WEST VIRGINIA REGISTER

Published by the Office of the Secretary of State

Volume XXXVII

Issue 28

July 10, 2020

A Weekly Publication

Administration Law Division

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

Administration

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Health and Human Resources

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Insurance Commission

Motor Vehicles

Risk and Insurance Management

Secondary School Activities Commission

Tax

Waste Management, Div. of Water & Waste Mgmt.

CHRONOLOGICAL INDEX, VOLUME XXXVII ISSUE 28			
NEW RULES FILED FOR PUBLIC COMMENT THIS WEEK			
AGENCY	**RULE/TYPE**	**AUTHORITY**	**HEARING/COMMENT PERIOD/LOCATION**
Administration (148-01)	Purchasing Legislative	§5A-3-4	Written Comments Only August 6, 2020, 12:00 pm Samantha Knapp 2019 Washington Street East Charleston, WV 25305 purchasing.division@wv.gov
Environmental Protection – Secretary's Office (60-03)	Voluntary Remediation and Redevelopment Rule Legislative	§§22-22-3, 22-22-4(c)	Public Hearing: August 11, 2020, 6:00 pm Virtual – Details in Public Notice Written Comments: August 11, 2020, 6:00 pm Casey Korbini 131A Peninsula Street Wheeling, WV 26003 dep.comments@wv.gov
Health (64-07)	Reportable Diseases, Events, and Conditions Legislative	§§16-3-1, 16-1-4, 16-3C-1 et seq., 16-4-1 et seq., 16-22-3, 16-35-4, 16-40-7	Written Comments Only August 3, 2020, 5:00 pm April L. Robertson One Davis Square, Suite 100 E Charleston, WV 25301 april.l.robertson@wv.gov
Health (64-23)	Radiological Health Legislative	§16-1-4	Written Comments Only August 5, 2020, 5:00 pm April L. Robertson One Davis Square, Suite 100 E Charleston, WV 25301 april.l.robertson@wv.gov
Health (64-45)	Lead Abatement Licensing Legislative	§§16-1-4, 16-35-4	Written Comments Only August 3, 2020, 5:00 pm April L. Robertson One Davis Square, Suite 100 E Charleston, WV 25301 april.l.robertson@wv.gov

Health (64-115)	Diabetes Self-Management Education Legislative	§§33-53-1(k), 16-1-4	Written Comments Only August 3, 2020, 5:00 pm April L. Robertson One Davis Square, Suite 100 E Charleston, WV 25301 april.l.robertson@wv.gov
Motor Vehicles (91-04)	Examination and Issuance of Driver's License Legislative	§§17A-2-9, 17B-2-7, 17B-2-15, 17E-1-18	Written Comments Only August 9, 2020, 2:30 pm Adam Holley DMV 5707 MacCorkle Ave. SE PO Box 17300 Charleston, WV 25317 adam.holley@wv.gov
Risk and Insurance Mgmt. (115-01)	Mine Subsidence Insurance Legislative	§33-30-15	Written Comments Only August 8, 2020, 5:00 pm Mary Jane Pickens, Director BRIM 1124 Smith Street, Suite 4300 Charleston, WV 25301 Maryjane.pickens@wv.gov
Risk and Insurance Mgmt. (115-02)	Public Entities Insurance Program Legislative	§29-12-5	Written Comments Only August 8, 2020, 5:00 pm Mary Jane Pickens, Director BRIM 1124 Smith Street, Suite 4300 Charleston, WV 25301 Maryjane.pickens@wv.gov
Risk and Insurance Mgmt. (115-03)	Administrative Rules of State Board of Risk and Insurance Management Procedural	§29-12-5	Written Comments Only August 8, 2020, 5:00 pm Mary Jane Pickens, Director BRIM 1124 Smith Street, Suite 4300 Charleston, WV 25301 Maryjane.pickens@wv.gov

Risk and Insurance Mgmt. (115-05)	Procedure for Providing Written Notification of Claims of Potential Liability to the State or Its Employees Legislative	§29-12-5	Written Comments Only August 8, 2020, 5:00 pm Mary Jane Pickens, Director BRIM 1124 Smith Street, Suite 4300 Charleston, WV 25301 Maryjane.pickens@wv.gov
Risk and Insurance Mgmt. (115-09)	Procurement Procedural	§§5A-1-12, 29-12-5, 29-12-8	Written Comments Only August 8, 2020, 5:00 pm Mary Jane Pickens, Director BRIM 1124 Smith Street, Suite 4300 Charleston, WV 25301 Maryjane.pickens@wv.gov
Risk and Insurance Mgmt. (115-10)	Procedure for Providing Written Notification of Claims Procedural	§29-12-5	Written Comments Only August 8, 2020, 5:00 pm Mary Jane Pickens, Director BRIM 1124 Smith Street, Suite 4300 Charleston, WV 25301 Maryjane.pickens@wv.gov
Waste Mgmt., Div. of Water & Waste Mgmt. (33-20)	Hazardous Waste Management System Legislative	§22-18-6	Public Hearing: August 11, 2020, 6:00 pm Video Meeting, see Notice of Public Comment Period for details Written Comments: August 11, 2020, 6:00 pm Joseph Sizemore DWWM/EE/Hazardous Waste 602 57th Street SE Charleston, WV joe.m.sizemore@wv.gov

NO NEW EMERGENCY RULES FILED THIS WEEK				
AGENCY	**RULE/TYPE**	**AUTHORITY**	**EFFECTIVE DATE**	**DATE NOTICE OF HEARING**

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

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Secretary of State
State of West Virginia

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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

TITLE NUMBER		NAME OF AGENCY
TITLE	1	ACCOUNTANCY
TITLE	2	ARCHITECTS
TITLE	3	BARBERS AND COSMETOLOGISTS
TITLE	4	CHIROPRACTIC EXAMINERS
TITLE	5	DENTISTRY
TITLE	6	FUNERAL SERVICE EXAMINERS
TITLE	7	PROFESSIONAL ENGINEERS
TITLE	10	LICENSED PRACTICAL NURSES
TITLE	11	MEDICINE
TITLE	14	OPTOMETRY
TITLE	15	PHARMACY
TITLE	16	PHYSICAL THERAPY
TITLE	17	PSYCHOLOGISTS
TITLE	19	REGISTERED PROFESSIONAL NURSES
TITLE	20	SANITARIANS
TITLE	22	FORESTRY
TITLE	24	OSTEOPATHIC MEDICINE
TITLE	25	SOCIAL WORK EXAMINERS
TITLE	26	VETERINARY MEDICINE
TITLE	27	COUNSELING
TITLE	29	SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY
TITLE	30	RESPIRATORY CARE
TITLE	31	DIETITIANS
TITLE	32	ACUPUNCTURE
TITLE	33	WASTE MANAGEMENT, DIV. OF WATER AND WASTE MGMT.
TITLE	35	OIL AND GAS
TITLE	36	COAL MINE HEALTH AND SAFETY
TITLE	38	MINING AND RECLAMATION
TITLE	42	LABOR
TITLE	45	AIR QUALITY
TITLE	47	WATER RESOURCES, DIV. OF WATER AND WASTE MGMT.
TITLE	56	MINERS' HEALTH, SAFETY AND TRAINING
TITLE	58	NATURAL RESOURCES
TITLE	60	ENVIRONMENTAL PROTECTION – SECRETARY'S OFFICE
TITLE	61	AGRICULTURE
TITLE	64	HEALTH
TITLE	65	HEALTH CARE AUTHORITY
TITLE	69	HEALTH AND HUMAN RESOURCES
TITLE	76	SENIOR SERVICES
TITLE	78	HUMAN SERVICES
TITLE	81	STATE POLICE
TITLE	87	FIRE COMMISSION
TITLE	89	PUBLIC DEFENDER SERVICES
TITLE	90	CORRECTIONS
TITLE	91	MOTOR VEHICLES
TITLE	94	REGIONAL JAIL AND CORRECTIONAL FACILITY AUTHORITY
TITLE	110	TAX DEPARTMENT
TITLE	112	TREASURER
TITLE	114	INSURANCE COMMISSION
TITLE	126	EDUCATION
TITLE	127	SECONDARY SCHOOLS ACTIVITIES COMMISSION
TITLE	133	HIGHER EDUCATION POLICY COMMISSION
TITLE	135	COMMUNITY AND TECHNICAL COLLEGE EDUCATION
TITLE	143	PERSONNEL
TITLE	144	TOURISM
TITLE	145	DEVELOPMENT OFFICE
TITLE	146	STATE ELECTION COMMISSION
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TITLE	150	PUBLIC SERVICE COMMISSION
TITLE	153	SECRETARY OF STATE
TITLE	155	AUDITOR
TITLE	157	HIGWAYS
TITLE	164	SCHOOL BUILDING 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 COMMISSION
TITLE	190	REAL ESTATE APPRAISER LICENSING & CERTIFICATION BOARD

