



DEPARTMENT OF THE ARMY
JOINT FORCES HEADQUARTERS WEST VIRGINIA
1703 COONSKIN DRIVE
CHARLESTON, WEST VIRGINIA 25311-1026

FILED

18 June 2018

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Director of the Joint Staff

OFFICE OF THE ATTORNEY GENERAL
STATE OF WEST VIRGINIA

Honorable Mac Warner
Secretary of State
State of West Virginia
Charleston, West Virginia 25305

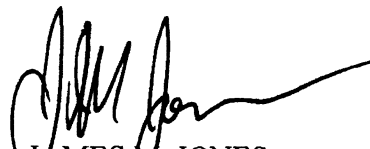
Dear Mr. Warner:

Per Executive Order 3-18, Regulatory Review, The Adjutant General's Department of West Virginia has reviewed all filed rules. The Adjutant General hereby rescinds 45 West Virginia Military Regulations, effective 18 June 2018. These rules shall be immediately repealed from the legislative rules list. Please see enclosed list of rescinded rules, which lists each rule and reasons for actions by this agency.

Should you have questions or concerns regarding this correspondence, please contact LTC Dena M. Lentz at Commercial 304-561-6350 or email at dena.m.lentz.mil@mail.mil.

Acknowledgement of receipt of these changes is requested.

