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Administrative Law Division
Judy Cooper, Manager

Mac Warner
Secretary of State
Administrative Law Division
Bldg. 1, Suite 157K
1900 Kanawha Blvd. E.
Charleston, WV 25305-0770

(304) 558-6000
www.wvsos.com

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This week's publication includes documents submitted by the following agencies:

Grievances Report

Health Care Authority

School Building Authority of WV

CHRONOLOGICAL INDEX, VOLUME XXXVI ISSUE 8			
NO NEW RULES FILED FOR PUBLIC COMMENT THIS WEEK			
AGENCY	**RULE/TYPE**	**AUTHORITY**	**HEARING/COMMENT PERIOD/LOCATION**

NO NEW EMERGENCY RULES WERE FILED THIS WEEK				
AGENCY	**RULE/TYPE**	**AUTHORITY**	**EFFECTIVE DATE**	**DATE NOTICE FOR HEARING**

Office of the Secretary of State
State Capitol
Charleston, West Virginia 25305

Mac Warner
Secretary of State
State of West Virginia

Telephone: (304) 558-6000
Toll Free: 1-866-SOS-VOTE
Fax: (304) 558-0900
www.wvsos.gov

GUIDE FOR USING THE RULE MONITOR IN THE STATE REGISTER

Column	1.	Agency Name, (Title and Series Number)
Column	2.	Rule Title, Price and Type
Column	3.	Date Notice of Public Hearing or Comment Period Filed
Column	4.	Date of Public Hearing or Last Date Comments Will Be Received
Column	5.	Date Emergency Rule Filed, Emergency Amendments Filed, Emergency Rule Decision (ERD) Number & Date ERD Filed (Effective Date of Emergency Rule)
Column	6.	Date Agency Approved Legislative Rules Filed.
Column	7.	Date Review by the Legislative Rule-Making Review Committee & Action Taken **Please Note** The Board of Education, Board of Trustees & Board of Directors File Their Rules With the Educational Over-Sight Committee
Column	8.	Legislative Action
Column	9.	Date Agency Final Files Legislative, Procedural or Interpretive Rules. This is the Final Step for Procedural & Interpretive Rules
Column	10.	Date Rule is Effective

- $ Emergency rules will not have a "Notice" date until the agency files one, but the rule will appear in Columns 1, 2 & 5. An Agency must file for either a public hearing or public comment period either before filing as an emergency or no more than 30 days after filing the rule as an emergency
- $ If more than one date appears in a column, it means the agency has repeated that step (ex. - holding an additional public hearing)

CROSS REFERENCE OF RULE MONITOR TITLE NUMBERS AND AGENCIES

TITLE NUMBER		NAME OF AGENCY
TITLE	1	ACCOUNTANCY
TITLE	3	BARBERS AND COSMETOLOGISTS
TITLE	7	PROFESSIONAL ENGINEERS
TITLE	8	HEARING AID DEALERS
TITLE	10	LICENSED PRACTICAL NURSES
TITLE	11	MEDICINE
TITLE	14	OPTOMETRY
TITLE	15	PHARMACY
TITLE	16	PHYSICAL THERAPY
TITLE	17	PSYCHOLOGISTS
TITLE	20	SANITARIANS
TITLE	24	OSTEOPATHY
TITLE	25	SOCIAL WORK EXAMINERS
TITLE	26	VETERINARY MEDICINE
TITLE	27	COUNSELING
TITLE	29	SPEECH-LANGUAGE PATHOLOGY & AUDIOLOGY
TITLE	31	DIETITIANS
TITLE	33	OFFICE OF WASTE MANAGEMENT (FORMERLY PART OF TITLE 47)
TITLE	35	OFFICE OF OIL AND GAS
TITLE	36	COAL MINE HEALTH & SAFETY
TITLE	38	MINING & RECLAMATION
TITLE	42	LABOR
TITLE	45	OFFICE OF AIR QUALITY
TITLE	47	OFFICE OF WATER RESOURCES
TITLE	48	MINES TRAINING EDUCATION & CERTIFICATION
TITLE	56	MINERS' HEALTH, SAFETY AND TRAINING
TITLE	58	NATURAL RESOURCES
TITLE	60	ENVIRONMENTAL PROTECTION, SECRETARY'S OFFICE
TITLE	61	AGRICULTURE
TITLE	63	CONSERVATION AGENCY
TITLE	64	HEALTH
TITLE	65	HEALTH CARE AUTHORITY
TITLE	69	HEALTH & HUMAN RESOURCES
TITLE	76	SENIOR SERVICES
TITLE	78	HUMAN SERVICES
TITLE	81	STATE POLICE
TITLE	82	CULTURE AND HISTORY
TITLE	85	WORKERSCOMPENSATION BY THE INSURANCE COMMISSION
TITLE	86	VETERANS AFFAIRS
TITLE	87	FIRE COMMISSION
TITLE	90	CORRECTIONS
TITLE	91	MOTOR VEHICLES
TITLE	94	REGIONAL JAIL & CORRECTIONAL FACILITY AUTHORITY
TITLE	96	WORKFORCE WEST VIRGINIA
TITLE	110	TAX DEPARTMENT
TITLE	112	TREASURER
TITLE	113	HEALTH INSURANCE PLAN
TITLE	114	INSURANCE
TITLE	126	EDUCATION
TITLE	127	SECONDARY SCHOOLS ACTIVITIES COMM.
TITLE	133	HIGHER EDUCATION POLICY COMMISSION
TITLE	135	COMMUNITY & TECHNICAL COLLEGE EDUCATION
TITLE	143	PERSONNEL
TITLE	144	TOURISM
TITLE	146	STATE ELECTION COMMISSION
TITLE	148	ADMINISTRATION
TITLE	149	CRIME, DELINQUENCY AND CORRECTION
TITLE	150	PUBLIC SERVICE COMMISSION
TITLE	153	SECRETARY OF STATE
TITLE	157	DIVISION OF HIGWAYS
TITLE	158	ETHICS COMMISSION
TITLE	162	CONSOLIDATED PUBLIC RETIREMENT BOARD
TITLE	164	SCHOOL BUILDING AUTHORITY
TITLE	172	STATE RAIL AUTHORITY
TITLE	174	REAL ESTATE COMMISSION
TITLE	175	ALCOHOL BEVERAGE CONTROL COMMISSION
TITLE	176	ALCOHOL BEVERAGE CONTROL COMMISSION – BEER
TITLE	177	ATHLETIC COMMISSION
TITLE	178	RACING COMMISSION
TITLE	179	LOTTERY
TITLE	184	PARKWAYS ECONOMIC DEV. & TOURISM AUTHORITY
TITLE	190	REAL ESTATE APPRAISER LICENSING & CERTIFICATION BOARD
TITLE	191	FAMILY PROTECTION SERVICES BOARD
TITLE	194	MASSAGE THERAPY LICENSURE BOARD
TITLE	199	EXPLOSIVES & BLASTING
TITLE	204	HATFIELD-MCCOY REGIONAL RECREATION AUTHORITY