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Administration (148-01)	Purchasing Legislative	7/7/2020	8/6/2020						
Air Quality (45-08)	Ambient Air Quality Standards Legislative	6/24/2020	7/28/2020						
Air Quality (45-16)	Standards of Performance for New Stationary Sources Legislative	6/24/2020	7/28/2020						
Air Quality (45-18)	Control of Air Pollution from Combustion of Solid Waste Legislative	6/24/2020	7/28/2020						
Air Quality (45-23)	Control of Air Pollution from Municipal Solid Waste Landfills Legislative	6/24/2020	7/28/2020						
Air Quality (45-33)	Acid Rain Provisions and Permits Legislative	6/24/2020	7/28/2020						
Air Quality (45-34)	Emission Standards for Hazardous Air Pollutants Legislative	6/24/2020	7/28/2020						
Air Quality (45-44)	Control of Greenhouse Gas Emissions from Existing Coal-Fired Electric Utility Generating Units Legislative	6/24/2020	7/28/2020						
Alcohol Beverage Control Comm. (175-02)	Private Club Licensing Legislative	6/18/2020	7/20/2020						
Alcohol Beverage Control Comm. (175-10)	Distilleries, Mini-Distilleries and Micro-Distilleries Legislative	6/22/2020	7/23/2020						
Community and Technical College Education (135-01)	Carl D. Perkins Vocational & Technical Education Act Funding Formula for WV Council for Community & Technical College Ed. & WV State Board of Ed. Procedural	6/11/2020	7/13/2020						
Development Office (145-16)	Tourism Development Districts Legislative			7/1/2020 Approved 7/2/2020					
Economic Development Auth. (117-06)	Purchasing Procedure Procedural	6/30/2020	7/30/2020						

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Education (126-028)	WV Universal Access to a Quality Early Education System (Policy 2525) Legislative Exempt	5/13/2020	6/12/2020					7/9/2020	8/10/2020
Education (126-044AA)	WV College and Career Readiness Standards for English Language Arts (Policy 2520.1A) Legislative Exempt	5/13/2020	6/12/2020					7/9/2020	8/10/2020
Environmental Protection – Secretary's Office (60-03)	Voluntary Remediation and Redevelopment Rule Legislative	7/2/2020	8/11/2020						
Financial Institutions, Div. of (106-21)	Rule Pertaining to the Fintech Regulatory Sandbox Legislative	6/26/2020	7/31/2020	6/26/2020 Approved 7/1/2020					
Fire Commission (87-01)	State Fire Code Legislative	6/13/2019	7/16/2019		7/25/2019	Modified & Approved 12/18/2019 Filed 1/6/2020	BUNDLED HB4275	5/5/2020	8/1/2020
Fire Commission (87-04)	State Building Code Legislative	6/13/2019	7/16/2019		7/25/2019	Modified & Approved 12/18/2019 Filed 1/6/2020	BUNDLED HB4275	5/5/2020	8/1/2020
Fire Commission (87-07)	Standards for the Certification and Continuing Education of Municipal, County, and Other Public Sector Building Code (Repeal) Legislative	6/22/2020	7/22/2020						
Fire Marshal (103-06)	Standards for the Certification and Continuing Education of Municipal, County, and Other Public Sector Building Code Legislative	6/22/2020	7/22/2020						
Health (64-07)	Reportable Diseases, Events, and Conditions Legislative	7/2/2020	8/3/2020						
Health (64-11)	Behavioral Health Centers Licensure Legislative	7/1/2020	7/31/2020						
Health (64-12)	Hospital Licensure Legislative	7/1/2020	7/31/2020						
Health (64-13)	Nursing Home Licensure Legislative	7/1/2020	7/31/2020						

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Health (64-23)	Radiological Health Legislative	7/6/2020	8/5/2020						
Health (64-45)	Lead Abatement Licensing Legislative	7/2/2020	8/3/2020						
Health (64-59)	Client Rights at State-Operated Mental Health Facilities Legislative	7/1/2020	7/31/2020						
Health (64-60)	Delegation of Medication Administration and Health Maintenance Tasks to Approved Medication Assistive Personnel Legislative	7/1/2020	7/31/2020						
Health (64-114)	Public Health Standards for Businesses Remaining Open During the COVID-19 Outbreak Legislative	5/15/2020 5/18/2020	6/15/2020 6/17/2020	4/16/2020 Approved 4/16/2020 Amendment 4/21/2020 Approved 4/21/2020 Amendment 5/15/2020 Approved 5/15/2020					
Health (64-115)	Diabetes Self-Management Education Legislative	7/2/2020	8/3/2020						
Health and Human Resources (69-10)	WV Clearance for Access: Registry and Employment Screening Legislative	7/1/2020	7/31/2020						
Health and Human Resources (69-15)	Recovery Residence Certification and Accreditation Program Legislative	5/8/2020	6/8/2020	4/29/2020 Effective 6/10/2020	7/1/2020				
Higher Education Policy Comm. (133-63)	Mental Health Loan Repayment Program Legislative	6/26/2020	7/27/2020	6/26/2020 Effective 6/26/2020					
Housing Development Fund (88-03)	Purchasing Procedure Procedural	4/22/2020	5/22/2020					6/24/2020	7/24/2020
Human Services (78-02)	Child Placing Agencies Licensure Legislative	7/1/2020	7/31/2020						

