



**WEST VIRGINIA LEGISLATURE**  
**Legislative Rule-Making Review Committee**

FILED

2025 OCT -8 P 4: 22

OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE  
*Adair Burgess, Director*

*Senator Patricia Rucker, Co-Chair*  
*Delegate Doug Smith, Co-Chair*

October 08, 2025

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

To: Kris Warner, Secretary of State, State Register  
To: Virginia Payne  
Department of Health  
350 Captiol Street  
Charleston, WV 25301  
From: Legislative Rule-Making Review Committee  
Proposed Rule: Basic Public Health Service Standards for Local Boards of Health and Distribution of State Funds for Support of Local Boards of Health, 64-73

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. \_\_\_\_\_
- 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. **X** \_\_\_\_\_
- 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 Recommends that the Legislative rule be withdrawn; a statement of reasons for the recommendation is attached.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. \_\_\_\_\_

**Statement of Reasons:**

The committee decided it was best to reestablish the West Virginia Public Health Advisory Committee. Members heard from multiple stakeholders that the advisory committee is beneficial to local health departments. The committee made a policy decision to provide additional funding for consolidated health departments in the funding formula.

The Legislative Rule-Making Rule Committee moved amend the rule, on page 9, after section 7, by inserting a new section 8 to read as follows:

**“§64-73-8. Membership and duties of the West Virginia Public Health Advisory Committee.**

8.1. The West Virginia Public Health Advisory Committee shall be comprised of the following nine members, appointed by the Commissioner as follows:

8.1.1. The West Virginia Association of Local Health Departments shall submit to the Commissioner a list of up to eight names of individuals that reside in geographically diverse areas of the state, which are to include administrators and health officers, of which five in total will be selected.

8.1.2. The County Commissioner’s Association of West Virginia and the West Virginia Association of Counties shall each submit to the Commissioner a list of five names of individuals that reside in geographically diverse areas of the state, of which three in total will be selected.

8.1.3 The President of the WVALHD.

8.2. The members of the Committee shall vote on a Chairperson for the Advisory Committee who shall serve a two-year term and be responsible for submitting all meeting notes to the Bureau.

8.3. Committee members shall serve two-year terms, not to exceed four consecutive terms.

8.4. The Committee shall:

8.4.1. Act in an advisory capacity to the Commissioner.

8.4.2. Collaborate with the Bureau to design and develop tools for assessment of local health board performance.

8.4.3. Provide input on training for local health and state appointees as determined by the Commissioner.

8.4.4. Hold no less than six meetings per year.”;

By renumbering the remaining sections accordingly;

On page 11, subparagraph 9.3.6.a.2., by striking the number “.10” and inserting in lieu thereof the number “.15”;

And,

On page 11, subparagraph 9.3.6.a.3., by striking out the number “.15” and inserting in lieu thereof the number “.20”;