NUMBER: 304-558-6016

PLEASE INDICATE IF THIS FILING INCLUDES:

RELEVANT FEDERAL STATUTES OR REGULATIONS: No

(IF YES, PLEASE UPLOAD IN THE SUPPORTING DOCUMENTS FIELD)

INCORPORATED BY REFERENCE: No

(IF YES, PLEASE UPLOAD IN THE SUPPORTING DOCUMENTS FIELD)

Orders Report

Docket Number	Agency	Respondent	Date Rendered
	Health Care Authority	East Mountain Health Physicians Inc	3/23/2018
	Health Care Authority	Kentucky Homecare Parent Inc	3/23/2018
	Health Care Authority	Kentucky Homecare Holdings Inc	3/23/2018
	Health Care Authority	LifeChangers Outreach	3/23/2018
	Health Care Authority	St. Mary's Medical Center	3/23/2018
	Medicine, West Virginia Board Of	Rodney Lee Curtis, II, MD	3/23/2018

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

FILED

MAR 26 2018

OTHER

March 26, 2018

OFFICE ASSISTANT
SCOTT W. H. SINE

LEGAL NOTICE

The West Virginia Health Care Authority announces the following Certificate of Need activities for the week ending March 23, 2018.

LETTERS OF INTENT RECEIVED

March 21, 2018 – Homestead Care LLC, Beirington, Boone County, CON File #18-6-11324-PC, for the acquisition of personal care services in Harrison and Preston counties; capital expenditure: \$1,500.

March 23, 2018 – St. Joseph's Hospital of Buckhannon, Inc., Buckhannon, Upshur County, CON File #18-7-11335-P, for the development of an ambulatory health care facility in Lewis County through the provision of podiatric medicine services; capital expenditure: \$10,000.

CERTIFICATE OF NEED APPLICATIONS RECEIVED

March 19, 2018 – Appalachian Regional Healthcare, Inc., Lexington, KY, CON File #18-1-11317-P, for the establishment of an ambulatory health care facility through the acquisition of the Beaver Family Clinic located at 703 Ritter Drive, Beaver, Raleigh County; capital expenditure: \$63,123.

March 19, 2018 – Appalachian Regional Healthcare, Inc., Lexington, KY, CON File #18-1-11319-P, for the establishment of an ambulatory health care facility through the acquisition of the Green Gate facility located at 429 Carriage Drive, Beckley, Raleigh County; capital expenditure: \$80,470.

March 19, 2018 – St. Joseph's Hospital of Buckhannon, Inc., Buckhannon, Upshur County, CON File #18-7-11319-P, for the development of an ambulatory health care facility in Braden County, West Virginia, through the provision of podiatric medicine services; capital expenditure: \$10,000.

APPLICATIONS FOR EXEMPTION RECEIVED

March 19, 2018 – New Living Youth Service, LLC, Cross Lanes, Kanawha County, CON File #18-3-11328-X, for the development of a behavioral health and substance abuse treatment facility for children ages 10 – 17 that are in need of long or short-term home placement in Cross Lanes, Kanawha County.

March 20, 2018 – Recover Together, Inc. d/b/a Groups, New York, NY, CON File #18-1-11331-X, for the development of an office based medication assisted treatment program in Fairmont, Marion County.

March 20, 2018 – Recover Together Inc. d/b/a Groups, New York, NY, CON File #18-6-11330-X, for the development of an office based medication assisted treatment program in Bluefield, Mercer County.

PROJECT DETERMINED NOT REVIEWABLE

March 23, 2018 – East Mountain Health Physicians, Inc., Berkeley Springs, Morgan County, CON File #18-6-11311-X, for the acquisition, as a private practice, of the assets of an existing primary care practice, Internal Medicine & Geriatric Specialists; capital expenditure: \$10,000.

EXEMPTION APPLICATION APPROVED

March 23, 2018 – LifeChangers Outreach, Beckley, Raleigh County, CON File #18-1-11315-X, for the conversion of LifeChangers Women's Recovery Center, located in Beckley, Raleigh County, to LifeChangers Outreach, a licensed residential and outpatient center targeting opiate abuse.

CERTIFICATE OF NEED APPROVAL ISSUED

March 23, 2018 - Kentucky Homecare Parent, Inc. and Kentucky Homecare Holdings, Inc., Louisville, KY, CON File #18-10204036-11277-A, for the acquisition of Gemba Health Services, Inc.; capital expenditure: \$50,636,325.

NOTICE OF SUBSTANTIAL COMPLIANCE

The following project has been implemented in substantial compliance with the decision issued in this matter and the case file is now closed.

March 23, 2018 - St. Mary's Medical Center, Inc. d/b/a St. Mary's Medical Center, Huntington, Cabell County, CON File #15-2-10924-H, for the construction of new space on the hospital campus to house a hybrid operating room to be used primarily for cardiac, including open heart surgery, vascular and general surgery procedures, and a relocated, expanded Post-Anesthesia Care Unit; capital expenditure: \$0,837,314.

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