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Human Services (78-03)	Minimum Licensing Requirements for Residential Child Care and Treatment Facilities for Children and Transitioning Adults and Vulnerable and Transitioning Youth Group Homes and Programs in WV Legislative	7/1/2020	7/31/2020						
Human Services (78-27)	Procedure to Contest the Substantiation of Child Abuse or Neglect Procedural	7/1/2020	7/31/2020						
Insurance Comm. (114-02A)	Fingerprinting Requirements for Applicants for Insurance Producer License and Insurance Adjuster License Legislative	6/18/2020	7/24/2020						
Insurance Comm. (114-25)	Insurance Adjusters Legislative	6/18/2020	7/24/2020						
Insurance Comm. (114-40)	Credit for Reinsurance Legislative	6/18/2020	7/24/2020						
Insurance Comm. (114-42)	Continuing Education for Individual Insurance Producers and Individual Insurance Adjusters Legislative	6/18/2020	7/24/2020						
Insurance Comm. (114-64)	Mental Health Parity Legislative	6/22/2020	7/24/2020						
Insurance Comm. (114-100)	Health Benefit Plan Network Access and Adequacy Legislative	6/22/2020	7/24/2020						
Lottery (179-10)	WV Lottery Interactive Wagering Rule Legislative	6/11/2020	7/11/2020	5/15/2020 Approved 5/18/2020					
Medicine (11-01B)	Licensure, Disciplinary and Compliant Procedures, Continuing Education, Physician Assistants Legislative	6/19/2019	7/19/2019	6/19/2019 Amendment 7/25/2019 Approved 7/30/2019	7/25/2019	Modified & Approved 9/26/2019 Filed 10/8/2019	BUNDLED HB4252	5/4/2020	8/2/2020
Medicine (11-13)	Waiver of Initial Licensing Fees for Certain Initial Licensure Applicants Legislative	6/19/2019	7/19/2019		7/25/2019	Modified & Approved 9/26/2019 Filed 10/8/2019	BUNDLED HB4252	5/4/2020	8/2/2020
Medicine (11-14)	Registration to Practice During Declared State of Emergency Legislative	4/23/2020	5/23/2020	3/26/2020 Approved 3/26/2020	6/24/2020				

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Motor Vehicles (91-04)	Examination and Issuance of Driver's License Legislative	7/8/2020	8/9/2020						
Motor Vehicles (91-25)	Special Purpose Vehicles Legislative	7/1/2020	7/31/2020						
Municipal Pensions Oversight Bd. (211-02)	Exempt Purchasing Legislative	6/26/2020	7/27/2020						
Municipal Pensions Oversight Bd. (211-03)	Actuarial Purchasing Exemption Procedural	6/26/2020	7/27/2020						
Natural Resources (58-36)	Cabwaylingo State Forest Trail System Two Year Pilot Project Permitting ATVs and ORVs Legislative				Sunset Extension 2/26/2020				
Occupational Therapy (13-02)	Disciplinary, Complaint and Contested Case Hearing Procedures for Occupational Therapists and Occupational Therapy Assistants Procedural	6/16/2020	8/1/2020						
Occupational Therapy (13-09)	Telehealth Practice; Requirements; Definitions Legislative	6/15/2020	8/1/2020						
Osteopathic Medicine (24-02)	Osteopathic Phyician Assistants Legislative	6/28/2019	7/29/2019	6/28/2019 Amendment 7/31/2019 Approved 8/5/2019	7/31/2019	Modified & Approved 10/24/2019 Filed 11/14/2019	BUNDLED HB4252	5/4/2020	8/2/2020
Osteopathic Medicine (24-09)	Emergency Temporary Permits to Practice During States of Emergency or State of Preparedness Legislative	4/15/2020	5/15/2020	3/26/2020 Approved 3/26/2020	6/22/2020				
Pharmacy (15-01)	Licensure and Practice of Pharmacy Legislative	4/30/2020	5/31/2020	4/30/2020 Approved 4/30/2020	6/5/2020				
Pharmacy (15-02)	Uniform Controlled Substances Act Legislative	4/30/2020	5/31/2020	4/1/2020 Approved 4/1/2020	6/5/2020				
Pharmacy (15-12)	Immunizations Administered by Pharmacist and Pharmacy Interns Legislative	5/1/2020	6/2/2020	4/20/2020 Approved 4/20/2020	6/5/2020				

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Public Service Commisison (150-39)	Rules Governing Siting Certificates for Solar Exempt Wholesale Generators Legislative Exempt	5/28/2020	6/29/2020						
Racing Commission (178-01)	Thoroughbred Racing Legislative	6/18/2020	7/20/2020						
Racing Commission (178-02)	Greyhound Racing Legislative	6/18/2020	7/20/2020						
Racing Commission (178-10)	Advance Deposit Account Wagering (ADW) Legislative	7/1/2020	7/31/2020	7/1/2020 Approved 7/1/2020					
Respiratory Care (30-02)	Establishment of Fees Legislative	5/7/2019	6/7/2019		6/27/2019	Modified & Approved 9/26/2019 Filed 10/1/2019	BUNDLED HB4252	5/4/2020	8/4/2020
Respiratory Care (30-09)	Student Temporary Permits Legislative	5/22/2019	6/24/2019		6/27/2019	Modified & Approved 9/26/2019 Filed 10/2/2019	BUNDLED HB4252	5/11/2020	8/11/2020
Risk and Insurance Management (115-01)	Mine Subsidence Insurance Legislative	7/9/2020	8/8/2020						
Risk and Insurance Management (115-02)	Public Entities Insurance Program Legislative	7/9/2020	8/8/2020						
Risk and Insurance Management (115-03)	Administrative Rules of State Board of Risk and Insurance Management Procedural	7/9/2020	8/8/2020						
Risk and Insurance Management (115-05)	Procedure for Providing Written Notification of Claims of Potential Liability to the State or Its Employees (Repeal) Legislative	7/9/2020	8/8/2020						
Risk and Insurance Management (115-09)	Procurement Procedural	7/9/2020	8/8/2020						
Risk and Insurance Management (115-10)	Procedure for Providing Written Notification of Claims Procedural	7/9/2020	8/8/2020						
Secondary School Activities Comm. (127-02)	Athletics, Provisions Governing Eligibility Legislative Exempt	5/13/2020	6/12/2020					7/9/2020	9/8/2020

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Secondary School Activities Comm. (127-03)	Provisions Governing Contests Legislative Exempt	5/13/2020	6/12/2020					7/9/2020	9/8/2020
Secretary of State (153-10)	Loan and Grant Programs Under the Help America Vote Act (HAVA) for the Purchase of Voting Equipment, Election Systems, Software, Services and Upgrades Legislative	4/24/2020	5/29/2020	3/25/2020 Amendment 4/24/2020 Amendment 4/27/2020 Effective 6/8/2020	6/23/2020				
Secretary of State (153-45)	Guidelines and Standards for Electronic Notarization Legislative	4/30/2020	6/1/2020	3/27/2020 Amendment 3/31/2020 Approved 4/1/2020	6/25/2020				
Secretary of State (153-53)	Election Processes and Absentee Eligibility During State of Emergency			3/20/2020 Effective 3/20/2020					
Tax (110-13FF)	Tax Credit for Providing Vehicles to Low-Income Workers Legislative	6/22/2020	7/22/2020						
Tax (110-13GG)	Downstream Natural Gas Manufacturing Investment Tax Credit Legislative	6/22/2020	7/22/2020						
Tax (110-13II)	High-Wage Growth Business Tax Credit Legislative	6/22/2020	7/22/2020						
Tax (110-21F)	The Coal Severance Tax Rebate Interpretive	6/5/2020	7/6/2020					7/9/2020	8/8/2020
Underground Facilities Damage Prevention Bd. (214-01)	Board Meetings, Organization, and Operation Procedural	5/12/2020	6/12/2020					6/29/2020	7/30/2020
Waste Mgmt., Div. of Water & Waste Mgmt. (33-20)	Hazardous Waste Management System Legislative	7/8/2020	8/11/2020						
Water Development Authority (44-04)	Purchasing Procedure Procedural	4/15/2020	5/18/2020					6/11/2020	7/11/2020