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Administration (148-01)	Purchasing Division Legislative	6/11/2018	7/11/2018		7/18/2018	Approved 11/12/2018			
Administration (148-03)	State Owned Vehicles Legislative	6/12/2018	7/12/2018	6/8/2018 Effective July 20, 2018	7/20/2018	Modified & Approved 11/12/2018 Filed 11/14/2018			
Administration (148-19)	Leasing of Space and Acquisition of Real Property on Behalf of State Spending Units Legislative	6/11/2018	7/11/2018		7/19/2018	Modified & Approved 11/12/2018 Filed 11/14/2018			
Agriculture (61-01)	Animal Disease Control Legislative	6/26/2018	7/26/2018		7/27/2018	Modified & Approved 11/27/2018 Filed 12/10/2018			
Agriculture (61-29)	Industrial Hemp Legislative	6/27/2018	7/27/2018		7/27/2018	Modified & Approved 11/27/2018 Filed 12/11/2018			
Agriculture (61-33)	Rural Rehabilitation Loan Program Legislative	6/26/2018	7/26/2018		7/26/2018	Modified & Approved 11/27/2018 Filed 12/4/2018			
Agriculture (61-34)	Captive Cervid Farming Legislative	6/27/2018	7/26/2018		7/27/2018	Modified & Approved 11/27/2018 Filed 12/4/2018			
Agriculture (61-36)	Farm to Food Bank Tax Credit Legislative	12/18/2017	1/18/2018	12/18/2017 Effective 1/29/2018	1/19/2018	Approved 11/12/2018			
Agriculture (61-37)	Agritourism Legislative	6/27/2018	7/27/2018		7/27/2018	Modified & Approved 11/12/2018 Filed 11/26/2018			
Agriculture (61-38)	Farmers Markets Legislative	6/27/2018	7/27/2018	7/30/2018 Effective 9/10/2018	7/27/2018	Modified & Approved 11/12/2018 Filed 11/26/2018			

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Agriculture (61-39)	Seed Certification Program Legislative	6/27/2018	7/27/2018		7/27/2018	Modified & Approved 11/27/2018 Filed 12/11/2018			
Air Quality (45-08)	Ambient Air Quality Standards Legislative	6/5/2018	7/10/2018		7/24/2018	Approved 9/20/2018			
Air Quality (45-16)	Standards of Performance for New Stationary Sources Legislative	6/5/2018	7/10/2018		7/24/2018	Approved 9/20/2018			
Air Quality (45-25)	Control of Air Pollution from Hazardous Waste Treatment, Storage and Disposal Facilities Legislative	6/5/2018	7/10/2018		7/24/2018	Approved 9/20/2018			
Air Quality (45-34)	Emission Standards for Hazardous Air Pollutants Legislative	6/5/2018	7/10/2018		7/24/2018	Approved 9/20/2018			
Air Quality (45-36)	(Repeal of) Requirements for Determining Conformity of Transportation Plans, Programs, and Projects Developed, Funded or Approved under Title 23 USC or the Federal Transit Laws, to Applicable Air Quality Implementation Plans (Transportation Conformity) Legislative	6/5/2018	7/10/2018		7/24/2018	Approved 9/20/2018			
Air Quality (45-38)	(Repeal of) Provisions for Determination of Compliance with Air Quality Management Rules Legislative	6/5/2018	7/10/2018		7/24/2018	Approved 9/20/2018			
Air Quality (45-43)	Cross-State Air Pollution Rule to Control Annual Nitrogen Oxides Emissions, Annual Sulfur Dioxide Emissions, and Ozone Season Nitrogen Oxides Emissions Legislative	6/5/2018	7/10/2018		7/24/2018	Approved 9/20/2018			
Athletic Commission (177-01)	Administrative Rules of the WV State Athletic Commission Legislative	6/19/2018	7/19/2018		7/24/2018	Modified & Approved 11/27/2018 Filed 12/4/2018			
Comm. & Tech. College Education (135-15)	Acceptance of Advanced Placement Credit Legislative	8/20/2018	9/21/2018		9/26/2018	Authorized to Repeal 12/14/2018			

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Comm. & Tech. College Education (135-20)	Initial Authorization of Degree-Granting Institutions Legislative	10/16/2018	11/19/2018		11/20/2018	Approved 12/14/2018			
Comm. & Tech. College Education (135-25)	Residency Classification for Admission and Fee Purposes Procedural	1/25/2019	2/25/2019						
Comm. & Tech. College Education (135-27)	Workforce Development Initiative Program Legislative	10/16/2018	11/19/2018		11/20/2018	Approved 12/14/2018			
Comm. & Tech. College Education (135-32)	Tuition and Fees Legislative	4/24/2018	5/25/2018		7/2/2018	Approved 12/14/2018			
Comm. & Tech. College Education (135-53)	Human Resources Administration Legislative	12/21/2018	1/25/2019		1/25/2019				
Dietitians (31-01)	Licensure and Renewal Requirements Legislative	6/22/2018	7/24/2018		7/24/2018	Modified & Approved 9/20/2018 Filed 9/20/2018			
Education (126-012)	WV System of Support and Accountability (2322) Legislative Exempt	1/11/2019	2/11/2019						
Education (126-44H)	WV Driver Education Standards (2520.8) Legislative Exempt	8/10/2018	9/10/2018					10/11/2018	7/1/2019
Education (126-044M)	WV College-and Career-Readiness Programs of Study/Standards for Career Technical Education (2520.13) Legislative Exempt	11/15/2018	12/17/2018					1/11/2019	7/1/2019
Education (126-044N)	WV College-and Career-Readiness Standards for Technology and Computer Science (2520.14)	11/15/2018	12/17/2018					1/11/2019	7/1/2019
Education (126-44O)	WV Pre-K Standards (Ages 3-5) (2520.15) Legislative Exempt	8/10/2017	9/11/2017					10/12/2017	7/1/2019
Education (126-099)	Expected Behaviors in Safe and Supportive Schools (4373) Legislative Exempt	1/11/2019	2/11/2019						
Education (126-114)	Approval of Educator Preparation Programs (5100) Legislative Exempt	1/11/2019	2/11/2019						

RULE MONITOR									
AGENCY/SERIES NO	**RULE**	**NOTICE**	**HEARING**	**EMER RULE**	**SEC/STATE**	**LRMRC/LOCEA ACTION**	**LEGIS**	**FINAL FILE**	**EFFECTIVE**
Education (126-136)	Minimum Requirements for the Licensure of Professional/Paraprofessional Personnel and Advanced Salary Classifications (5202) Legislative Exempt	1/11/2019	2/11/2019						
Education (126-172)	Handbook on Planning School Facilities (6200) Legislative Exempt	1/11/2019	2/11/2019						
Fire Commission (87-04)	State Building Code Legislative	6/22/2018	7/23/2018		7/25/2018	Approved 11/12/2018			
Health (64-11)	Behavioral Health Centers Licensure Legislative	6/21/2018	7/21/2018		7/27/2018	Modified & Approved 11/27/2018 Filed 12/6/2018			
Health (64-14)	Assisted Living Residences Legislative	6/21/2018	7/20/2018		7/27/2018	Modified & Approved 11/12/2018 Filed 11/15/2018			
Health (64-17)	Food Establishments Legislative	6/21/2018	7/20/2018		7/26/2018	Modified & Approved 11/27/2018 Filed 11/30/2018			
Health (64-43)	Food Manufacturing Facilities Legislative	6/21/2018	7/20/2018		7/26/2018	Modified & Approved 11/27/2018 Filed 11/30/2018			
Health (64-91)	Newborn Screening System Legislative	6/21/2018	7/20/2018		7/26/2018	Approved 11/27/2018			
Health (64-109)	General Rules-Medical Cannabis Program Legislative			4/3/2018 Effective 4/3/2018					
Health (64-110)	Grower/Processors-Medical Cannabis Program Legislative			4/4/2018 Effective 4/4/2018					
Health (64-111)	Laboratories-Medical Cannabis Program Legislative			4/4/2018 Effective 4/4/2018					

