WEST VIRGINIA REGISTER

Published by the Office of the Secretary of State

Volume XXXVII

Issue 30

July 24, 2020

A Weekly Publication

Administration Law Division

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Secretary of State
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Other Documents or Information Filed

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

Development Office

Funeral Service Examiners

Health Care Authority

Hearing Aid Dealers

Landscape Architects

Livestock Care Standards Bd.

Pharmacy

Real Estate Commission

Respiratory Care

Sanitarians

CHRONOLOGICAL INDEX, VOLUME XXXVII ISSUE 30			
NEW RULES FILED FOR PUBLIC COMMENT THIS WEEK			
AGENCY	**RULE/TYPE**	**AUTHORITY**	**HEARING/COMMENT PERIOD/LOCATION**
Development Office (145-07)	Neighborhood Investment Program Act Procedural	§5B-2-2(b)	Written Comments Only August 28, 2020, 4:30 pm Jack Rife, General Counsel Dept. of Commerce 1900 Kanawha Blvd. E Building 3, Suite 600 Charleston, WV 25305 jack.m.rife@wv.gov
Development Office (145-16)	Tourism Development Districts Legislative	§5B-1-9(p)	Written Comments Only August 21, 2020, 4:30 pm Jack Rife, General Counsel Dept. of Commerce 1900 Kanawha Blvd. E Building 3, Suite 600 Charleston, WV 25305 jack.m.rife@wv.gov
Funeral Service Examiners (6-01)	Funeral Director, Embalmer, Apprentice, Courtesy Card Holders and Funeral Establishment Requirements Legislative	§30-6-1 et. seq.	Written Comments Only August 24, 2020, 12:00 pm WV Bd. Of Funeral Service Examiners 179 Summers Street, Suite 319 Charleston, WV 25301 wvfuneralboard@wv.gov
Funeral Service Examiners (6-02)	Crematory Requirements Legislative	§30-1-6 et. seq.	Written Comments Only August 24, 2020, 12:00 pm WV Bd. Of Funeral Service Examiners 179 Summers Street, Suite 319 Charleston, WV 25301 wvfuneralborad@wv.gov
Funeral Service Examiners (6-07)	Fee Schedule Legislative	§30-6-1 et. seq.	Written Comments Only August 24, 2020, 12:00 pm WV Board of Funeral Service Examiners 179 Summers Street, Suite 319 Charleston, WV 25301 wvfuneralboard@wv.gov

Hearing Aid Dealers (8-01)	Rule Governing the West Virginia Board of Hearing Aid Dealers Legislative	§§30-26-3, 30-26-14, 30-26-15	Written Comments Only August 22, 2020, 12:00 pm Kendra Zamora 179 Summers Street, Suite 715 Charleston, WV 25301 boardofhearingaiddealers@frontier.net
Landscape Architects (9-01)	Registration of Landscape Architects Legislative	§30-22-6	Written Comments Only August 24, 2020, 12:00 pm Kendra Zamora 179 Summers St., Suite 715 Charleston, WV 25301 boardofhearingaiddealers@frontier.com
Landscape Architects (9-04)	Application for Waiver of Initial Licensing Fees for Certain Individuals Legislative	§§30-1-22, 30-22-7	Written Comments Only August 24, 2020, 12:00 pm Kendra Zamora 179 Summers St., Suite 715 Charleston, WV 25301 boardofhearingaiddealers@frontier.com
Livestock Care Standards Board (73-01)	Livestock Care Standards Legislative	§19-1C-4	Written Comments Only August 20, 2020, 12:00 pm Dr. James Maxwell WV Dept. of Agriculture, Animal Health Div. 1900 Kanawha Boulevard, East Charleston, WV 25305 jmaxwell@wvda.us
Pharmacy (15-01)	Licensure and Practice of Pharmacy Legislative	§30-5-7	Written Comments Only August 21, 2020, 5:00 pm Ryan Hatfield 2310 Kanawha Blvd. E Charleston, WV 25311 ryan.l.hatfield@wv.gov
Pharmacy (15-02)	Uniform Controlled Substances Act Legislative	§60A-3-301	Written Comments Only August 21, 2020, 5:00 pm Ryan Hatfield 2310 Kanawha Blvd. E Charleston, WV 25311 ryan.l.hatfield@wv.gov