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Water Resources Division of Water and Waste Management (47-02)	Requirements Governing Water Quality Standards Legislative	3/31/2020	5/19/2020						
Water Resources Division of Water and Waste Management (47-02B)	Assessment Methodology for the Biological Component of the Narrative Criteria in Wadeable Streams Procedural	2/7/2020 3/20/2020	3/26/2020 4/20/2020						

WEST VIRGINIA SECRETARY OF STATE

MAC WARNER

ADMINISTRATIVE LAW DIVISION

eFILED

7/7/2020 11:20:28 AM

Office of West Virginia Secretary Of State

LEGISLATIVE

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Administration

TITLE-SERIES: 148-01

RULE TYPE: Legislative

Amendment to Existing Rule: Yes

Repeal of existing rule: No

RULE NAME: Purchasing

CITE STATUTORY AUTHORITY: W. Va. Code § 5A-3-4

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/06/2020 12:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Samantha Knapp

ADDRESS: 2019 Washington Street, East

Charleston, WV 25305

EMAIL: purchasing.division@wv.gov

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)

WEST VIRGINIA SECRETARY OF STATE

MAC WARNER

ADMINISTRATIVE LAW DIVISION

eFILED

7/9/2020 12:39 PM

Office of West Virginia Secretary Of State

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

AGENCY: Education

TITLE-SERIES: 126-028

RULE TYPE: Legislative Exempt

Amendment to Existing Rule: Yes

Repeal of existing rule: No

RULE NAME: West Virginia's Universal Access to a Quality Early Education System (2525)

CITE STATUTORY AUTHORITY: W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451, 376 S.E.2d 839 (1988); and, W. Va. Bd. of Educ. V. Bd. of Educ., 239 W. Va. 705, 806 S.E. 2d 136 (2017)

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

August 10, 2020

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

Yes

William C Burch – 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
7/9/2020 12:43 PM
Office of West Virginia
Secretary Of State

LEGISLATIVE

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

AGENCY: Education TITLE-SERIES: 126-044AA

RULE TYPE: Legislative Exempt Amendment to Existing Rule: Yes Repeal of existing rule: No

RULE NAME: West Virginia College- and Career-Readiness Standards for English Language Arts (2520.1A)

CITE STATUTORY AUTHORITY: W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451, 376 S.E.2d 839 (1988); and, W. Va. Bd. of Educ. V. Bd. of Educ., 239 W. Va. 705, 806 S.E. 2d 136 (2017)

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

August 10, 2020

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

Yes

William C Burch -- 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 BOARD OF EDUCATION
Capitol Building 6, Room 351
1900 Kanawha Boulevard, East
Charleston, West Virginia 25305-0330

Telephone: 304.558.3660
Facsimile: 304.558.0048

FILED
2020 JUL -9 P 1:12
OFFICE WEST VIRGINIA
SECRETARY OF STATE

July 9, 2020

The Honorable Mac Warner
Secretary of State
State of West Virginia
Capitol Building 1, Suite 157-K
1900 Kanawha Boulevard, East
Charleston, West Virginia 25305

Dear Secretary Warner:

The West Virginia Board of Education, at its July 8, 2020 meeting, repealed effective August 10, 2020, 126CSR44Q, Policy 2520.17, Library Media Content Standards and Objectives for West Virginia Schools, filed December 19, 2005, and effective January 18, 2006.

Relevant portions of Policy 2520.17 have been incorporated into 126CSR44AA, Policy 2520.1A, West Virginia College- and Career-Readiness Standards for English Language Arts, filed July 9, 2020, and effective August 10, 2020.

Thank you for your attention to this matter.

Sincerely,

W. Clayton Burch
State Superintendent of Schools
West Virginia Department of Education

WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

eFILED
7/2/2020 4:01:11 PM
Office of West Virginia
Secretary Of State

LEGISLATIVE

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Environmental Protection Secretarys Office TITLE-SERIES: 60-03

RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No

RULE NAME: Voluntary Remediation and Redevelopment Rule

CITE STATUTORY AUTHORITY: W. Va. Code §§ 22-22-3 and 22-22-4(c)

COMMENTS LIMITED TO:

Oral and Written

DATE OF PUBLIC HEARING: 08/11/2020 6:00 PM

LOCATION OF PUBLIC HEARING:

Virtual - Details in Public Notice

DATE WRITTEN COMMENT PERIOD ENDS: 08/11/2020 6:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Casey Korbini

ADDRESS: 131A Peninsula Street

Wheeling, WV 26003

EMAIL: dep.comments@wv.gov

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)

WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

eFILED
7/2/2020 10:31:03 AM
Office of West Virginia
Secretary Of State

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Health TITLE-SERIES: 64-07

RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No

RULE NAME: REPORTABLE DISEASES, EVENTS, AND CONDITIONS

CITE STATUTORY AUTHORITY: 16-3-1, 16-1-4; 16-3C-1 et seq., 16-4-1 et seq., 16-22-3, 16-35-4, and 16-40-7.

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/03/2020 5:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: April L. Robertson

ADDRESS: One Davis Square, Suite 100 East

Charleston, WV 25301

EMAIL: april.l.robertson@wv.gov

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)

WEST VIRGINIA SECRETARY OF STATE
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7/6/2020 3:44:17 PM
Office of West Virginia
Secretary Of State

LEGISLATIVE

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Health

TITLE-SERIES: 64-23

RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No

RULE NAME: Radiological Health

CITE STATUTORY AUTHORITY: 16-1-4

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/05/2020 5:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: April L. Robertson

ADDRESS: One Davis Square, Suite 100 East

Charleston, WV 25301

EMAIL: april.l.robertson@wv.gov

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)

WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

eFILED
7/2/2020 11:44:59 AM
Office of West Virginia
Secretary Of State

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Health

TITLE-SERIES: 64-45

RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No

RULE NAME: LEAD ABATEMENT LICENSING

CITE STATUTORY AUTHORITY: 16-1-4 and 16-35-4

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/03/2020 5:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: April L. Robertson

ADDRESS: One Davis Square, Suite 100 East

Charleston, WV 25301

EMAIL: april.l.robertson@wv.gov

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)

WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

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7/2/2020 11:01:34 AM
Office of West Virginia
Secretary Of State

LEGISLATIVE

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Health TITLE-SERIES: 64-115

RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: No

RULE NAME: DIABETES SELF-MANAGEMENT EDUCATION

CITE STATUTORY AUTHORITY: 33-53-1(k) and 16-1-4

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/03/2020 5:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: April L. Robertson

ADDRESS: One Davis Square, Suite 100 East

Charleston, WV 25301

EMAIL: april.l.robertson@wv.gov

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)

WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

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7/8/2020 3:37:55 PM
Office of West Virginia
Secretary Of State