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AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Health (64-112)	Dispensaries-Medical Cannabis Program Legislative			4/4/2018 Effective 4/4/2018					
Health (64-113)	Safe Harbor Letter-Medical Cannabis Program Legislative			4/4/2018 Effective 4/4/2018					
Health and Human Resources (69-08)	Chronic Pain Management Clinic Licensure Legislative	6/21/2018	7/21/2018		7/27/2018	Approved 11/12/2018			
Health an Human Resources (69-12)	Medication-Assisted Treatment – Office-Based Medication-Assisted Treatment Legislative	6/21/2018	7/21/2018		7/27/2018	Modified & Approved 11/12/2018 Filed 11/15/2018			
Health and Human Resources (69-14)	Collection and Exchange of Data Related to Overdoses Legislative	6/21/2018	7/21/2018		7/27/2018	Approved 11/12/2018			
Health Care Authority (65-06)	Cooperative Agreement Legislative	6/21/2018	7/21/2018		7/26/2018	Approved 11/12/2018			
Higher Education Policy Commission (133-05)	Guidelines for Governing Boards in Employing and Evaluating Presidents Legislative	6/26/2018	7/26/2018		8/28/2018	Approved 12/14/2018			
Higher Education Policy Commission (133-07)	WV Providing Real Opportunities for Maximizing In-State Student Excellence (PROMISE) Scholarship Program Legislative	6/26/2018	7/26/2018	6/26/2018 Effective 6/26/2018	8/7/2018	Amended by LOCEA & Approved 12/14/2018			
Higher Education Policy Commission (133-15)	Acceptance of Advanced Placement Credit Legislative	12/21/2018	1/21/2019		1/22/2019				
Higher Education Policy Commission (133-25)	Residency Classification for Admission and Fee Purposes Procedural	2/8/2019	3/8/2019						
Higher Education Policy Commission (133-53)	Human Resources Administration Legislative	12/21/2018	1/21/2019		1/22/2019				
Highways (157-12)	Employment Procedures Legislative	7/18/2018	8/20/2018	7/19/2018 Effective 8/30/2018	8/30/2018	Approved 11/12/2018			
Insurance Comm. (114-40)	Credit for Reinsurance Legislative	2/8/2019	3/25/2019	1/18/2019 ERD by 3/1/2019					

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AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Labor (42-05)	Wage Payment and Collection Legislative	6/15/2018	7/16/2018		7/25/2018	Approved 9/20/2018			
Labor (42-09)	Child Labor Legislative	6/18/2018	7/19/2018		7/25/2018	Modified & Approved 9/20/2018 Filed 9/26/2018			
Labor (42-34)	Regulation of Heating, Ventilating and Cooling Work Legislative	6/15/2018	7/16/2018	6/15/2018 Effective 7/27/2018	7/25/2018	Approved 9/20/2018			
Lottery Commission (179-09)	West Virginia Lottery Sports Wagering Rule Legislative	8/6/2018	9/7/2018	7/9/2018 Approved 8/6/2018	10/4/2018	Modified & Approved 11/27/2018 Filed 12/3/2018			
Medicine (11-01A)	Licensing and Disciplinary Procedures: Physicians; Podiatric Physicians and Surgeons Legislative	6/22/2018	7/23/2018		7/25/2018	Approved 9/20/2018			
Medicine (11-12)	Permitting and Disciplinary Procedures: Educational Permits for Graduate Medical Interns, Residents and Fellows Legislative	6/22/2018	7/23/2018	6/22/2018 Effective 8/3/2018 Amendment 7/25/2018 Withdrawn 8/7/2018 Amendment 8/7/2018 Effective 9/18/2018	7/25/2018	Approved 9/20/2018			
Miners Health Safety and Training (56-03)	Rule Governing the Safety of Those Employed in and Around Surface Mines in WV Legislative	6/19/2018	7/19/2018	6/19/2018 Effective 7/31/2018	7/25/2018	Approved 11/27/2018			
Miners Health Safety and Training (56-08)	Rule Governing the Submission and Approval of a Comprehensive Mine Safety Program for Coal Mining Operations in the State of West Virginia Legislative	5/30/2018	6/29/2018	5/30/2018 Effective 7/11/2018	7/25/2018	Approved 11/27/2018			
Miners Health Safety and Training (56-23)	Rules for Operating Diesel Equipment in Underground Mines in West Virginia Legislative	5/30/2018	6/29/2018	5/29/2018 Effective 7/10/2018	7/25/2018	Approved 11/27/2018			

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AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Natural Resources (58-12)	Commercial Whitewater Outfitters Legislative	6/26/2018	7/26/2018		7/27/2018	Modified & Approved 9/20/2018 Filed 10/1/2018			
Natural Resources (58-36)	Cabwaylingo State Forest Trail System Two Year Pilot Program Permittings ATVs and ORVs Legislative	6/26/2018	7/26/2018	6/26/2018 Effective 8/7/2018	7/27/2018	Modified & Approved 9/20/2018 Filed 10/1/2018			
Osteopathic Medicine (24-01)	Licensing Procedures for Osteopathic Physicians Legislative	5/24/2018	6/25/2018		7/26/2018	Approved 9/20/2018			
Pharmacy (15-01)	Licensure and Practice of Pharmacy Legislative	6/21/2018	7/22/2018		7/27/2018	Approved 9/20/2018			
Pharmacy (15-07)	Registration of Pharmacy Technicians Legislative	6/12/2018	7/16/2018		7/27/2018	Approved 9/20/2018			
Pharmacy (15-15)	Regulations Governing Pharmacy Permits Legislative	6/21/2018	7/22/2018		7/27/2018	Approved 9/20/2018			
Pharmacy (15-16)	Regulations Governing Pharmacists Legislative	6/19/2018	7/20/2018		7/27/2018	Approved 9/20/2018			
Pharmacy (15-17)	Board of Pharmacy Rules for the Substitution of Biological Pharmaceuticals Legislative	6/19/2018	7/21/2018		7/27/2018	Modified & Approved 11/12/2018 Filed 11/16/2018			
Public Service Commission (150-33)	Rules Governing Electric Utility Net Metering Arrangements and Interconnections Legislative Exempt	9/6/2018	11/8/2018						
Racing Commission (178-01)	Throughbred Racing Legislative	6/13/2018	7/13/2018		7/26/2018	Modified & Approved 11/27/2018 Filed 11/28/2018			
Real Estate Appraiser, Licensing and Certification Bd. (190-02)	Requirements for Licensure and Certification Legislative	6/27/2018	7/27/2018		7/27/2018	Modified & Approved 9/20/2018 Filed 10/3/2018			