Pharmacy (15-03)	Continuing Education for Licensure of Pharmacists Legislative	§30-5-7	Written Comments Only August 21, 2020, 5:00 pm Ryan Hatfield 2310 Kanawha Blvd. E Charleston, WV 25311 ryan.l.hatfield@wv.gov
Pharmacy (15-05)	Licensure of Wholesale Drug Distributors, Third Party Logistics Providers, and Manufacturers Legislative	§60A-8-9	Written Comments Only August 21, 2020, 5:00 pm Ryan Hatfield 2310 Kanawha Blvd. E Charleston, WV 25311 ryan.l.hatfield@wv.gov
Pharmacy (15-08)	Controlled Substances Monitoring Program Legislative	§§30-5-7, 60A-9-6, 60A-9-9	Written Comments Only August 21, 2020, 5:00pm Ryan Hatfield 2310 Kanawha Blvd. E Charleston, WV 25311 ryan.l.hatfield@wv.gov
Pharmacy (15-09)	Disciplinary Procedures Procedural	§§30-5-1, 30-1-8	Written Comments Only August 21, 2020, 5:00 pm Ryan Hatfield 2310 Kanawha Blvd. E Charleston, WV 25311 ryan.l.hatfield@wv.gov
Pharmacy (15-12)	Immunizations Administered by Pharmacists and Pharmacy Interns Legislative	§30-5-7	Written Comments Only August 21, 2020, 5:00pm Ryan Hatfield 2310 Kanawha Blvd. E Charleston, WV 25311 ryan.l.hatfield@wv.gov
Real Estate Commission (174-01)	Licensing Real Estate Brokers, Associate Brokers, and Salespersons and the Conduct of Brokerage Business Legislative	§30-40-8	Written Comments Only August 20, 2020, 4:30 pm Jerry Forren 300 Capitol Street, Suite 400 Charleston, WV 25301 jerry.a.forren@wv.gov

Respiratory Care (30-01)	Criteria for Licensure Legislative	§§30-34-6, 30-34-6a	Written Comments Only August 21, 2020, 4:00 pm Nancy J. Massey 106 Dee Drive, Suite 1 Charleston, WV 25311 nancy.j.massey@wv.gov
Sanitarians (20-06)	Consideration of Prior Criminal Convictions in Initial Licensure Determinations Legislative	§§30-1-24, 30-17-6	Written Comments Only August 24, 2020, 5:00 pm Linda Lyter 179 Summers Street, Suite 711 Charleston, WV 25301 linda_lyter@frontier.com

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

Office of the Secretary of State
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Charleston, West Virginia 25305

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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
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TITLE	76	SENIOR SERVICES
TITLE	78	HUMAN SERVICES
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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
TITLE	148	ADMINISTRATION
TITLE	149	CRIME, DELINQUENCY AND CORRECTIONS
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						
Agriculture (61-16)	Inspection of Meat and Poultry Legislative	7/14/2020	8/13/2020						
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						
Auditor (155-01)	Standards for Requisitions for Payment Issued by State Officers on the Auditor Legislative	7/13/2020	8/13/2020						
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					7/16/2020	8/15/2020
Development Office (145-07)	Neighborhood Investment Program Act Procedural	7/22/2020	8/28/2020						

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Development Office (145-16)	Tourism Development Districts Legislative	7/20/2020	8/21/2020	7/1/2020 Approved 7/2/2020					
Economic Development Auth. (117-06)	Purchasing Procedure Procedural	6/30/2020	7/30/2020						
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						
Funeral Service Examiners (6-01)	Funeral Director, Embalmer, Apprentice, Courtesy Card Holders and Funeral Establishment Requirements Legislative	7/22/2020	8/24/2020						

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Funeral Service Examiners (6-02)	Crematory Requirements Legislative	7/22/2020	8/24/2020						
Funeral Service Examiners (6-07)	Fee Schedule Legislative	7/21/2020	8/24/2020						
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						
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						