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Motor Vehicles TITLE-SERIES: 91-04

RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No

RULE NAME: Examination And Issuance Of Driver's License

CITE STATUTORY AUTHORITY: W. Va. Code §§17A-2-9, 17B-2-7, 17B-2-15 and 17E-1-18

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/09/2020 2:30 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Adam Holley DMV

ADDRESS: 5707 MacCorkle Avenue SE/P.O. Box 17300

Charleston, WV 25317

EMAIL: adam.holley@wv.gov

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)

WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

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7/9/2020 2:52:56 PM
Office of West Virginia
Secretary Of State

LEGISLATIVE

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Risk And Insurance Management TITLE-SERIES: 115-01

RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No

RULE NAME: Mine Subsidence Insurance

CITE STATUTORY AUTHORITY: W. Va. Code § 33-30-15

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/08/2020 5 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Mary Jane Pickens, Director

ADDRESS: BRIM, 1124 Smith Street, Suite 4300

Charleston, WV 25301

EMAIL: maryjane.pickens@wv.gov

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)

WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

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7/9/2020 3:03:54 PM
Office of West Virginia
Secretary Of State

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Risk And Insurance Management TITLE-SERIES: 115-02

RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No

RULE NAME: Public Entities Insurance Program

CITE STATUTORY AUTHORITY: W. Va. Code § 29-12-5

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/08/2020 5 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Mary Jane Pickens, Director

ADDRESS: BRIM, 1124 Smith Street, Suite 4300

Charleston, WV 25301

EMAIL: maryjane.pickens@wv.gov

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)

WEST VIRGINIA SECRETARY OF STATE

MAC WARNER

ADMINISTRATIVE LAW DIVISION

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7/9/2020 3:07:43 PM

Office of West Virginia Secretary Of State

LEGISLATIVE

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Risk And Insurance Management

TITLE-SERIES: 115-05

RULE TYPE: Legislative

Amendment to Existing Rule: No

Repeal of existing rule: Yes

RULE NAME: Procedure for Providing Written Notification of Claims of Potential Liablity to the State of its Employees

CITE STATUTORY AUTHORITY: W. Va. Code § 29-12-5

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/08/2020 5 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Mary Jane Pickens, Director

ADDRESS: BRIM, 1124 Smith Street, Suite 4300

Charleston, WV 25301

EMAIL: maryjane.pickens@wv.gov

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)

WEST VIRGINIA SECRETARY OF STATE

MAC WARNER

ADMINISTRATIVE LAW DIVISION

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7/9/2020 12:34 PM

Office of West Virginia Secretary Of State

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

AGENCY: Secondary School Activities Commission

TITLE-SERIES: 127-02

RULE TYPE: Legislative Exempt

Amendment to Existing Rule: Yes

Repeal of existing rule: No

RULE NAME: Athletics, Provisions Governing Eligibility

CITE STATUTORY AUTHORITY: W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451, 376 S.E.2d 839 (1988); and, W. Va. Bd. of Educ. V. Bd. of Educ., 239 W. Va. 705, 806 S.E. 2d 136 (2017)

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

September 8, 2020

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

Yes

William C Burch -- 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

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7/9/2020 12:30 PM
Office of West Virginia
Secretary Of State

LEGISLATIVE

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

AGENCY: Secondary School Activities Commission TITLE-SERIES: 127-03

RULE TYPE: Legislative Exempt Amendment to Existing Rule: Yes Repeal of existing rule: No

RULE NAME: Provisions Governing Contests

CITE STATUTORY AUTHORITY: W. Va. Code §§29A-3B-1, et seq.; W. Va. Board of Education v. Hechler, 180 W. Va. 451, 376 S.E.2d 839 (1988); and, W. Va. Bd. of Educ. V. Bd. of Educ., 239 W. Va. 705, 806 S.E. 2d 136 (2017)

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

September 8, 2020

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

Yes

William C Burch -- 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

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7/8/2020 1:04:14 PM
Office of West Virginia
Secretary Of State

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Waste Management Division Of Water And Waste Management TITLE-SERIES: 33-20

RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No

RULE NAME: Hazardous Waste Management System

CITE STATUTORY AUTHORITY: W. Va. Code § 22-18-6

COMMENTS LIMITED TO:

Oral and Written

DATE OF PUBLIC HEARING: 08/11/2020 6:00 PM

LOCATION OF PUBLIC HEARING:

Video Meeting - https://us02web.zoom.us/j/85680933629 Meeting ID: 856 8093 3629 or Call in number (929) 205-6099,,85680933629# US (New York)

DATE WRITTEN COMMENT PERIOD ENDS: 08/11/2020 6:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Joseph Sizemore - DWWM / EE / Hazardous Waste

ADDRESS: 601 57th Street, SE

Charleston, WV

EMAIL: joe.m.sizemore@wv.gov

PLEASE INDICATE IF THIS FILING INCLUDES:

RELEVANT FEDERAL STATUTES OR REGULATIONS: No

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

INCORPORATED BY REFERENCE: Yes

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

WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

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7/9/2020 3:06:01 PM
Office of West Virginia
Secretary Of State

PROCEDURAL

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Risk And Insurance Management TITLE-SERIES: 115-03

RULE TYPE: Procedural Amendment to Existing Rule: Yes Repeal of existing rule: No

RULE NAME: Administrative Rules of State Board of Risk and Insurance Management

CITE STATUTORY AUTHORITY: W. Va. Code § 29-12-5

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/08/2020 5 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Mary Jane Pickens, Director

ADDRESS: BRIM, 1124 Smith Street, Suite 4300

Charleston, WV 25301

EMAIL: maryjane.pickens@wv.gov

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)

WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

eFILED
7/9/2020 3:09:51 PM
Office of West Virginia
Secretary Of State

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Risk And Insurance Management TITLE-SERIES: 115-09

RULE TYPE: Procedural Amendment to Existing Rule: No Repeal of existing rule: No

RULE NAME: Procurement

CITE STATUTORY AUTHORITY: W. Va. Code, §§ 5A-1-12, 29-12-5, and 29-12-8

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/08/2020 5 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Mary Jane Pickens, Director

ADDRESS: BRIM, 1124 Smith Street, Suite 4300

Charleston, WV 25301

EMAIL: maryjane.pickens@wv.gov

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)

WEST VIRGINIA SECRETARY OF STATE

MAC WARNER

ADMINISTRATIVE LAW DIVISION

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7/9/2020 4:05:53 PM

Office of West Virginia
Secretary Of State

PROCEDURAL

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Risk And Insurance Management

TITLE-SERIES: 115-10

RULE TYPE: Procedural

Amendment to Existing Rule: No

Repeal of existing rule: No

RULE NAME: Procedure for Providing Written Notification of Claims

CITE STATUTORY AUTHORITY: W. Va. Code § 29-12-5

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/08/2020 5 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Mary Jane Pickens, Director

ADDRESS: BRIM, 1124 Smith Street, Suite 4300

Charleston, WV 25301

EMAIL: maryjane.pickens@wv.gov

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)

WEST VIRGINIA SECRETARY OF STATE

MAC WARNER

ADMINISTRATIVE LAW DIVISION

eFILED
7/9/2020 10:10 AM
Office of West Virginia
Secretary Of State

INTERPRETIVE

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

AGENCY: Tax TITLE-SERIES: 110-21F

RULE TYPE: Interpretive Amendment to Existing Rule: No Repeal of existing rule: No

RULE NAME: THE COAL SEVERANCE TAX REBATE

CITE STATUTORY AUTHORITY: W. Va. Code §§11-13EE-14 and 11-10-5

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

August 8, 2020

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

Yes
Allen R Prunty -- 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.