Sincerely,



JAMES M. JONES
COL, GS, WVARNG
Director, Joint Staff

Enclosure
As stated

**Adjutant General's Department
Rules for Rescission
Effective 18 June 2018**

Adjutant General	<u>141-57</u>	WVMR (ARMY) 200-1, Environmental Protection and Enhancement (superseded Publication of same nomenclature/name, dated 7/1/1980; no previous versions)	5/1/1983	Outdated, obsolete, and does not impact state budget or other policies in any way. The program is covered by Federal guidelines, to include: AR 200-1, Environmental Protection and Enhancement, dated 13 December 2007; 32 CFR Part 651, providing Army policy on National Environmental Policy Act (NEPA, 42 USC 4321-4347 <tel: 4321-4347>). Local guidance and operations plan/pamphlet is being developed to provide guidance to the lowest level of commands and individuals, publish date TBD.
Adjutant General	<u>141-58</u>	WVMR (ARMY) 350-20 / WVMR (AIR) 50-8, Training - Competitive Marksmanship Program (superseded WVMR (ARMY) 350-20, dated 6/1/1983; prior version dated 10/1/1979)	11/12/1992	Outdated, does not impact state budget or other policies in any way. Also, this program is covered by Federal guidelines, to include: NGB Pam 350, Competitive Marksmanship; DA Pam 350-66, Small Arms Competitive Marksmanship Program; AR 600-8-22, Military Awards (Cited in para 3-3f.); AR 5-13, Total Army Munitions Requirements Process and Prioritization System (Cited in para 2-4b.); local SOP is also maintained at the Agency level and is updated as appropriate.
Adjutant General	<u>141-59</u>	WVMR (ARMY) 385-95, Administration of the West Virginia Army National Guard Aviation Safety Program (superseded Publication of same nomenclature/name, dated 6/30/1983; no record of versions prior to 6/30/1983)	11/12/1992	Outdated (obsolete forms, regulations, processes) and does not impact state budget or other policies in any way. Also, this program is covered by Federal, National Guard Bureau, and State guidelines, to include: NG Circular 385-95, NGR 385-5, AR 385-95, NG Supplement to AR 385-10. Any material not covered in those references can be delineated at the Unit Level through local SOPs.
Adjutant General	<u>141-60</u>	WVMR (ARMY) 385-14, Occupational Health Medical Surveillance Program (superseded Pub of same nomenclature/name, dated 7/1/1983; no record of previous versions)	6/28/1983	Outdated and does not impact state budget or other policies in any way. Program is covered by Federal guidelines, to include: AR 40-5, Preventive Medicine; AR 40-66, Record Keeping; AR 385-10, AR Safety and Occupational Health Program; 29 CFR 1910, Occupational Safety and Health Standards for General Industry; DA PAM 40-501 Hearing Conservation; NGR 385-10, ARNG Safety and Occupational Health Program; NGR 385-24, Ionizing and Non-ionizing Radiation Protection; DoDI 6055.1 Medical Surveillance; DoDI 6055.5-M, Occupational Health Surveillance Manual; TB Med 40-506, Vision Conservation; NG Pam 40-11 ARNG Occupational Health Program. There is a local policy / pamphlet for management at the agency level as well.
Adjutant General	<u>141-61</u>	WVMR (ARMY) 11-27, WVARNG Energy Conservation Plan (supersedes Publication of same nomenclature/name, dated 4/1/1980; no prior versions)	6/28/1983	Outdated, does not impact state budget or other policies in any way. The Regular Army, the Army National Guard/Army National Guard of the United States and the U.S. Army Reserve are now directly covered and managed in the following regulation: AR 420-1, Army Facilities Management, dated 12 February 2008 with a Rapid Action Revision of 24 August 2012. There is no need for local policy or WV Pam, as everything is clearly defined in the regulation above.
Adjutant General	<u>141-62</u>	WVMR (ARMY) 600-21, Personnel - General, Human Relations / Equal Opportunity Affirmative Actions Plan (superseded Publication of same nomenclature/name, dated 7/20/1983 and Change 1, dated 8/2/1985; other versions dated 5/1/1988 (not filed), 8/2/1985, 8/15/1981, 5/9/1980)	8/2/1985	Outdated (obsolete forms, regulations, processes) and does not impact state budget or other policies in any way. Also, this program is covered by Federal, National Guard Bureau, and State guidelines, to include: AR 690-12, Equal Employment Opportunity and Diversity; AR 690-600, Equal Employment Opportunity Discrimination Complaints; CNGBN 9600, State National Guard EEO Complaint Processing and Reporting Guidance; NGR 600-21, Equal Opportunity Program in the Army National Guard; ANGI 36-7, Air National Guard Military Equal Opportunity Program. Any material not covered in those references can be delineated by Agency SOP or Policy.
Adjutant General	<u>141-65</u>	WVMR (ARMY) 385-9, Centralized Accident Investigation of Ground Accidents (superseded Publication of same nomenclature/name, dated 1/6/1984; no record of previous versions)	3/12/1992	Outdated, not been used by this agency in years, does not impact state budget or other policies in any way. Also, this program is covered by multiple Federal, National Guard Bureau, and State Guidelines, to include: AR 385-10, The Army Safety Program; DA Pam 385-1, Small Unit Safety Office / NCO Guide; DA Pam 385-10, Risk Management; DA Pam 385-40, Army Accident Investigations and Reporting; DA Pam 385-90, Army Aviation Accident Prevention Program. This publications are updated regularly; internal SOPs or other guidance within the agency are updated as appropriate.