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
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				
Hearing Aid Dealers (8-01)	Rule Governing the WV Bd. Of Hearing Aid Dealers Legislative	7/21/2020	8/22/2020						
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					
Human Services (78-02)	Child Placing Agencies Licensure Legislative	7/1/2020	7/31/2020						
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 Legislative	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						

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Labor (42-03)	Steam Boiler Inspection Legislative	7/16/2020	8/17/2020						
Landscape Architects (9-01)	Registration of Landscape Architects Legislative	7/23/2020	8/24/2020						
Landscape Architects (9-04)	Application for Waiver of Initial Licensing Fees for Certain Individuals Legislative	7/23/2020	8/24/2020						
Livestock Care Standards Bd. (73-01)	Livestock Care Standards Legislative	7/21/2020	8/20/2020						
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				
Miners' Health Safety and Training (56-08)	The Submission and Approval of a Comprehensive Mine Safety Program for Coal Mining Operations in the State of WV Legislative	7/14/2020	8/13/2020						
Motor Vehicles (91-04)	Examination and Issuance of Driver's License Legislative	7/8/2020	8/9/2020						
Motor Vehicles (91-05)	Denial, Suspension, Revocation, Disqualification, Restriction, Non-Renewal, Cancellation, Administrative Appeals and Reinstatement of Driving Privileges Legislative	7/15/2020	8/17/2020						
Motor Vehicles (91-25)	Special Purpose Vehicles 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
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 (15-01)	Licensure and Practice of Pharmacy Legislative	7/22/2020	8/21/2020						
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 (15-02)	Uniform Controlled Substances Act Legislative	7/22/2020	8/21/2020						
Pharmacy (15-03)	Continuing Education for Licensure of Pharmacists Legislative	7/22/2020	8/21/2020						

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AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Pharmacy (15-05)	Licensure of Wholesale Drug Distributors, Third Party Logistics Providers, and Manufacturers Legislative	7/22/2020	8/21/2020						
Pharmacy (15-08)	Controlled Substances Monitoring Program Legislative	7/22/2020	8/21/2020						
Pharmacy (15-09)	Disciplinary Procedures Procedural	7/22/2020	8/21/2020						
Pharmacy (15-12)	Immunizations Administered by Pharmacist and Pharmacy Interns Legislative	5/1/2020 7/22/2020	6/2/2020 8/21/2020	4/20/2020 Approved 4/20/2020	6/5/2020				
Professional Surveyors (23-01)	Examination and Licensing of Professional Surveyors in WV Legislative	7/13/2020	8/14/2020						
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					
Real Estate Commission (174-01)	Licensing Real Estate Brokers, Associate Brokers, and Salespersons and the Conduct of Brokerage Business Legislative	7/21/2020	8/20/2020						
Respiratory Care (30-01)	Criteria for Licensure Legislative	7/20/2020	8/21/2020						
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						

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
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						
Sanitarians (20-06)	Consideration of Prior Criminal Convictions in Initial Licensure Determinations Legislative	7/21/2020	8/24/2020						
Secondary School Activities Comm. (127-02)	Athletics, Provisions Governing Eligibility Legislative Exempt	5/13/2020	6/12/2020					7/9/2020	9/8/2020
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					

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
State Emergency Response Comm. (55-01)	Emergency Planning and Community Right to Know Legislative	7/13/2020	8/12/2020						
State Emergency Response Comm. (55-02)	Emergency Planning Grant Program Legislative	7/13/2020	8/12/2020						
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 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						

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LEGISLATIVE

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Development Office

TITLE-SERIES: 145-16

RULE TYPE: Legislative

Amendment to Existing Rule: No

Repeal of existing rule: No

RULE NAME: Tourism Development Districts

CITE STATUTORY AUTHORITY: W. Va. Code 5B-1-9(p)

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/21/2020 4:30 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Jack Rife, General Counsel, Dept. of Commerce

ADDRESS: 1900 Kanawha Blvd. E., Building 3, Suite 600

Charleston, WV 25305

EMAIL: jack.m.rife@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

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NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Funeral Service Examiners

TITLE-SERIES: 6-01

RULE TYPE: Legislative

Amendment to Existing Rule: Yes

Repeal of existing rule: No

RULE NAME: FUNERAL DIRECTOR, EMBALMER, APPRENTICE, COURTESY CARD HOLDERS AND FUNERAL ESTABLISHMENT REQUIREMENTS

CITE STATUTORY AUTHORITY: W. Va. Code §30-6-1 et. seq.