Orders Report

Docket Number	Agency	Respondent	Date Rendered
18-1/2/3/4/5/6/7/8/9/10-11411-P	Health Care Authority	West Virginia University Hospitals, Inc.	6/25/2020
20-1-11859-X	Health Care Authority	Ronceverte Physician Group, LLC	6/25/2020
20-4-11854-X	Health Care Authority	Rainelle Medical Center	6/25/2020
18-11-11450-BH	Health Care Authority	REM West Virginia LLC	6/16/2020
19-10-11584-P	Health Care Authority	Good Shepherd Nursing Home, LC	6/16/2020
20-3-11849-X	Health Care Authority	Hopewell Community Services LLC	6/11/2020
20-6-11851-X	Health Care Authority	Hospice Care Corporation Inc	6/11/2020
20-10-11798-P	Health Care Authority	Wetzel County Hospital	6/11/2020
20-5-11857-X	Health Care Authority	Encompass Health Rehabilitation Hospital of Parkersburg	6/11/2020
20-1-11850-X	Health Care Authority	Williamson Health and Wellness Center Inc	6/11/2020
20-3-11845-X	Health Care Authority	Lifeline Addiction Specialists, PLLC	6/10/2020
20-2-11848-X	Health Care Authority	House of Grace LLC	6/10/2020
20-6-11847-X	Health Care Authority	Burlington United Methodist Family Services Inc	6/10/2020
20-2/3-11833-BH	Health Care Authority	Focused on You, LLC	6/10/2020
19-AP-PRLC-02009	Insurance Commission	Linda Simons	6/23/2020
20-AP-FINCON-02016	Insurance Commissioner	Anthem Life Insurance Company	6/25/2020
20-AP-FINCON-02017	Insurance Commissioner	Bedivere Insurance Company	6/25/2020
20-AP-FINCON-02018	Insurance Commissioner	Buckeye Community Health Plan, Inc.	6/25/2020
20-AP-FINCON-02019	Insurance Commissioner	Connecticut General Life Insurance Company	6/25/2020
20-AP-FINCON-02020	Insurance Commissioner	Cumis Insurance Society, Inc.	6/25/2020
20-AP-FINCON-02021	Insurance Commissioner	Employers Fire Insurance Company	6/25/2020
20-AP-FINCON-02022	Insurance Commissioner	Forethought Life Insurance Company	6/25/2020
20-AP-FINCON-02023	Insurance Commissioner	Hanover Fire and Casualty Insurance Company	6/25/2020

20-AP-FINCON-02024	**Insurance Commissioner**	Lamorak Insurance Company	6/25/2020
20-AP-FINCON-02025	**Insurance Commissioner**	Manhattan Life Assurance Company of America	6/25/2020
20-AP-FINCON-02026	**Insurance Commissioner**	Massachusetts Mutual Life Insurance Company	6/25/2020
20-AP-FINCON-02027	**Insurance Commissioner**	Public Service Insurance Company	6/25/2020
20-AP-FINCON-02028	**Insurance Commissioner**	Rampart Insurance Company	6/25/2020
20-AP-FINCON-02032	**Insurance Commissioner**	Real Advantage Title Insurance Company	6/25/2020
20-AP-FINCON-02030	**Insurance Commissioner**	Unicare Life & Health Insurance Company	6/25/2020
20-AP-FINCON-02031	**Insurance Commissioner**	Wellfleet Insurance Company	6/25/2020
20-AP-FINCON-02013	**Insurance Commissioner**	The Insurance Company	6/29/2020
20-AP-FINCON-02014	**Insurance Commissioner**	The Health Plan of West Virginia, Inc.	6/29/2020
20-AP-FINCON-02015	**Insurance Commissioner**	West Virginia Mutual Insurance Company	6/29/2020
20-AP-FINCON-02011	**Insurance Commissioner**	Farmers Home Fire Insurance Company of America	6/29/2020

WEST VIRGINIA ETHICS COMMISSION ADVISORY OPINIONS	
NO.	**OPINION SOUGHT**
2020-10	A City Manager asks whether a city police officer may accept an all-expense paid trip to an annual sales meeting of a private company that manufactures protective equipment for law enforcement professionals.

WEST VIRGINIA ETHICS COMMISSION CONTRACT EXEMPTION	
NO.	**OPINION SOUGHT**
2020-05	The Pleasants County Development Authority requests an exemption to lease space at a business park to a candy manufacturing business owned by a Pleasants County Commissioner.

Grievances Report

Docket Number	Grievants Name	Respondents Name	Date Decision
2017-2150-WayED	Heather Acord	Wayne County Board Of Education	6/1/2020
2020-0821-MAPS	Taylor Brooke Blankenship	Division of Corrections and Rehabilitation	6/1/2020
		Bureau of Prisons and Jails	6/1/2020
		Southwestern Regional Jail and Correctional Facility	6/1/2020
2017-1074-CONS	Peggy Canby, et al.	Berkeley County Board Of Education	6/1/2020
2016-1459-DOT	Jill C. Dunn	Division Of Motor Vehicles	6/1/2020
2019-1779-LinED	Jonathan Escue	Lincoln County Board Of Education	6/1/2020
2017-2119-LogED	Theresa Workman	Logan County Board Of Education	6/1/2020
2017-0786-MinED	Marcella Charles	Mingo County Board Of Education	6/2/2020
2020-0724-DEP	John Kearney	Department Of Environmental Protection	6/2/2020
2016-0153-DOE	Mary Markell	Department of Education	6/2/2020
		Schools For The Deaf And The Blind	6/2/2020
2016-0241-BerED	Cheryl McClain	Berkeley County Board Of Education	6/2/2020
2017-0797-LinED	Charlie Parker	Lincoln County Board Of Education	6/2/2020
2017-0765-MAPS	Albert B. Pearson	Division Of Corrections	6/2/2020
		Martinsburg Correctional Center	6/2/2020
2017-0791-CONS	Albert B. Pearson	Division Of Corrections	6/2/2020
		Martinsburg Correctional Center	6/2/2020
2016-1239-DOE	Andrew Pense	Department Of Education	6/2/2020
2016-1240-MasED	Josh Sayre	Mason County Board Of Education	6/2/2020
2016-0864-BerED	Clifton Twigg	Berkeley County Board Of Education	6/2/2020
2018-1478-CONS	Debora Pigman	Department Of Health And Human Resources	6/3/2020
		Bureau For Children And Families	6/3/2020
2016-1449-CONS	Todd Burris, et al.	Mason County Board Of Education	6/3/2020