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Registered Professional Nurses (19-01)	Policies, Standards and Criteria for the Evaluation, Approval and Accreditation of Colleges, Departments or Schools of Nursing Legislative	6/19/2018	7/20/2018		7/26/2018	Modified & Approved 11/27/2018 Filed 11/29/2018			
Registered Professional Nurses (19-03)	Requirements for Registration and Licensure and Conduct Constituting Professional Misconduct Legislative	6/19/2018	7/20/2018		7/25/2018	Modified & Approved 11/12/2018 Filed 11/28/2018			
Registered Professional Nurses (19-07)	Advanced Practice Registered Nurse Legislative	6/19/2018	7/20/2018		7/25/2018	Approved 11/12/2018			
Registered Professional Nurses (19-10)	Standards for Scope of Professional Nursing Practice Legislative	6/19/2018	7/20/2018		7/26/2018	Modified & Approved 11/12/2018 Filed 11/20/2018			
Registered Professional Nurses (19-12)	Fees for Services Rendered by the Board and Supplemental Renewal Fee for the Center for Nursing Legislative	6/19/2018	7/20/2018		7/26/2018	Modified & Approved 11/12/2018 Filed 11/28/2018			
Registered Professional Nurses (19-13)	Dialysis Technicians Legislative	6/19/2018	7/20/2018		7/25/2018	Modified & Approved 11/12/2018 Filed 11/28/2018			
School Building Authority (164-02)	Funding School Building Authority Projects Legislative	6/26/2018	7/26/2018		2/19/2019	Approved 2/19/2019			
School Building Authority (164-03)	School Planning and Design Criteria Legislative	6/26/2018	7/26/2018		2/19/2019	Approved 2/19/2019			
School Building Authority (164-04)	Project Administration and Review Legislative	6/26/2018	7/26/2018		2/19/2019	Approved 2/19/2019			
School Building Authority (164-05)	School Building Authority Contracts and Agreements Legislative	6/26/2018	7/26/2018		2/21/2019	Approved 2/19/2019			
School Building Authority (164-06)	School Building Authority Reporting Procedures Legislative	6/26/2018	7/26/2018		2/21/2019	Approved 2/19/2019			

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AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
School Building Authority (164-07)	School Access Safety Act Guidelines and Procedures Legislative	6/26/2018	7/26/2018		2/19/2019	Approved 2/19/2019			
Secretary of State (153-06)	Filing and Formatting Rules and Related Documents and Other Documents for Publication in the State Register Legislative	6/5/2018	7/5/2018		7/6/2018	Approved 11/27/2018			
Secretary of State (153-10)	Loan and Grant Programs Under the Help America Vote Act (HAVA) for the Purchase of Voting Equipment, Elections Systems, Software, Services and Upgrades Legislative	5/24/2018	6/25/2018	4/25/2018 Effective 6/6/2018	7/10/2018	Approved 11/27/2018			
Secretary of State (153-13)	Early Voting In-Person Satellite Precincts Legislative	5/24/2018	6/25/2018	4/25/2018 Effective 6/6/2018	7/10/2018	Approved 11/27/2018			
Secretary of State (153-46)	Notaries Public Legislative	6/28/2018	7/28/2018		7/30/2018	Approved 11/27/2018			
Social Work Examiners (25-01)	Qualifications for the Profession of Social Work Legislative	6/15/2018	7/16/2018		7/25/2018	Modified & Approved 11/12/2018 Filed 11/16/2018			
Social Work Examiners (25-07)	Code of Ethics Legislative	6/15/2018	7/16/2018		7/23/2018	Approved 11/12/2018			
Tax (110-10F)	Payment of Taxes by Electronic Funds Transfer Legislative	6/27/2018	7/27/2018		7/27/2018	Modified & Approved 11/27/2018 Filed 12/6/2018			
Tax (110-15K)	Aircraft Operated Under a Fractional Ownership Program Legislative	6/26/2018	7/26/2018	6/26/2018 Effective 8/7/2018	7/27/2018	Approved 11/12/2018			
Tax (110-21B)	Citizen Tax Credit for Property Taxes Paid Legislative	6/26/2018	7/26/2018		7/27/2018	Approved 11/12/2018			
Tax (110-49)	Administration of Tax on Purchases of Wine and Liquor Legislative	6/26/2018	7/26/2018		7/27/2018	Approved 11/12/2018			

RULE MONITOR

AGENCY/SERIES NO	RULE	NOTICE	HEARING	EMER RULE	SEC/STATE	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Tax (110-50A)	Exchange of Information Agreement Between Tax Div. and Div. of Environmental Protection Legislative	6/26/2018	7/27/2018		7/27/2018	Approved 9/20/2018			
Tax (110-50B)	Exchange of Information Agreement Between Tax Div. and the Alcohol Beverage Control Administration Legislative	6/27/2018	7/27/2018		7/27/2018	Approved 9/20/2018			
Tax (110-50C)	Exchange of Information Pursuant to Written Agreement Legislative	6/26/2018	7/26/2018		7/27/2018	Approved 9/20/2018			
Tax (110-50D)	Exchange of Information Agreement Between Comm of Tax Div., Comm. Of Labor and the Comm. Of Insurance Legislative	6/27/2018	7/27/2018		7/27/2018	Approved 9/20/2018			
Tax (110-50E)	Exchange of Information Agreement Between Tax Dept. and the WV Lottery Legislative	6/27/2018	7/27/2018		7/27/2018	Approved 9/20/2018			
Tax (110-50F)	Exchange of Information Agreement Between Tax Dept. and the State Fire Marshal Legislative	6/27/2018	7/27/2018		7/27/2018	Approved 9/20/2018			
Treasurer (112-16)	Reporting and Claiming Unknown and Unlocatable Interest Owners Reserved Interests Legislative	6/27/2018	7/27/2018	6/27/2018 Effective 8/8/2018	7/27/2018	Modified & Approved 11/27/2018 Filed 12/13/2018			
Water Resources, Div. of Water & Waste Mgmt. (47-02)	Requirements Governing Water Quality Standards Legislative	5/25/2018	7/10/2018		7/27/2018	Modified & Approved 11/27/2018 Filed 12/10/2018			

WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

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2/19/2019 4:03:47 PM
Office of West Virginia Secretary Of State

LEGISLATIVE

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

AGENCY: School Building Authority Of WV TITLE-SERIES: 164-02

RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No

RULE NAME: 164-02 Funding School Building Authority Projects

PRIMARY CONTACT

NAME: Tamela Brewer

ADDRESS: 2300 Kanawha Boulevard East

Charleston, WV 25311

EMAIL: tamela.a.brewer@wv.gov

PHONE NUMBER: 304-558-2541

CITE STATUTORY AUTHORITY: WV Code 18-9D-20

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:

§18-9D-20 Authority to Promulgate rules; legislative authorization; effective date of rules; technical deficiencies waived.
(a) The authority is hereby empowered to promulgate, adopt, amend or repeal rules in accordance with the provisions of article three-a[§§ 29A-3A--1 et seq.]. chapter twenty-nine-a of this code.
§18-9D-21. Authorizing rules of School Building Authority
§18-9D-21(b) The legislative rule filed in the State Register on the twenty-seventh day of September two thousand seven, relating to the School Building Authority (funding School Building Authority projects rule) is authorized.

The intent of the proposed changes to the Legislative Rules is to reflect industry standards, changes to WVBE Policy 6200 and directives for localized decision-making.

DATE eFiled FOR NOTICE OF HEARING OR PUBLIC COMMENT PERIOD: 6/26/2018

DATE OF PUBLIC HEARING(S) OR PUBLIC COMMENT PERIOD ENDED: 7/26/2018

COMMENTS RECEIVED: Yes

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

PUBLIC HEARING: No

WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

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2/19/2019 4:07:17 PM
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NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE AND FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

AGENCY: School Building Authority Of WV TITLE-SERIES: 164-03

RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No

RULE NAME: 164-03 School Planning and Design Criteria

PRIMARY CONTACT

NAME: Tamela Brewer

ADDRESS: 2300 Kanawha Boulevard East

Charleston, WV 25311

EMAIL: tamela.a.brewer@wv.gov

PHONE NUMBER: 304-558-2541

CITE STATUTORY AUTHORITY: 18-9D-20

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:

§18-9D-20 Authority to Promulgate rules; legislative authorization; effective date of rules; technical deficiencies waived.
(a) The authority is hereby empowered to promulgate, adopt, amend or repeal rules in accordance with the provisions of article three-a[§§ 29A-3A--1 et seq.]. chapter twenty-nine-a of this code.
§18-9D-21. Authorizing rules of School Building Authority
§18-9D-21(c) The legislative rule filed in the State Register on the twenty-seventh day of September two thousand seven, relating to the School Building Authority (School Building Authority school planning and design criteria rule) is authorized.