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/24/2020 12:00 AM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: WV BOARD OF FUNERAL SERVICE EXAMINERS

ADDRESS: 179 SUMMERS STREET, SUITE 319

CHARLESTON, WV 25301

EMAIL: wvfuneralboard@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

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LEGISLATIVE

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Funeral Service Examiners TITLE-SERIES: 6-02

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

RULE NAME: CREMATORY REQUIREMENTS

CITE STATUTORY AUTHORITY: W. Va CODE § 30-1-6 ET. SEQ.

COMMENTS LIMITED TO:

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DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/24/2020 12:00 AM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: WV BOARD OF FUNERAL SERVICE EXAMINERS

ADDRESS: 179 SUMMERS STREET, SUITE 319

CHARLESTON, WV 25301

EMAIL: wvfuneralboard@wv.gov

PLEASE INDICATE IF THIS FILING INCLUDES:

RELEVANT FEDERAL STATUTES OR REGULATIONS: No

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INCORPORATED BY REFERENCE: No

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NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Funeral Service Examiners TITLE-SERIES: 6-07

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

RULE NAME: Fee Schedule

CITE STATUTORY AUTHORITY: § 30-6-1 et. seq.

COMMENTS LIMITED TO:

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DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/24/2020 12:00 AM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: WV BOARD OF FUNERAL SERVICE EXAMINERS

ADDRESS: 179 SUMMERS STREET, SUITE 319

CHARLESTON, WV 25301

EMAIL: wvfuneralboard@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

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LEGISLATIVE

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Hearing Aid Dealers TITLE-SERIES: 8-01

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

RULE NAME: Rule Governing the West Virginia Board of Hearing Aid Dealers

CITE STATUTORY AUTHORITY: W.Va. Code §30-26-3, §30-26-14, §30-26-15

COMMENTS LIMITED TO:

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DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/22/2020 12:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Kendra Zamora

ADDRESS: 179 Summers St Suite 715

Charleston, WV 25301

EMAIL: boardofhearingaiddealers@froniter.com

PLEASE INDICATE IF THIS FILING INCLUDES:

RELEVANT FEDERAL STATUTES OR REGULATIONS: No

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

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NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Landscape Architects TITLE-SERIES: 9-01

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

RULE NAME: Registration of Landscape Architects

CITE STATUTORY AUTHORITY: W. Va. Code § 30-22-6

COMMENTS LIMITED TO:

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DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/24/2020 12:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Kendra Zamora

ADDRESS: 179 Summers St Suite 715

Charleston WV, 25301

EMAIL: boardofhearingaiddealers@frontier.com

PLEASE INDICATE IF THIS FILING INCLUDES:

RELEVANT FEDERAL STATUTES OR REGULATIONS: No

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7/23/2020 10:10:03 AM
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LEGISLATIVE

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Landscape Architects TITLE-SERIES: 9-04

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

RULE NAME: Application For Waiver of Initial Licensing Fees For Certain Individuals

CITE STATUTORY AUTHORITY: W. Va. Code §30-1-22 and W. Va. Code §30-22-7

COMMENTS LIMITED TO:

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DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/24/2020 12:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Kendra Zamora

ADDRESS: 179 Summers St Suite 715

Charleston WV 25301

EMAIL: boardofhearingaiddealers@frontier.com

PLEASE INDICATE IF THIS FILING INCLUDES:

RELEVANT FEDERAL STATUTES OR REGULATIONS: No

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INCORPORATED BY REFERENCE: No

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NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Livestock Care Standards Board TITLE-SERIES: 73-01

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

RULE NAME: Livestock Care Standards

CITE STATUTORY AUTHORITY: §19-1C-4

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/20/2020 12:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Dr. James Maxwell

ADDRESS: WV Dept of Agriculture/Animal Health Division

1900 Kanawha Boulevard, East Charleston, WV 25305

EMAIL: jmaxwell@wvda.us

PLEASE INDICATE IF THIS FILING INCLUDES:

