



WEST VIRGINIA LEGISLATURE
Legislative Rule-Making Review Committee

FILED

2024 NOV 13 P 1:34

Senator Jack Woodrum, Co-Chair
Delegate Doug Smith, Co-Chair

Adair Burgess, Director

November 13, 2024

NOTICE OF ACTION TAKEN BY THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

To: Mac Warner, Secretary of State, State Register

To: WV Board of Respiratory Care
Respiratory Care
106 Dee Drive
Suite 1
Charleston, WV 25301

From: Legislative Rule-Making Review Committee

Proposed Rule: Criteria for Licensure, 30-01

Legislative Rule-Making Review Committee Recommends that the West Virginia Legislature

1. Authorize the agency to promulgate the Legislative rule:

(A) as originally filed

(B) as modified by the agency

2. Authorize the agency to promulgate the Legislative rule with certain amendments; amendments and a statement of reasons for such recommendation is attached.

X

3. Authorize the agency to promulgate the Legislative rule as modified with certain amendments; amendments and a statement of reasons for such recommendation is attached.

4. Recommends that the Legislative rule be withdrawn; a statement of reasons for the recommendation is attached.

5. Recommends that the Legislative rule be rejected; a statement of reasons for the recommendation is attached.

30 CSR 01 AM LRMRC #1

The Legislative Rule-making and Review Committee moves to amend the rule on page 1, subsection 2.4 by deleting the subsection in its entirety.

And,

On page 1, paragraph 3.1.2., by striking out the words "On or after July 1, 2022 holds" and inserting in lieu thereof the word "Holds".

And,

On page 1, paragraph 3.1.3., by striking out the words "Prior to July 1, 2022 holds" and inserting in lieu thereof the word "Holds".

And,

On page 2, subsection 3.3, by deleting the subsection in its entirety.

And,

On page 2, subsection 4.1, after the words "Respiratory therapists" by striking out the words "licensed prior to July 1, 2022,".

And,

On page 2, subsection 4.2, by striking out the subsection in its entirety.

Adopted

Rejected

Statement of Reason for Amendment on 30 CSR 01: The committee made a policy decision to continue licensing CRTs due to various factors, such as, having a 13% vacancy rate amongst respiratory therapists. Delegate Smith voiced concern for rural hospitals and the potential for people in border counties to travel into a neighboring states for employment when WV has the need for respiratory therapists.