The intent of the proposed changes to the Legislative Rules is to reflect industry standards, changes to WVBE Policy 6200 and directives for localized decision-making.

DATE eFiled FOR NOTICE OF HEARING OR PUBLIC COMMENT PERIOD: 6/26/2018

DATE OF PUBLIC HEARING(S) OR PUBLIC COMMENT PERIOD ENDED: 7/26/2018

COMMENTS RECEIVED: No

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

PUBLIC HEARING: No

WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

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2/19/2019 4:14:48 PM
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LEGISLATIVE

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

AGENCY: School Building Authority Of WV TITLE-SERIES: 164-04

RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No

RULE NAME: 164-04 Project Administration and Review

PRIMARY CONTACT

NAME: Tamela Brewer

ADDRESS: 2300 Kanawha Boulevard East

Charleston, WV 25311

EMAIL:

PHONE NUMBER: 304-558-2541

CITE STATUTORY AUTHORITY: 18-9D-20

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:

§18-9D-20 Authority to Promulgate rules; legislative authorization; effective date of rules; technical deficiencies waived.
(a) The authority is hereby empowered to promulgate, adopt, amend or repeal rules in accordance with the provisions of article three-a[§§ 29A-3A--1 et seq.]. chapter twenty-nine-a of this code.
§18-9D-21. Authorizing rules of School Building Authority
§18-9D-21(d) The legislative rule filed in the State Register on the twenty-seventh day of September two thousand seven, relating to the School Building Authority (School Building Authority project administration and review rule) is authorized.
The intent of the proposed changes to the Legislative Rules is to reflect industry standards, changes to WVBE Policy 6200 and directives for localized decision-making.

DATE eFiled FOR NOTICE OF HEARING OR PUBLIC COMMENT PERIOD: 6/26/2018

DATE OF PUBLIC HEARING(S) OR PUBLIC COMMENT PERIOD ENDED: 7/26/2018

COMMENTS RECEIVED: No

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

PUBLIC HEARING: No

WEST VIRGINIA SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

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2/21/2019 11:33:23 AM
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NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE AND FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

AGENCY: School Building Authority Of WV TITLE-SERIES: 164-05

RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No

RULE NAME: 164-05 School Building Authority Contracts and Agreements

PRIMARY CONTACT

NAME: Tamela Brewer

ADDRESS: 2300 Kanawha Boulevare East

Charleston, WV 25311

EMAIL: tamela.a.brewer@wv.gov

PHONE NUMBER: 304-558-2541

CITE STATUTORY AUTHORITY: 18-9D-20

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:

§18-9D-20 Authority to Promulgate rules; legislative authorization; effective date of rules; technical deficiencies waived.
(a) The authority is hereby empowered to promulgate, adopt, amend or repeal rules in accordance with the provisions of article three-a[§§ 29A-3A--1 et seq.]. chapter twenty-nine-a of this code.

§18-9D-21. Authorizing rules of School Building Authority
§18-9D-21(e) The legislative rule filed in the State Register on the twenty-seventh day of September two thousand seven and amended by the School Building Authority and refiled on the tenth day of December two thousand seven, relating to the School Building Authority (School Building Authority contract and agreements rule) is authorized.

The intent of the proposed changes to the Legislative Rules is to reflect industry standards, changes to WVBE Policy 6200 and directives for localized decision-making.

DATE eFiled FOR NOTICE OF HEARING OR PUBLIC COMMENT PERIOD: 6/26/2018

DATE OF PUBLIC HEARING(S) OR PUBLIC COMMENT PERIOD ENDED: 7/23/2018

COMMENTS RECEIVED: No

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

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ADMINISTRATIVE LAW DIVISION

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2/21/2019 11:48:06 AM
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LEGISLATIVE

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

AGENCY: School Building Authority Of WV TITLE-SERIES: 164-06

RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: Yes

RULE NAME: 164-06 School Building Authority Reporting Procedures

PRIMARY CONTACT

NAME: Tamela Brewer

ADDRESS: 2300 Kanawha Boulevard East

Charleston, WV 25311

EMAIL: tamela.a.brewer@wv.gov

PHONE NUMBER: 304-558-2541

CITE STATUTORY AUTHORITY: 18-9D-20

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:

§18-9D-20 Authority to Promulgate rules; legislative authorization; effective date of rules; technical deficiencies waived.
(a) The authority is hereby empowered to promulgate, adopt, amend or repeal rules in accordance with the provisions of article three-a[§§ 29A-3A--1 et seq.]. chapter twenty-nine-a of this code.

§18-9D-21. Authorizing rules of School Building Authority
§18-9D-21(f) The legislative rule filed in the State Register on the twenty-seventh day of September two thousand seven and amended by the School Building Authority and refiled on the tenth day of December two thousand seven, relating to the School Building Authority (School Building Authority reporting procedural rule) is authorized.

The intent of the proposed changes to the Legislative Rules is to reflect industry standards, changes to WVBE Policy 6200 and directives for localized decision-making.

DATE eFiled FOR NOTICE OF HEARING OR PUBLIC COMMENT PERIOD: 6/26/2018

DATE OF PUBLIC HEARING(S) OR PUBLIC COMMENT PERIOD ENDED: 7/26/2018

COMMENTS RECEIVED: No

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

PUBLIC HEARING: No

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2/19/2019 4:11:54 PM
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NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE AND FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

AGENCY: School Building Authority Of WV TITLE-SERIES: 164-07

RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No

RULE NAME: 164-07 School Access Safety Act Guidelines and Procedures

PRIMARY CONTACT

NAME: Tamela Brewer

ADDRESS: 2300 Kanawha Boulevard East

Charleston, WV 25311

EMAIL: tamela.a.brewer@wv.gov

PHONE NUMBER: 304-558-2541

CITE STATUTORY AUTHORITY: 18-9D-20

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:

§18-9D-20 Authority to Promulgate rules; legislative authorization; effective date of rules; technical deficiencies waived.
(a) The authority is hereby empowered to promulgate, adopt, amend or repeal rules in accordance with the provisions of article three-a[§§ 29A-3A--1 et seq.]. chapter twenty-nine-a of this code.

§18-9D-21. Authorizing rules of School Building Authority
§18-9D-21(g) The legislative rule filed in the State Register on the twelfth day of July two thousand seven and amended by the School Building Authority and refiled on the twenty-eighth day of December two thousand seven, relating to the School Building Authority (School Access Safety Act rule) is authorized.

The intent of the proposed changes to the Legislative Rules is to reflect industry standards, changes to WVBE Policy 6200 and directives for localized decision-making.

