



WEST VIRGINIA SECRETARY OF STATE

KRIS WARNER

ADMINISTRATIVE LAW DIVISION

eFILED

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Office of West Virginia
Secretary Of State

**NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE AND FILING WITH THE LEGISLATIVE RULE-
MAKING REVIEW COMMITTEE**

AGENCY: Optometry TITLE-SERIES: 14-06
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: Yes
RULE NAME: 14-06 Interview Evaluation

PRIMARY CONTACT

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CITE STATUTORY AUTHORITY: W. Va. Code §§30-8-1 et seq.

EXPLANATION OF THE STATUTORY AUTHORITY FOR THE LEGISLATIVE RULE, INCLUDING A DETAILED SUMMARY OF THE EFFECT OF EACH PROVISION OF THE LEGISLATIVE RULE WITH CITATION TO THE SPECIFIC STATUTORY PROVISION WHICH EMPOWERS THE AGENCY TO ENACT SUCH RULE PROVISION:

This rule is being repealed in its entirety as many of the things in the rule are no longer applicable. The general interview items still needed are being amended into Rule 14-7.

IS THIS FILING SOLELY FOR THE SUNSET PROVISION REQUIREMENTS IN W. VA. CODE §29A-3-19(e)? No

IF YES, DO YOU CERTIFY THAT THE ONLY CHANGES TO THE RULE ARE THE FILING DATE, EFFECTIVE DATE AND AN EXTENSION OF THE SUNSET DATE? No

DATE eFiled FOR NOTICE OF HEARING OR PUBLIC COMMENT PERIOD: 11/19/2025

DATE OF PUBLIC HEARING(S) OR PUBLIC COMMENT PERIOD ENDED: 12/19/2025

COMMENTS RECEIVED: No

(IF YES, PLEASE UPLOAD IN THE COMMENTS RECEIVED FIELD COMMENTS RECEIVED AND RESPONSES TO COMMENTS)

PUBLIC HEARING:

(IF YES, PLEASE UPLOAD IN THE PUBLIC HEARING FIELD PERSONS WHO APPEARED AT THE HEARING(S) AND TRANSCRIPTS)

RELEVANT FEDERAL STATUTES OR REGULATIONS: No

WHAT OTHER NOTICE, INCLUDING ADVERTISING, DID YOU GIVE OF THE HEARING?

Posted on Board Website

SUMMARY OF THE CONTENT OF THE LEGISLATIVE RULE, AND A DETAILED DESCRIPTION OF THE RULE'S PURPOSE AND ALL PROPOSED CHANGES TO THE RULE:

This rule is being repealed in its entirety as many of the things in the rule are no longer applicable. The general interview items still needed are being amended into Rule 14-7.

STATEMENT OF CIRCUMSTANCES WHICH REQUIRE THE RULE:

No longer needed

SUMMARIZE IN A CLEAR AND CONCISE MANNER THE OVERALL ECONOMIC IMPACT OF THE PROPOSED LEGISLATIVE RULE:

A. ECONOMIC IMPACT ON REVENUES OF STATE GOVERNMENT:

0

B. ECONOMIC IMPACT ON SPECIAL REVENUE ACCOUNTS:

0

C. ECONOMIC IMPACT OF THE LEGISLATIVE RULE ON THE STATE OR ITS RESIDENTS:

0

D. FISCAL NOTE DETAIL:

Effect of Proposal	Fiscal Year		
	2025 Increase/Decrease (use "-")	2026 Increase/Decrease (use "-")	Fiscal Year (Upon Full Implementation)
1. Estimated Total Cost	0	0	0
Personal Services	0	0	0
Current Expenses	0	0	0
Repairs and Alterations	0	0	0
Assets	0	0	0
Other	0	0	0
2. Estimated Total Revenues	0	0	0

E. EXPLANATION OF ABOVE ESTIMATES (INCLUDING LONG-RANGE EFFECT):

N/A

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENT IS TRUE AND CORRECT.

Yes

Lesley Mccallister -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.

TITLE 14
LEGISLATIVE RULE
WEST VIRGINIA BOARD OF OPTOMETRY

SERIES 6
INTERVIEW EVALUATION

~~§14-6-1. General.~~

~~— 1.1. Scope. — This rule establishes the procedures that shall be followed in the preparation, administration, and evaluation of the interview by The West Virginia Board of Optometry.~~

~~— 1.2. Authority. — W. Va. Code §§30-8-1 et seq.~~

~~— 1.3. Filing Date. — August 12, 2011.~~

~~— 1.4. Effective Date. — August 15, 2011.~~

~~§14-6-2. Interview and Anonymity.~~

~~— 2.1. The Board shall conduct the interview with a quorum of the Board being present.~~

~~— 2.2. After the applicants have arrived, the Board or its designee shall have each applicant draw a piece of paper that contains a unique number. This number shall be used during the interview to ensure anonymity of the applicant.~~

~~— 2.3. The Board or its designee, as an added safeguard, shall place the applicant's unique number in a sealed envelope along with the applicant's 7-digit telephone number.~~

~~— 2.4. At the beginning of any video recorded interview, the applicant shall state his or her unique number. The interviewers shall question the applicant on any and all topics necessary to evaluate the candidate's competency to practice optometry.~~

~~— 2.5. After the interviews have been evaluated the Board or its designee shall then open the envelope and match the applicants' numbers with their names.~~

~~§14-6-3. Preparation.~~

~~— 3.1. The President of the West Virginia Board of Optometry shall appoint members to an Interview Committee consisting of two or more Board members (including the Secretary) to prepare the interview deemed appropriate to evaluate those subject areas necessary to ensure the safe practice of optometry.~~

~~— 3.2. Each board member shall prepare questions for the Board interview. The member shall print each question and follow it with the correct response.~~

~~§14-6-4. Evaluation.~~

~~— 4.1. A Board quorum may evaluate the applicant's successful or unsuccessful completion of the interview by consensus.~~