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2025 DEC 10 A 10:14

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

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

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

December 10, 2025

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

To: Kris Warner, Secretary of State, State Register

To: Jessica Whitmore  
Office of the Inspector General  
State Capitol Complex  
Building 6, Suite 817  
Charleston, WV 25305

From: Legislative Rule-Making Review Committee

Proposed Rule: Delegation of Medication Administration and Health Maintenance Tasks to Approved Medication Assistive Personnel, 71-17

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 Recommends that the Legislative rule be withdrawn; a statement of reasons for the recommendation is attached.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

**Statement of Reason for Amendment on 71 CSR 17:**

The committee wanted to ensure that approved medication-assistive personnel could provide dial-up insulin to patients.

Delegate Fehrenbacher moves to amend the bill on page 3, subsection 2.14 by striking the period inserting a comma and the following, "this includes a dial-up insulin pen."

And,

On page 13, subsection 9.2, following the period by inserting the following, "Selecting or setting the amount on a dial-up insulin pen to an amount prescribed is ministerial in nature and is not deemed an exercise of a clinical or judgment decisionmaking."