DATE eFiled FOR NOTICE OF HEARING OR PUBLIC COMMENT PERIOD: 6/26/2018

DATE OF PUBLIC HEARING(S) OR PUBLIC COMMENT PERIOD ENDED: 7/26/2018

COMMENTS RECEIVED: No

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

PUBLIC HEARING: No

Legislative Oversight Commission on Education Accountability
WEST VIRGINIA LEGISLATURE
State Capitol Building
Charleston, WV 25305

Senate Education Committee
Phone (304) 357-7805
Room M-417
434

House Education Committee
Phone (304) 340-3265
Room M-

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2019 FEB 20 P 3:1
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LOCEA

NOTICE OF ACTION TAKEN BY LEGISLATIVE OVERSIGHT

COMMISSION ON EDUCATION ACCOUNTABILITY

February 19, 2019

TO: The Hon. Mac Warner, Secretary of State, State Register

TO: David L. Roach, Executive Director
School Building Authority of West Virginia
2300 Kanawha Boulevard East
Charleston, West Virginia 25311

FROM: Legislative Oversight Commission on Education Accountability

PROPOSED RULE: • SBA, Title 164, Series 2, legislative rule, FUNDING SCHOOL BUILDING AUTHORITY PROJECTS

1. The Legislative Oversight Commission on Education Accountability recommends that the West Virginia Legislature:
   - A. Authorize the agency to promulgate the legislative rule
     - a. as originally filed ___X___
     - b. as modified by the agency _____
     - c. as amended by LOCEA _____
   - B. Authorize the agency to repeal the legislative rule. _____

2. The Legislative Oversight Commission on Education Accountability recommends that
   - A. the rule be withdrawn; a statement of reasons for such recommendation is attached. _____
   - B. the emergency rule be withdrawn; a statement of reasons for such recommendation is attached. _____
   - C. the emergency rule be refiled as recommended to be amended by LOCEA. _____

Pursuant to Code §29A-3A-12, this notice had been filed in the State Register and with the agency proposing the rule.

Legislative Oversight Commission on Education Accountability
WEST VIRGINIA LEGISLATURE
State Capitol Building
Charleston, WV 25305

Senate Education Committee
Phone (304) 357-7805
Room M-417
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House Education Committee
Phone (304) 340-3265
Room M-

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NOTICE OF ACTION TAKEN BY LEGISLATIVE OVERSIGHT

COMMISSION ON EDUCATION ACCOUNTABILITY

February 19, 2019

TO: The Hon. Mac Warner, Secretary of State, State Register

TO: David L. Roach, Executive Director
School Building Authority of West Virginia
2300 Kanawha Boulevard East
Charleston, West Virginia 25311

FROM: Legislative Oversight Commission on Education Accountability

PROPOSED RULE: • SBA, Title 164, Series 3, legislative rule, SCHOOL PLANNING AND DESIGN CRITERIA

1. The Legislative Oversight Commission on Education Accountability recommends that the West Virginia Legislature:
   - A. Authorize the agency to promulgate the legislative rule
     - a. as originally filed ___X___
     - b. as modified by the agency _____
     - c. as amended by LOCEA _____
   - B. Authorize the agency to repeal the legislative rule. _____

2. The Legislative Oversight Commission on Education Accountability recommends that
   - A. the rule be withdrawn; a statement of reasons for such recommendation is attached. _____
   - B. the emergency rule be withdrawn; a statement of reasons for such recommendation is attached. _____
   - C. the emergency rule be refiled as recommended to be amended by LOCEA. _____

Pursuant to Code §29A-3A-12, this notice had been filed in the State Register and with the agency proposing the rule.

Legislative Oversight Commission on Education Accountability
WEST VIRGINIA LEGISLATURE
State Capitol Building
Charleston, WV 25305

Senate Education Committee
Phone (304) 357-7805
Room M-417
434

House Education Committee
Phone (304) 340-3265
Room M-

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NOTICE OF ACTION TAKEN BY LEGISLATIVE OVERSIGHT

COMMISSION ON EDUCATION ACCOUNTABILITY

February 19, 2019

TO: The Hon. Mac Warner, Secretary of State, State Register

TO: David L. Roach, Executive Director
School Building Authority of West Virginia
2300 Kanawha Boulevard East
Charleston, West Virginia 25311

FROM: Legislative Oversight Commission on Education Accountability

PROPOSED RULE: • SBA, Title 164, Series 4, legislative rule, PROJECT ADMINISTRATION AND REVIEW

1. The Legislative Oversight Commission on Education Accountability recommends that the West Virginia Legislature:
   - A. Authorize the agency to promulgate the legislative rule
     - a. as originally filed ___X___
     - b. as modified by the agency _____
     - c. as amended by LOCEA _____
   - B. Authorize the agency to repeal the legislative rule. _____

2. The Legislative Oversight Commission on Education Accountability recommends that
   - A. the rule be withdrawn; a statement of reasons for such recommendation is attached. _____
   - B. the emergency rule be withdrawn; a statement of reasons for such recommendation is attached. _____
   - C. the emergency rule be refiled as recommended to be amended by LOCEA. _____

Pursuant to Code §29A-3A-12, this notice had been filed in the State Register and with the agency proposing the rule.

Legislative Oversight Commission on Education Accountability
WEST VIRGINIA LEGISLATURE
State Capitol Building
Charleston, WV 25305

Senate Education Committee
Phone (304) 357-7805
Room M-417
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House Education Committee
Phone (304) 340-3265
Room M-

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NOTICE OF ACTION TAKEN BY LEGISLATIVE OVERSIGHT

COMMISSION ON EDUCATION ACCOUNTABILITY

February 19, 2019

TO: The Hon. Mac Warner, Secretary of State, State Register

TO: David L. Roach, Executive Director
School Building Authority of West Virginia
2300 Kanawha Boulevard East
Charleston, West Virginia 25311

FROM: Legislative Oversight Commission on Education Accountability

PROPOSED RULE: • SBA, Title 164, Series 5, legislative rule, SCHOOL BUILDING AUTHORITY CONTRACTS AND AGREEMENTS

1. The Legislative Oversight Commission on Education Accountability recommends that the West Virginia Legislature:
   - A. Authorize the agency to promulgate the legislative rule
     - a. as originally filed ___X___
     - b. as modified by the agency _____
     - c. as amended by LOCEA _____
   - B. Authorize the agency to repeal the legislative rule. _____

2. The Legislative Oversight Commission on Education Accountability recommends that
   - A. the rule be withdrawn; a statement of reasons for such recommendation is attached. _____
   - B. the emergency rule be withdrawn; a statement of reasons for such recommendation is attached. _____
   - C. the emergency rule be refiled as recommended to be amended by LOCEA. _____

Pursuant to Code §29A-3A-12, this notice had been filed in the State Register and with the agency proposing the rule.

Legislative Oversight Commission on Education Accountability
WEST VIRGINIA LEGISLATURE
State Capitol Building
Charleston, WV 25305

Senate Education Committee
Phone (304) 357-7805
Room M-417

House Education Committee
Phone (304) 340-3265
Room M-

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LOCEA

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NOTICE OF ACTION TAKEN BY LEGISLATIVE OVERSIGHT

COMMISSION ON EDUCATION ACCOUNTABILITY

February 19, 2019

TO: The Hon. Mac Warner, Secretary of State, State Register

TO: David L. Roach, Executive Director
School Building Authority of West Virginia
2300 Kanawha Boulevard East
Charleston, West Virginia 25311

FROM: Legislative Oversight Commission on Education Accountability

PROPOSED RULE: • SBA, Title 164, Series 6, legislative rule, SCHOOL BUILDING AUTHORITY REPORTING PROCEDURES

1. The Legislative Oversight Commission on Education Accountability recommends that the West Virginia Legislature:
   - A. Authorize the agency to promulgate the legislative rule
     - a. as originally filed _____
     - b. as modified by the agency _____
     - c. as amended by LOCEA _____
   - B. Authorize the agency to repeal the legislative rule. ___X___

2. The Legislative Oversight Commission on Education Accountability recommends that
   - A. the rule be withdrawn; a statement of reasons for such recommendation is attached. _____
   - B. the emergency rule be withdrawn; a statement of reasons for such recommendation is attached. _____
   - C. the emergency rule be refiled as recommended to be amended by LOCEA. _____

Pursuant to Code §29A-3A-12, this notice had been filed in the State Register and with the agency proposing the rule.