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2016-1354-MasED	**Todd Burris**	Mason County Board Of Education	6/3/2020
2019-0278-WayED	**Hazel B. Damron**	Wayne County Board Of Education	6/4/2020
2016-1481-MasED	**John Hall**	Mason County Board Of Education	6/4/2020
2016-1527-MasED	**John Hall**	Mason County Board Of Education	6/4/2020
2019-1791-MerED	**Sheila R. Lusk**	Mercer County Board Of Education	6/4/2020
2020-1067-MAPS	**Anita Marie Payne**	Division of Corrections and Rehabilitation	6/4/2020
		Bureau of Juvenile Services	6/4/2020
		Kanawha County Youth Reporting Center	6/4/2020
2016-1515-MasED	**Josh Sayre**	Mason County Board Of Education	6/4/2020
2020-1068-MAPS	**Derek Stotts**	Division of Corrections and Rehabilitation	6/4/2020
		Bureau of Juvenile Services	6/4/2020
		Kanawha County Youth Reporting Center	6/4/2020
2020-0262-FayED	**Morgan Treadway**	Fayette County Board Of Education	6/4/2020
2019-0258-DOC	**Monty Allan Ball**	Division Of Natural Resources	6/5/2020
		Division Of Personnel	6/5/2020
2020-0545-DHHR	**Joshua Allan Nolan**	Department Of Health And Human Resources	6/5/2020
		Bureau For Children And Families	6/5/2020
2019-0259-DOC	**Robert F. Ratcliffe, Jr.**	Division Of Natural Resources	6/5/2020
		Division Of Personnel	6/5/2020
2020-0183-DHHR	**Samantha Rae Dunlavy**	Department Of Health And Human Resources	6/8/2020
		William R. Sharpe, Jr. Hospital	6/8/2020
2020-0689-DHHR	**Nancy Holcomb**	Department Of Health And Human Resources	6/9/2020
		Bureau For Children And Families	6/9/2020
2020-0562-CONS	**Ami Lester**	Mercer County Board Of Education	6/9/2020
	Tracy Samosky	Mercer County Board Of Education	6/9/2020
2020-0998-MAPS	**Jessica A. Mills**	Division of Corrections and Rehabilitation	6/9/2020
		Bureau of Prisons and Jails	6/9/2020

2020-0998-MAPS	Jessica A. Mills	Ohio County Correctional Center and Jail	6/9/2020
2019-1637-MU	John Frank Rakus	Marshall University	6/10/2020
2017-0879-MinED	Christine Harmon	Mingo County Board Of Education	6/10/2020
2016-1763-BOE	Christine Marie Lewis	Board of Education	6/10/2020
		Schools For The Deaf And The Blind	6/10/2020
2019-1582-CONS	Sherri Lopez et al	Fayette County Board Of Education	6/10/2020
2019-1163-DOT	Aaron Parker	Division Of Highways	6/12/2020
2019-1164-DOT	Aaron Parker	Division of Highways	6/12/2020
2019-1414-DOT	Aaron Parker	Division of Highways	6/12/2020
2020-1003-GilED	Wesley Self	Gilmer County Board Of Education	6/12/2020
2020-1453-WooED	Joseph Alan Mason	Wood County Board Of Education	6/15/2020
2020-1477-MU	Isha Patel	Marshall University	6/15/2020
2020-1040-MAPS	Christopher A. Wymer	Division of Corrections and Rehabilitation	6/15/2020
		Bureau of Prisons and Jails	6/15/2020
		Tygart Valley Regional Jail and Correctional Facility	6/15/2020
2020-1436-MISC	Stephen Thompson	Winfield Police Department	6/18/2020
2020-1416-MAPS	Shawn Marple	Division of Corrections and Rehabilitation	6/18/2020
		Bureau of Prisons and Jails	6/18/2020
		Northern Correctional Facility	6/18/2020
2019-1565-DHHR	Chester Sprankle	Department Of Health And Human Resources	6/18/2020
		Bureau For Children And Families	6/18/2020
2020-0646-DOT	Mark Allen Watts	Division of Highways	6/18/2020
2020-0393-BooED	Jonathan A. Ball	Boone County Board Of Education	6/24/2020
2020-0459-DHHR	Tammy Belinda Isom	Department Of Health And Human Resources	6/25/2020
		Bureau For Children And Families	6/25/2020
		Division Of Personnel	6/25/2020
2019-1206-CONS	Chuck Ocheltree	West Virginia University	6/26/2020

2019-1206-CONS	**Greg Graham**	West Virginia University	6/26/2020
2019-1398-TayED	**Karilynne Sue Pryor**	Taylor County Board Of Education	6/26/2020
2018-0223-MAPS	**Michael John-Curtis Taylor**	Division Of Corrections	6/29/2020
		Beckley Correctional Center	6/29/2020
2020-1448-MAPS	**Christina Ann Amie**	Division of Corrections and Rehabilitation	6/30/2020
		Bureau of Prisons and Jails	6/30/2020
		Northern Correctional Facility	6/30/2020
2019-0135-CONS	**Jennifer Castle, et al.**	Department Of Health And Human Resources	6/30/2020
		Mildred Mitchell-Bateman Hospital	6/30/2020
2020-1478-MAPS	**Elvis Dwight Goodwin**	Division of Corrections and Rehabilitation	6/30/2020
		Bureau of Community Corrections	6/30/2020
		Anthonly Correctional Center	6/30/2020
2017-1053-CONS	**Jeffrey Groff, et al.**	Shepherd University	6/30/2020
2020-1087-MAPS	**Jayson Allen Moore**	Division of Corrections and Rehabilitation	6/30/2020
		Bureau of Prisons and Jails	6/30/2020
		Potomac Highland Regional Jail and Correctional Facility	6/30/2020

STATE OF WEST VIRGINIA

EXECUTIVE DEPARTMENT

At Charleston

EXECUTIVE ORDER NO. 50-20

By the Governor

WHEREAS, a State of Emergency was declared on the Sixteenth Day of March, Two Thousand Twenty for all counties in West Virginia (the "State of Emergency Declaration"), to allow agencies to coordinate and create necessary measures to prepare for and respond to the outbreak of respiratory disease caused by a novel coronavirus now known as COVID-19; and

WHEREAS, Chapter 15, Article 5, Section 6 of the Code of West Virginia authorizes the Governor to, among other things, control ingress and egress to and from a disaster area or an area where large-scale threat exists, the movement of persons within the area, and the occupancy of premises therein, and to perform and exercise other functions, powers, and duties that are necessary to promote and secure the safety and protection of the civilian population; and

WHEREAS, Executive Order 9-20 required all businesses and operations in West Virginia, except Essential Businesses and Operations as defined therein, to cease all activities within the state except for such minimum basic operations as are necessary to maintain the value of the business's inventory, preserve the condition of the business's physical plant and equipment, ensure security, process payroll and employee benefits, or related functions, and the minimum necessary activities to facilitate employees of the business being able to continue to work remotely from their residences, and provided exceptions for businesses such as home-based businesses and certain small businesses while requiring proper social distancing and hygiene practices be maintained at such businesses; and

WHEREAS, since the issuance of Executive Order 9-20 and other executive orders ordering closed or otherwise limiting occupancy of certain establishments and facilities in this state, implementation of successful public health measures has resulted in revised projections of rates of infection and COVID-19 related deaths in West Virginia, as well as ever-strengthening supply chains for personal protective equipment and other medical equipment and supplies, resulting in greater preparedness and response capacity throughout the state; and