RELEVANT FEDERAL STATUTES OR REGULATIONS: Yes

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

INCORPORATED BY REFERENCE: Yes

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LEGISLATIVE

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Pharmacy

TITLE-SERIES: 15-01

RULE TYPE: Legislative

Amendment to Existing Rule: Yes

Repeal of existing rule: No

RULE NAME: Lisencure and Practice of Pharmacy

CITE STATUTORY AUTHORITY: 30-5-7

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/21/2020 5:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Ryan Hatfield

ADDRESS: 2310 Kanawha Blvd E
Charleston, WV 25311

EMAIL: ryan.l.hatfield@wv.gov

PLEASE INDICATE IF THIS FILING INCLUDES:

RELEVANT FEDERAL STATUTES OR REGULATIONS: No

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INCORPORATED BY REFERENCE: No

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NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Pharmacy

TITLE-SERIES: 15-02

RULE TYPE: Legislative

Amendment to Existing Rule: Yes

Repeal of existing rule: No

RULE NAME: Rules of the Board of Pharmacy for the Uniform Controlled Cusbtances Act

CITE STATUTORY AUTHORITY: 60A-3-301

COMMENTS LIMITED TO:

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DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/21/2020 5:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Ryan Hatfield

ADDRESS: 2310 Kanawha Blvd E
Charleston, WV 25311

EMAIL: ryan.l.hatfield@wv.gov

PLEASE INDICATE IF THIS FILING INCLUDES:

RELEVANT FEDERAL STATUTES OR REGULATIONS: No

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INCORPORATED BY REFERENCE: No

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LEGISLATIVE

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Pharmacy

TITLE-SERIES: 15-03

RULE TYPE: Legislative

Amendment to Existing Rule: Yes

Repeal of existing rule: No

RULE NAME: Board of Pharmacy Rules for Continuin Education for Licensure of Pharmacists

CITE STATUTORY AUTHORITY: 30-5-7

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/21/2020 5:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Ryan Hatfield

ADDRESS: 2310 Kanawha Blvd E

Charleston, WV 25311

EMAIL: ryan.l.hatfield@wv.gov

PLEASE INDICATE IF THIS FILING INCLUDES:

RELEVANT FEDERAL STATUTES OR REGULATIONS: No

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NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Pharmacy

TITLE-SERIES: 15-05

RULE TYPE: Legislative

Amendment to Existing Rule: Yes

Repeal of existing rule: No

RULE NAME: Licensure of WHolesale Drug Distributors, Third Party Logistics Providers, and Manufacturers

CITE STATUTORY AUTHORITY: 60A-8-9

COMMENTS LIMITED TO:

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DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/21/2020 5:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Ryan Hatfield

ADDRESS: 2310 Kanawha Blvd E

Charleston, WV 25311

EMAIL: ryan.l.hatfield@wv.gov

PLEASE INDICATE IF THIS FILING INCLUDES:

RELEVANT FEDERAL STATUTES OR REGULATIONS: No

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INCORPORATED BY REFERENCE: No

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LEGISLATIVE

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Pharmacy

TITLE-SERIES: 15-08

RULE TYPE: Legislative

Amendment to Existing Rule: Yes

Repeal of existing rule: No

RULE NAME: Controlled Substances Monitoring Program

CITE STATUTORY AUTHORITY: 30-5-7, 60A-9-6, and 60A-9-9

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/21/2020 5:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Ryan Hatfield

ADDRESS: 2310 Kanawha Blvd E

Charleston, WV 25311

EMAIL: ryan.l.hatfield@wv.gov

PLEASE INDICATE IF THIS FILING INCLUDES:

RELEVANT FEDERAL STATUTES OR REGULATIONS: No

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INCORPORATED BY REFERENCE: No

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NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Pharmacy

TITLE-SERIES: 15-12

RULE TYPE: Legislative

Amendment to Existing Rule: Yes

Repeal of existing rule: No

RULE NAME: Board of Pharmacy Rules for Immunizations Administered by Pharmacists and Pharmacy Interns