Legislative Oversight Commission on Education Accountability
WEST VIRGINIA LEGISLATURE
State Capitol Building
Charleston, WV 25305

Senate Education Committee
Phone (304) 357-7805
Room M-417

House Education Committee
Phone (304) 340-3265
Room M-

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OFFICE WEST VIRGINIA SECRETARY OF STATE

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NOTICE OF ACTION TAKEN BY LEGISLATIVE OVERSIGHT

COMMISSION ON EDUCATION ACCOUNTABILITY

February 19, 2019

TO: The Hon. Mac Warner, Secretary of State, State Register

TO: David L. Roach, Executive Director
School Building Authority of West Virginia
2300 Kanawha Boulevard East
Charleston, West Virginia 25311

FROM: Legislative Oversight Commission on Education Accountability

PROPOSED RULE: • SBA, Title 164, Series 7, legislative rule, SCHOOL ACCESS SAFETY ACT GUIDELINES AND PROCEDURES

1. The Legislative Oversight Commission on Education Accountability recommends that the West Virginia Legislature:
   - A. Authorize the agency to promulgate the legislative rule
     - a. as originally filed ___X___
     - b. as modified by the agency _____
     - c. as amended by LOCEA _____
   - B. Authorize the agency to repeal the legislative rule. _____

2. The Legislative Oversight Commission on Education Accountability recommends that
   - A. the rule be withdrawn; a statement of reasons for such recommendation is attached. _____
   - B. the emergency rule be withdrawn; a statement of reasons for such recommendation is attached. _____
   - C. the emergency rule be refiled as recommended to be amended by LOCEA. _____

Pursuant to Code §29A-3A-12, this notice had been filed in the State Register and with the agency proposing the rule.

Orders Report

Docket Number	Agency	Respondent	Date Rendered

No Orders Were Received This Week

2/21/2019 3:41:18 PM

Grievances Report

Docket Number	Grievants Name	Respondents Name	Date Decision
2017-2505-CONS	**Brian Scott**	Mason County Board Of Education	9/19/2018
2018-1087-DOC	**Benjamin F. Riley**	Division of Natural Resources	12/17/2018
2018-1118-DOT	**Paul J. Gill**	Division Of Highways	12/19/2018
2018-1419-KanED	**Little Thomas**	Kanawha County Board Of Education	12/19/2018
2018-1204-DOT	**Filomena M. D'Alessio**	Division Of Motor Vehicles	12/21/2018
2018-1418-KanED	**Charles Davis**	Kanawha County Board Of Education	12/21/2018
2018-1195-BOE	**Elizabeth M. Loy**	Board of Education	12/21/2018
2018-0645-DHHR	**Nona G. Ringler**	Department Of Health And Human Resources	12/27/2018
		Bureau For Child Support Enforcement	12/27/2018
2018-1251-KanED	**Sammy Ray Burdette**	Kanawha County Board Of Education	1/3/2019
2018-1321-JefED	**Jessica Chapman**	Jefferson County Board Of Education	1/3/2019
2018-0242-CONS	**James Namsupak, et al**	Department of Health and Human Resources	1/3/2019
		John Manchin Sr Health Care Center	1/3/2019
2017-2006-PSC	**Keith Bryant Walker**	Public Service Commission	1/4/2019
		Division of Personnel	1/4/2019
2018-1349-DHHR	**Kellie Desrosiers**	Department of Health and Human Resources	1/9/2019
		Bureau For Children And Families	1/9/2019
2017-2493-CONS	**Randall Hazlewood**	General Services Division	1/9/2019
2019-0553-MAPS	**Merle Andrew Maloy**	West Virginia Military Authority	1/10/2019
2019-0301-UTC	**Chris A. Jeney**	United Technical Center	1/11/2019
2018-1301-LinED	**Twanna Holton**	Lincoln County Board Of Education	1/14/2019
2019-0296-MAPS	**Larry Izer Allen Jr**	Division of Corrections and Rehabilitation	1/16/2019
		Bureau of Prisons and Jails	1/16/2019
		Eastern Regional Jail and Correctional Facility	1/16/2019

2/22/2019 8:37:55 AM

2017-2221-CONS2	**Charles Rice, et al.**	Wayne County Board Of Education	1/16/2019
2016-0471-CONS	**Glen Blon, et al**	West Virginia University	1/24/2019
2017-2085-CONS	**Michael Trotto**	Division Of Highways	1/28/2019
2018-0654-SU	**Mengyang Li**	Shepherd University	1/29/2019
2018-0421-DOT	**Robin R Perdue**	Division Of Motor Vehicles	1/30/2019
2019-0293-DOR	**Jason Strickland**	West Virginia Lottery	2/1/2019
2019-0040-DHHR	**Angela Benedum**	Department Of Health And Human Resources	2/4/2019
		Bureau For Child Support Enforcement	2/4/2019
2013-2262-CONS	**Timothy Dean Dewitt**	West Virginia University	2/5/2019
2018-1392-CONS	**Dottie Hatfield**	Department Of Health And Human Resources	2/5/2019
		Bureau For Children And Families	2/5/2019
2018-0040-DHHR	**Dottie Hatfield**	Department Of Health And Human Resources	2/5/2019
		Bureau For Children And Families	2/5/2019
2017-2505-CONS	**Franklin Hairston**	West Virginia University	2/7/2019
2018-1106-WorkED	**Mary Henderson**	Wayne County Board Of Education	2/7/2019
2017-0308-CONS	**Carena Rouse, et al**	Boone County Board of Education	2/7/2019
2018-1211-WorkED	**Mellisa Walker**	Jefferson County Board Of Education	2/7/2019
2019-0373-HospSd	**Jeannise Greco**	Monongalia County Health Department	2/8/2019
2018-0903-DHHR	**Carrie Thomas**	Department Of Health And Human Resources	2/15/2019
		William R Sharpe Jr Hospital	2/15/2019

OTHER

WEST VIRGINIA HEALTH CARE AUTHORITY
CERTIFICATE OF NEED
100 Dee Drive
Charleston, West Virginia 25311-1600

FILED
2019 FEB 19 A 10:45
OFFICE WEST VIRGINIA SECRETARY OF STATE

February 19, 2019

LEGAL NOTICE

The West Virginia Health Care Authority announces the following Certificate of Need activities for the week ending **February 15, 2019**.

LETTERS OF INTENT RECEIVED

February 14, 2019 – Integrated Resources, Inc., Maben, Wyoming County, CON File #19-1/4-11581-PC, for the provision of in-home personal care services in Greenbrier, Kanawha and Mercer counties; no capital expenditure.

February 15, 2019 – ABBE Education Center & Staffing, LLC, Proctorville, Ohio, CON File #19-3-11582-PC, for the provision of in-home personal care services in Kanawha County; capital expenditure: $24,000.

February 15, 2019 – Good Shepherd Nursing Home, L.C., Wheeling, Ohio County, CON File #19-10-11584-P, for the provision of outpatient physical, occupational and speech therapy services to non-residents of the nursing home located in Wheeling, Ohio County; capital expenditure: $51,500.