WHEREAS, on April 27, 2020, I, Governor Jim Justice, announced the state's reopening plan, West Virginia Strong: *The Comeback* (the "Comeback Plan"), to phase in the reopening of businesses in the state of West Virginia on a week by week basis to most effectively monitor and respond to the public health effects of this phased reopening, to be based upon certain metrics and conditions to safely reopen segments of West Virginia's economy and get our citizens back to work, while ensuring the health and protection of all West Virginians, and especially the state's significant elder and vulnerable population who are at most risk from the COVID-19 virus; and

WHEREAS, Executive Order 28-20 and Executive Order 30-20 allowed for the resumption of all medical procedures throughout the state while requiring that hospitals and ambulatory surgical centers around the state limit procedures to only more urgent procedures to ensure adequate response capacity and preserve necessary personal protective equipment and other resources at such facilities in the event of any surge of COVID-19; and

WHEREAS, under the Comeback Plan, the phased reopening of businesses and activities in West Virginia has allowed our public health experts to effectively monitor the numbers of cases and rate of spread of the virus within this State and across the nation, and to make recommendations based upon the most current data available; and

WHEREAS, West Virginia's public health experts have advised that mandating the use of face coverings when in confined, indoor spaces, other than one's residence or when actively engaged in the consumption of food and/or beverage, and when not able to adequately social distance from other individuals who do not reside in the same household, is appropriate at this time; and

WHEREAS, West Virginia Code § 61-6-22, which prohibits the wearing of masks or other face coverings that conceal one's identity when in certain settings, including in public buildings, provides that such law does not apply to any person wearing a face covering in response to an emergency or as protection from the elements, and, therefore, this law is not meant to and shall not apply to or be enforced against any person wearing a face covering to protect themselves and the community against the spread of COVID-19, in accordance with this Order; and

NOW, THEREFORE, I, JIM JUSTICE, pursuant to the authority vested in me pursuant to the provisions of Chapter 15, Article 5, Section 6 and Chapter 15, Article 5, Section 1 of the Code of West Virginia, hereby **DECLARE** and **ORDER**, effective as of 12:01 AM, Eastern Standard Time, on the Seventh day of July, Two Thousand Twenty, as follows:

1. All individuals age 9 and over within the State of West Virginia shall wear an adequate face covering when in confined, indoor spaces, other than when in one's residence or when actively engaged in the consumption of food and/or beverage, and when not able to adequately social distance from other individuals who do not reside in the same household.
2. Under Centers for Disease Control and Prevention guidance, children younger than two years old, anyone who has trouble breathing, and anyone who is unconscious, incapacitated, or otherwise unable to remove the face covering without assistance should not wear face coverings, and therefore such young children, persons who would have trouble breathing through a face covering, and persons who would be unable to remove the face covering without assistance are exempt from the mandate of Section 1 of this Order.
3. For children ages two through eight, it is recommended that parents or guardians use their best judgment as to when to assist such children to wear a face covering.
4. The term "face covering" as used herein shall be construed very broadly to include, by way of example only, cloth face coverings, bandanas or handkerchiefs, face shields, and dust masks, as may be appropriate.
5. West Virginia Code § 61-6-22, which prohibits the wearing of masks or other face coverings that conceal one's identity when in certain settings, including in public buildings, is not meant to and shall not apply to, or be enforced against, any person wearing a face covering to protect themselves and the community against the spread of COVID-19, in accordance with this Order.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of West Virginia to be affixed.

DONE at the Capitol in the City of Charleston, State of West Virginia, this Sixth day of July, in the year of our Lord, Two Thousand Twenty in the One Hundred Fifty-eighth year of the State.

GOVERNOR

By the Governor

SECRETARY OF STATE

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

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July 6, 2020

LEGAL NOTICE

The West Virginia Health Care Authority announces the following Certificate of Need activities for the week ending **July 2, 2020**.

LETTERS OF INTENT RECEIVED

June 29, 2020 – Monongalia County General Hospital Company, Morgantown, Monongalia County, CON File #20-6-11887-P, for the development of an ambulatory health care facility located at 469 Emily Drive, Clarksburg, Harrison County, through the acquisition of assets and lease of real property of MedPointe of Harrison County, PLLC and the employment of Alan R. Romine, D.O. and Michael Montgomery, D.O., at the current location of MedPointe; capital expenditure: $375,000.

June 29, 2020 – Preston Memorial Hospital Corporation, Kingwood, Preston County, CON File #20-6-11888-P, for the development of an ambulatory health care facility at 428 Morgantown Street, Kingwood, Preston County, through the acquisition of assets and lease of real property of Total Family Care, PLLC and employment of Julia E. Ramberg, M.D.; capital expenditure: $225,000.

July 2, 2020 – Pocahontas Memorial Hospital, Buckeye, Pocahontas County, CON File #20-4-11889-H, for a renovation and expansion project at Pocahontas Memorial Hospital; capital expenditure: $9,500,000.

CERTIFICATE OF NEED APPLICATION RECEIVED

June 29, 2020 - Berkeley Medical Center, Martinsburg, Berkeley County, CON File #20-9-11878-P, for the development of an ambulatory health care facility in Berkeley County through the development of imaging services; capital expenditure: $375,000.

APPLICATIONS FOR EXEMPTION RECEIVED

June 25, 2020 - WomenCare, Inc. d/b/a FamilyCare Health Centers, Scott Depot, Putnam County, CON File #20-3-11884-X, for the establishment of a community health center to be located at 9709 MacCorkle Avenue, Suite B, Marmet, Kanawha County.

June 25, 2020 - WomenCare, Inc. d/b/a FamilyCare Health Centers, Scott Depot, Putnam County, CON File #20-3-11885-X, for the establishment of a mobile community health center that will provide office-based medical services to students, faculty, and staff of all schools in Madison, Boone County.

June 25, 2020 - WomenCare, Inc. d/b/a FamilyCare Health Centers, Scott Depot, Putnam County, CON File #20-3-11886-X, for the establishment of a community health center to be located at 3911 Teays Valley Road, Hurricane, Putnam County.

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

June 25, 2020 - Oak Hill Clinic Corp. d/b/a Plateau Medical Group, Franklin, Tennessee, CON File #20-1-11863-P, for the development of an ambulatory care center, including the offering of general surgery consultation services and post-surgical follow up, at 102 Brookshire Lane, Beckley, Raleigh County; capital expenditure: $10,000.

June 30, 2020 - Berkeley Medical Center, Martinsburg, Berkeley County, CON File #20-9-11878-P, for the development of an ambulatory health care facility in Berkeley County through the development of imaging services; capital expenditure: $375,000.

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

June 30, 2020 – Review cycle begins;

July 30, 2020 – 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;

August 4, 2020 – 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;

August 31, 2020 – Decision on the project will be issued by the Authority.

NOTICE OF PUBLIC COMMENT PERIOD

Proposed Certificate of Need Standards

The West Virginia Health Care Authority (HCA) has scheduled a public comment period to receive comments on the following proposed Certificate of Need Standards:

- **Neonatal Intensive Care Units**

Written comments may be submitted to Barbara Skeen, Interim Executive Director, West Virginia Health Care Authority, 100 Dee Drive, Charleston, WV 25311 or via email at

Barbara.I.Skeen@wv.gov. Comments must be received no later than close of business on **July 13, 2020**. A copy of the proposed Standards set forth above has been filed with the Secretary of State. The Standards may be viewed at the Authority's website, www.hca.wv.gov, or a copy may be obtained by contacting the office at (304) 558-7000.

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

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