CITE STATUTORY AUTHORITY: 30-5-7

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/21/2020 5:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Ryan Hatfield

ADDRESS: 2310 Kanawha Blvd E

Charleston, WV 25311

EMAIL: ryan.l.hatfield@wv.gov

PLEASE INDICATE IF THIS FILING INCLUDES:

RELEVANT FEDERAL STATUTES OR REGULATIONS: No

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LEGISLATIVE

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Real Estate Commission

TITLE-SERIES: 174-01

RULE TYPE: Legislative

Amendment to Existing Rule: Yes

Repeal of existing rule: No

RULE NAME: LICENSING REAL ESTATE BROKERS, ASSOCIATE BROKERS, AND SALESPERSONS AND THE CONDUCT OF BROKERAGE BUSINESS

CITE STATUTORY AUTHORITY: 30-40-8

COMMENTS LIMITED TO:

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DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/20/2020 4:30 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Jerry Forren

ADDRESS: 300 Capitol Street, Suite 400

Charleston, WV 25301

EMAIL: jerry.a.forren@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

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NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Respiratory Care

TITLE-SERIES: 30-01

RULE TYPE: Legislative

Amendment to Existing Rule: No

Repeal of existing rule: No

RULE NAME: Criteria for Licensure

CITE STATUTORY AUTHORITY: WV Code §30-34-6, & WV Code §30-34-6a

COMMENTS LIMITED TO:

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DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/21/2020 4:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Nancy J. Massey

ADDRESS: 106 Dee Drive Suite 1

Charleston WV 25311

EMAIL: nancy.j.massey@wv.gov

PLEASE INDICATE IF THIS FILING INCLUDES:

RELEVANT FEDERAL STATUTES OR REGULATIONS: No

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LEGISLATIVE

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Sanitarians

TITLE-SERIES: 20-06

RULE TYPE: Legislative

Amendment to Existing Rule: No

Repeal of existing rule: No

RULE NAME: CONSIDERATION OF PRIOR CRIMINAL CONVICTIONS IN INITIAL LICENSURE DETERMINATIONS

CITE STATUTORY AUTHORITY: 30-1-24 and 30-17-6

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/24/2020 5:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Linda Lyter

ADDRESS: 179 Summers Street Suite 711

Charleston, WV 25301

EMAIL: linda_lyter@frontier.com

PLEASE INDICATE IF THIS FILING INCLUDES:

RELEVANT FEDERAL STATUTES OR REGULATIONS: No

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INCORPORATED BY REFERENCE: No

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PROCEDURAL

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Development Office TITLE-SERIES: 145-07

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

RULE NAME: Neighborhood Investment Program Act

CITE STATUTORY AUTHORITY: W. Va. Code 5B-2-2(b)

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/28/2020 4:30 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Jack Rife, General Counsel, Department of Commerce

ADDRESS: 1900 Kanawha Blvd. E., Building 3, Suite 600

Charleston, WV 25302

EMAIL: jack.m.rife@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)

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7/22/2020 2:46:34 PM
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NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Pharmacy TITLE-SERIES: 15-09

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

RULE NAME: Disciplinary Procedures

CITE STATUTORY AUTHORITY: 30-5-1 and 30-1-8

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 08/21/2020 5:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Ryan Hatfield

ADDRESS: 2310 Kanawha Blvd E

Charleston, WV 25311

EMAIL: ryan.l.hatfield@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)

Orders Report

Docket Number	Agency	Respondent	Date Rendered

None Received This Week

7/23/2020 12:32:10 PM

STATE OF WEST VIRGINIA

EXECUTIVE DEPARTMENT

At Charleston

EXECUTIVE ORDER NO. 54-20

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, suspend the provisions of any regulatory statute prescribing the procedures for conduct of state business or the orders, rules of any state agency, if strict compliance therewith would in any way prevent, hinder, or delay necessary action in coping with the emergency; and

WHEREAS, Executive Orders 7-20, 10-20, 11-20, 12-20, 17-20, 23-20, 26-20, 31-20, and 46-20 suspended certain provisions and sections of statute that strict compliance therewith would prevent, hinder, or delay necessary action in coping with the emergency; and