HEARING NOTICES

The Administrative Hearing and Prehearing Conference have been SCHEDULED in the following matters:

February 11, 2019 - Reynolds Memorial Hospital, Glen Dale, Marshall County, CON File #18-10-11518-H, for the provision of primary (emergency) percutaneous coronary intervention services; capital expenditure: $10,000.

Prehearing Conference: **Wednesday, April 24, 2019 at 1:30 p.m.**
Administrative Hearing: **Wednesday, May 1, 2019 at 9:00 a.m.**

February 11, 2019 - Charleston Area Medical Center, Inc., Charleston, Kanawha County, CON File #18-3-11520-P, for the development of an ambulatory health care facility at 624 Chestnut Street, South Charleston, Kanawha County; capital expenditure: $277,740.

Prehearing Conference: **Monday, March 25, 2019 at 1:30 p.m.**
Administrative Hearing: **Monday, April 1, 2019 at 9:00 a.m.**

The prehearing conference and administrative hearing in the above-referenced matters will be held in the office of the Health Care Authority, 100 Dee Drive, Charleston, West Virginia 25311-1600, unless otherwise noted.

AMENDED HEARING NOTICES

The Administrative Hearing has been RESCHEDULED in the following matter:

February 11, 2019 - West Virginia University Hospitals, Inc., Morgantown, Monongalia County, CON File #18-6-11429-H, for the provision of kidney transplant services; capital expenditure: $50,000.

Administrative Hearing: **Tuesday, February 26, 2019 at 9:00 a.m.**

The Administrative Prehearing has been RESCHEDULED in the following matter:

February 11, 2019 - West Virginia University Hospitals, Inc., Morgantown, Monongalia County, CON File #18-1/2/3/4/5/6/7/8/9/10-11411-P, for the development of mobile lung cancer screening services in 42 counties (Barbour, Berkeley, Boone, Braxton, Calhoun, Clay, Doddridge, Gilmer, Grant, Greenbrier, Hardy, Harrison, Jackson, Jefferson, Lewis, Lincoln, Marion, Marshall, McDowell, Mercer, Mineral, Mingo, Monroe, Nicholas, Pendleton, Pleasants, Pocahontas, Preston, Putnam, Randolph, Ritchie, Roane, Taylor, Tucker, Tyler, Upshur, Wayne, Webster, Wetzel, Wirt, Wood and Wyoming) in West Virginia; capital expenditure: $1,282,000.

Administrative Prehearing: **Thursday, February 28, 2019 at 1:30 p.m.**

The prehearing conference and administrative hearing in the above-referenced matters will be held in the office of the Health Care Authority, 100 Dee Drive, Charleston, West Virginia 25311-1600, unless otherwise noted.

HEARING ORDERS ISSUED

February 11, 2019 - Reynolds Memorial Hospital, Glen Dale, Marshall County, CON File #18-10-11518-H, for the provision of primary (emergency) percutaneous coronary intervention services; capital expenditure: $10,000.

February 11, 2019 - Charleston Area Medical Center, Inc., Charleston, Kanawha County, CON File #18-3-11520-P, for the development of an ambulatory health care facility at 624 Chestnut Street, South Charleston, Kanawha County; capital expenditure: $277,740.

AMENDED HEARING ORDERS ISSUED

February 11, 2019 - West Virginia University Hospitals, Inc., Morgantown, Monongalia County, CON File #18-6-11429-H, for the provision of kidney transplant

services; capital expenditure: $50,000.

February 11, 2019 - West Virginia University Hospitals, Inc., Morgantown, Monongalia County, CON File #18-1/2/3/4/5/6/7/8/9/10-11411-P, for the development of mobile lung cancer screening services in 42 counties (Barbour, Berkeley, Boone, Braxton, Calhoun, Clay, Doddridge, Gilmer, Grant, Greenbrier, Hardy, Harrison, Jackson, Jefferson, Lewis, Lincoln, Marion, Marshall, McDowell, Mercer, Mineral, Mingo, Monroe, Nicholas, Pendleton, Pleasants, Pocahontas, Preston, Putnam, Randolph, Ritchie, Roane, Taylor, Tucker, Tyler, Upshur, Wayne, Webster, Wetzel, Wirt, Wood and Wyoming) in West Virginia; capital expenditure: $1,282,000.

EXEMPTION APPLICATIONS APPROVED

February 13, 2019 - Celtic Intermediate Corp., New York, New York, CON File #19-1-11540-X, for the acquisition of REM Community Options – Beckley, a provider of behavioral health services.

February 13, 2019 - Celtic Intermediate Corp., New York, New York, CON File #19-11-11541-X, for the acquisition of the intellectual disability facility operated by REM West Virginia, located at 201 Woodcrest Drive, Follansbee, Brooke County.

February 15, 2019 - – Compass Counseling, LLC, Mabscott, Raleigh County, CON File #19-1-11558-X, for the provision of behavioral health outpatient counseling services in Raleigh County.

CERTIFICATE OF NEED APPROVAL ISSUED

February 14, 2019 - Bio-Medical Applications of West Virginia, Inc. d/b/a FMC Kanawha County, Waltham, MA, CON File #18-3-11513-R, for the addition of four dialysis stations to the FMC Kanawha County dialysis facility in Dunbar, Kanawha County; capital expenditure: $394,274.

RENEWAL GRANTED

February 15, 2019 - West Virginia University Hospitals-East, Morgantown, Monongalia County, CON File #06-9-8255-H, for the implementation of a Facility Strategic Plan; capital expenditure: $41,515,000.

Renewal granted through December 31, 2019.

NOTICE OF SUBSTANTIAL COMPLIANCE

The following project has been implemented in substantial compliance with the decision issued in this matter and the case file is now closed.

February 15, 2019 - Wetzel County Hospital Association, New Martinsville, Wetzel County, CON File #18-10-11470-P, for the development of an ambulatory health care facility in Wetzel County through the development of a physician practice; capital expenditure: $8,333.

Further information may be obtained on any of the above-referenced projects by contacting Barbara Skeen, Director, Certificate of Need Division.

OTHER

BEFORE THE WEST VIRGINIA HEALTH CARE AUTHORITY

FILED

2019 FEB 21 A 9:5

OFFICE WEST VIRGINIA SECRETARY OF STATE

IN RE: **CHARLESTON AREA MEDICAL CENTER, INC.**

CON FILE NO. **18-3-11463-P**
18-5-11464-P

ORDER GRANTING MOTION TO CONTINUE

On this day came the Applicant, Charleston Area Medical Center, Inc. by counsel, Thomas G. Casto, Esq., and moved for a continuance of the Hearings scheduled for February 19, 2019, and February 21, 2019, at 9:00 a.m. in the above-referenced matters, due to a continued medical condition. Now therefore, for good cause shown, the Motion to Continue the Hearings currently scheduled for February 19, 2019, and February 21, 2019, at 9:00 a.m., is hereby **GRANTED** and the hearings are **CONTINUED**. The Authority will conduct a telephonic conference call to establish new dates.

Entered this 19th day of February 2019.

B. ALLEN CAMPBELL (WV State Bar ID 6557)
SENIOR ASSISTANT ATTORNEY GENERAL
WEST VIRGINIA HEALTH CARE AUTHORITY
100 Dee Drive
Charleston, West Virginia 25311
Phone: (304) 558-7000
Fax: (304) 558-4776
Allen.b.campbell@wv.gov