Adjutant General	<u>141-66</u>	WVMR (ARMY) 340-3, Official Mail Cost Control Program (supersedes Publication of the same nomenclature/name, dated 6/18/1985; other version dated 3/1/1984)	10/23/1991	Outdated and does not impact state budget or other policies in any way. Also, this program is covered by Federal guidelines, to include: AR 25-51, Official Mail and Distribution Management. Because this Publication is specific to the WVARNG, the information therein will be modified/updated and published locally in an Administrative SOP/WV PAM, effective date To Be Determined (TBD). The Administrative SOP/WV PAM will subsume CSR 141-17/WVMR (ARMY) 340-5, CSR 141-41/WVMR (ARMY) 310-2, CSR 141-52/WVMR (ARMY) 310-4, CSR 141-78/WVMR (ARMY) 310-3, CSR 141-66/WVMR (ARMY) 340-3, and CSR 141-82/WVMR (ARMY) 310-5.
Adjutant General	<u>141-69</u>	WVMR (ARMY) 58-1, Motor Transportation - Non-Tactical (Administrative Use) Vehicle Management (superseded Publication of same nomenclature/name, dated 4/11/1986; no record of previous versions)	1/24/1990	Outdated and obsolete; does not impact state budget or other policies in any way. This program is covered by Federal Guidelines, to include: AR 58-1, Management, Acquisition, and Use of Motor Vehicles, dated 12 June 2014; Title 41, CFR 101-26.501-1, Procurement Sources and Programs, General; DoD FMR 7100.14-R, Volume 11A, Chapter 16, Army Annex, August 2002; DoD Manual 4500.36, Acquisition, Management, and Use of Motor Vehicles, 7 July 2015; Memorandum, ACSIM, DAIM-ZA, Subject: Policy for Procurement of Army-Owned Nontactical Vehicles, dated 11 October 2011; and the FAST System. There is no need for local publication.
Adjutant General	<u>141-70</u>	WVMR (ARMY) 350-11, Training - West Virginia National Guard Parachute Demonstration Team (supersedes Publication of same nomenclature name, dated 12/19/1989; prior version dated 12/20/1971)	4/8/1992	Outdated and obsolete; does not impact state budget or other policies in any way. This program is covered by Federal Guidelines, to include: 32 CFR 705-32, Aviation Events and Parachute Demonstrations; DoDI 5410.19; USAOC Regulation 350-2, dated 27 September 2001; ATP 3-18.11, Special Forces Military Free-Fall Operations, dated 24 October 2014; AFI 35-105, dated 23 June 2017. There is no need for local publication.
Adjutant General	<u>141-72</u>	WVMR (ARMY) 37-15, Financial Administration - Planning, Programming and Budgeting (superseded Publication of same nomenclature/name, dated 7/16/1984; no record of previous versions)	4/10/1986	Outdated and obsolete; does not impact state budget or other policies in any way. This program is covered by Federal Guidelines, to include: NGB Pam 37-1. No need for state regulation.
Adjutant General	<u>141-75</u>	WVMR (ARMY) 20-1, Inspections and Investigations, Inspector General Policies and Procedures (superseded WVMR (ARMY) 20-1, dated 10/6/1976; previous version dated 1/2/1969)	8/1/1984	This document is obsolete. AR 20-1, Inspector General Activities and Procedures, dated 20 November 2019 (RAR 3 July 2012), covers all Army, to include ARNG. No need for additional guidance at the State level via CSR or Regulation.
Adjutant General	<u>141-77</u>	WVMR (ARMY) 20-2, Annual General Inspections - Inspector General Policies and Procedures (superseded Publication of same nomenclature/name, dated 10/1/1976; no prior versions)	9/1/1984	Obsolete and does not impact state budget or other policies in any way. Also, covered by Federal guidelines to include: AR 20-1, Inspector General Activities and Procedures, dated 20 November 2019 (RAR 3 July 2012), and Inspection Guide, General Inspection of Reserve Components, First United States Army, Published Annually. These references cover all Army, to include ARNG. No need for additional guidance at the State level via CSR or Regulation.
Adjutant General	<u>141-78</u>	WVMR (ARMY) 310-3, Military Publication (superseded WVMR (ARMY) 310-3 and WVMR (AIR) 5-1, dated 11/14/1984; Regulation dated 3/22/1989; Change 1 effective 4/8/1992; other versions dated 11/14/1984, 2/11/1969)	10/26/1989	Outdated and does not impact state budget or other policies in any way. Also, this program is covered by Federal guidelines, to include: AR 25-50, Preparation and Managing Correspondence. Because this Publication is specific to the WVARNG, the information therein will be modified/updated and published locally in an Administrative SOP/WV PAM, effective date To Be Determined (TBD). The Administrative SOP will subsume CSR 141-17/WVMR (ARMY) 340-5, CSR 141-41/WVMR (ARMY) 310-2, CSR 141-52/WVMR (ARMY) 310-4, CSR 141-78/WVMR (ARMY) 310-3, CSR 141-66/WVMR (ARMY) 340-3, and CSR 141-82/WVMR (ARMY) 310-5.
Adjutant General	<u>141-80</u>	WVMR (ARMY) 380-19, Automation Security (supersedes Publication of same nomenclature/name, dated 6/1/1991; no prior versions on record)	10/1/1991	Outdated and does not impact state budget or other policies in any way. Also, this program is covered by Federal guidelines, to include: AR 25-2, Information Assurance, Rapid Action Review, dated 23 March 2009; AR 380-40, Safeguarding and Controlling Communications Security (COMSEC) Material, dated 9 July 2012; DA Pam 25-1-2, Information Technology Contingency Planning, dated 6 June 2012; TB 380-41, Security: Procedures for Safeguarding, Accounting, and Supply Control of COMSEC Material, dated 16 November 2012.