



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

*Senator Mike Ross, Cochair*  
*Delegate Virginia Mahan, Cochair*  
*Debra A. Graham, Counsel*  
*Joseph A. Altizer, Associate Counsel*

*Rita A. Pauley, Associate Counsel*  
*Connie A. Bowling, Associate Counsel*  
*Brian Skinner, Associate Counsel*  
*Felisha N. Cassell, Administrative Assistant*

May 17, 2004

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

TO: Joe Manchin, Secretary of State, State Register

TO: Darrell E. Samples, ND, OMD  
West Virginia Board of Acupuncture  
P.O. Box 252  
Huntington, WV 25707-0252

FROM: Legislative Rule-Making Review Committee

Proposed Rule: Rules for Dispensing of Materia Medica, Formulary and Legend Drugs

The 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 part of the Legislative rule; a statement of reasons for such recommendation is attached.
- 3. Authorize the agency to promulgate the Legislative rule with certain amendments; amendments and a statement of reasons for such recommendation is attached.
- 4. Authorize the agency to promulgate the Legislative rule as modified with certain amendments; amendments and a statement of reasons for such recommendation is attached.
- 5. Recommends that the Legislature rule be withdrawn; a statement of reasons for such recommendation is attached.

2004 MAY 18 A 10:08  
 FILED  
 OFFICE OF THE SECRETARY OF STATE  
 WEST VIRGINIA