WHEREAS, there has been an additional statutory regulation identified by the West Virginia Division of Personnel that is preventing the state from best coping with the emergency and assisting the citizens of West Virginia; and

NOW, THEREFORE, I, JIM JUSTICE, pursuant to the authority vested in me pursuant to the provision of Chapter 15, Article 5, Section 6 of the Code of West Virginia, hereby **DECLARE** and **ORDER** that, the following statutory regulation is to be suspended for the duration of the State of Emergency for the sole purpose of allowing these positions to be employed for more than one thousand hours:

1. In the discretion of the West Virginia Division of Personnel who shall issue additional guidance, the requirement that part-time professional personnel engaged in professional services without administrative duties and personnel be employed for one thousand hours or less during a working year (W. Va. Code § 29-6-4(c)(11)).

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 Twenty-second 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

FILED
OTHER
2020 JUL 20 A 11:

July 20, 2020

LEGAL NOTICE

The West Virginia Health Care Authority announces the following Certificate of Need activities for the week ending **July 17, 2020**.

CERTIFICATE OF NEED APPLICATION RECEIVED

July 13, 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.

APPLICATION FOR EXEMPTION RECEIVED

July 14, 2020 – Northwood Health Systems, Inc., Wheeling, Ohio County, CON File #20-10-11892-X, for the construction of a new outpatient clinic building adjacent to its existing administrative offices at 111 19th Street, Wheeling and to relocate its existing outpatient behavioral health clinic and 16 bed crisis stabilization unit from 2121 Eoff Street, Wheeling to the newly constructed facility.

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

July 10, 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.

July 15, 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 15, 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.

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

July 15, 2020 – Review cycle begins;

August 14, 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 19, 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;

September 14, 2020 – Decision on the project will be issued by the Authority.

EXEMPTION APPLICATIONS APPROVED

July 13, 2020 - Three Rivers Clinic, LLC, Hinton, Summers County, CON File #20-1-11869-X, for the provision of medication assisted treatment services in Hinton, Summers County.

July 15, 2020 - Princeton Health Care Center, Princeton, Mercer County, CON File #20-1-11870-X, for a renovation project that will create a dayroom for wandering residents and will expand some office space.

July 15, 2020 - GEN CCG JV Holdings LLC, Albuquerque, New Mexico, CON File #20-6-11871-X, for the indirect acquisition of real property associated with Rosewood Center, a skilled nursing facility located in Grafton, Taylor County.

July 15, 2020 – GEN CCG JV Holdings LLC, Albuquerque, New Mexico, CON File #20-11-11872-X, for the indirect acquisition of real property associated with Brightwood Center, a skilled nursing facility located in Follansbee, Brooke County.

July 15, 2020 – GEN CCG JV Holdings LLC, Albuquerque, New Mexico, CON File #20-5-11873-X, for the indirect acquisition of real property associated with Sistersville Center, a skilled nursing facility located in Sistersville, Tyler County.

July 15, 2020 – GEN CCG JV Holdings LLC, Albuquerque, New Mexico, CON File #20-2-11874-X, for the indirect acquisition of real property associated with Heritage Center, a skilled nursing facility located in Huntington, Cabell County.

July 15, 2020 – GEN CCG JV Holdings LLC, Albuquerque, New Mexico, CON File #20-6-11875-X, for the indirect acquisition of real property associated with Madison Center, a skilled nursing facility located in Morgantown, Monongalia County.

July 15, 2020 – GEN CCG JV Holdings LLC, Albuquerque, New Mexico, CON File #20-4-11876-X, for the indirect acquisition of real property associated with Pocahontas Center, a skilled nursing facility located in Marlinton, Pocahontas County.

July 15, 2020 – GEN CCG JV Holdings LLC, Albuquerque, New Mexico, CON File #20-3-11877-X, for the indirect acquisition of real property associated with Teays Valley Center, a skilled nursing facility located in Hurricane, Putnam County.

July 15, 2020 - Pleasant Valley Nursing and Rehabilitation Center, LLC, Cabin Creek, Kanawha County, CON File #20-2-11881-X, for the acquisition of the licensed operations of Pleasant Valley Nursing and Rehabilitation Center, Inc.

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

OTHER