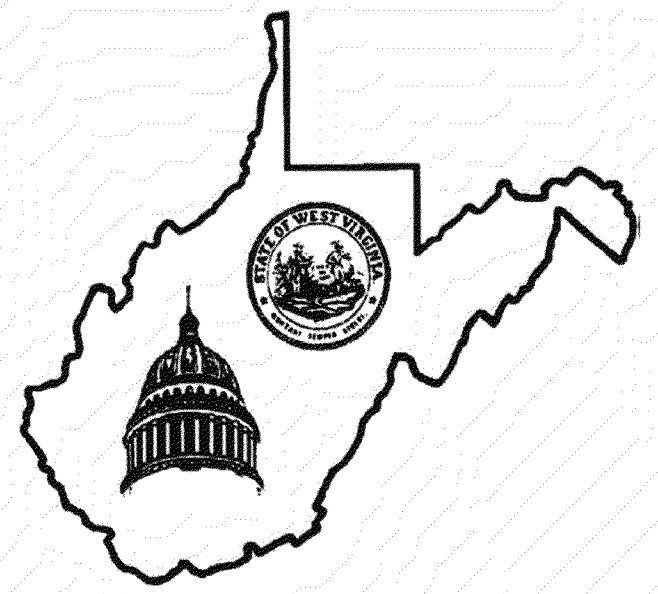

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This week's publication includes documents submitted by the following agencies:

Corrections and Rehabilitation

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Health and Human Resources

- Bureau for Family Assistance
- Bureau for Public Health

Health Care Authority

Insurance Commission

Registered Nurses, West Virginia Board of

Veterinary Medicine, West Virginia Board of

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NO RULES FILED FOR PUBLIC COMMENT THIS WEEK			
AGENCY	RULE/TYPE	AUTHORITY	HEARING/COMMENT PERIOD/LOCATION

NO EMERGENCY RULES FILED THIS WEEK				
AGENCY	RULE/TYPE	AUTHORITY	EFFECTIVE DATE	DATE NOTICE OF HEARING

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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	2	ARCHITECTS
TITLE	3	BARBERS AND COSMETOLOGISTS
TITLE	4	CHIROPRACTIC EXAMINERS
TITLE	5	DENTISTRY
TITLE	6	FUNERAL SERVICE EXAMINERS
TITLE	7	PROFESSIONAL ENGINEERS
TITLE	10	LICENSED PRACTICAL NURSES
TITLE	11	MEDICINE
TITLE	14	OPTOMETRY
TITLE	15	PHARMACY
TITLE	16	PHYSICAL THERAPY
TITLE	17	PSYCHOLOGISTS
TITLE	19	REGISTERED PROFESSIONAL NURSES
TITLE	20	SANITARIANS
TITLE	22	FORESTRY
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TITLE	25	SOCIAL WORK EXAMINERS
TITLE	26	VETERINARY MEDICINE
TITLE	27	COUNSELING
TITLE	29	SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY
TITLE	30	RESPIRATORY CARE
TITLE	31	DIETITIANS
TITLE	32	ACUPUNCTURE
TITLE	33	WASTE MANAGEMENT, DIV. OF WATER AND WASTE MGMT.
TITLE	35	OIL AND GAS
TITLE	36	COAL MINE HEALTH AND SAFETY
TITLE	38	MINING AND RECLAMATION
TITLE	42	LABOR
TITLE	45	AIR QUALITY
TITLE	47	WATER RESOURCES, DIV. OF WATER AND WASTE MGMT.
TITLE	56	MINERS' HEALTH, SAFETY AND TRAINING
TITLE	58	NATURAL RESOURCES
TITLE	60	ENVIRONMENTAL PROTECTION – SECRETARY'S OFFICE
TITLE	61	AGRICULTURE
TITLE	64	HEALTH
TITLE	65	HEALTH CARE AUTHORITY
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TITLE	76	SENIOR SERVICES
TITLE	78	HUMAN SERVICES
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TITLE	87	FIRE COMMISSION
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TITLE	90	CORRECTIONS
TITLE	91	MOTOR VEHICLES
TITLE	94	REGIONAL JAIL AND CORRECTIONAL FACILITY AUTHORITY
TITLE	110	TAX DEPARTMENT
TITLE	112	TREASURER
TITLE	114	INSURANCE COMMISSION
TITLE	126	EDUCATION
TITLE	127	SECONDARY SCHOOLS ACTIVITIES COMMISSION
TITLE	133	HIGHER EDUCATION POLICY COMMISSION
TITLE	135	COMMUNITY AND TECHNICAL COLLEGE EDUCATION
TITLE	143	PERSONNEL
TITLE	144	TOURISM
TITLE	145	DEVELOPMENT OFFICE
TITLE	146	STATE ELECTION COMMISSION
TITLE	148	ADMINISTRATION
TITLE	149	CRIME, DELINQUENCY AND CORRECTIONS
TITLE	150	PUBLIC SERVICE COMMISSION
TITLE	153	SECRETARY OF STATE
TITLE	155	AUDITOR
TITLE	157	HIGWAYS
TITLE	164	SCHOOL BUILDING 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 COMMISSION
TITLE	190	REAL ESTATE APPRAISER LICENSING & CERTIFICATION BOARD

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Accountancy (1-01)	Board Rules and Rules of Professional Conduct Legislative	5/12/2022	7/1/2022		7/27/2022	Approved 9/15/2022	Bundled SB361		
Acupuncture (32-05)	Advertising by Licensed Acupuncturists Legislative	6/29/2022	7/29/2022		7/29/2022	Modified & Approved 9/11/2022 Filed 9/28/2022	Bundled SB361		
Acupuncture (32-06)	Standards of Practice of Acupuncture by Licensed Acupuncturists Legislative	6/30/2022	7/30/2022		7/30/2022	Modified & Approved 9/11/2022 Filed 9/28/2022	Bundled SB361		
Acupuncture (32-09)	Continuing Education Requirements Legislative	6/29/2022	7/29/2022		7/29/2022	Modified & Approved 9/11/2022 Filed 9/28/2022	Bundled SB361		
Administration (148-01)	Purchasing Legislative	6/28/2022	7/28/2022	6/13/2022 Approved 6/13/2022	7/28/2022	Approved 9/11/2022	Bundled HB2638		
Administration (148-03) Sunset Provision	State Owned Vehicles Legislative				10/25/2022				
Administration (148-06) Sunset Provision	Parking Legislative				10/15/2021	Authorized w/Certain Amendments & Approved 9/15/2022	Bundled HB2638		
Agriculture (61-02)	WV Apiary Rule Legislative	6/2/2022	7/2/2022		7/18/2022	Modified & Approved 10/2/22 Filed 10/3/2022	Bundled SB361		
Agriculture (61-08B)	Schedule of Charges for Inspection Services: Fruit Legislative	4/12/2022	5/11/2022		5/12/2022	Modified & Approved 9/11/2022 Filed 9/22/2022	Bundled SB361		
Agriculture (61-14A)	Noxious Weeds Rule Legislative	3/30/2022 Hearing Notice 5/5/2022	4/29/2022 Hearing Date 6/9/2022		6/14/2022	Modified & Approved 9/11/2022 Filed 9/22/2022	Bundled SB361		
Agriculture (61-15)	Grade "A" Pasteurized Milk Legislative	6/14/2022	7/14/2022		7/21/2022	Modified & Approved 9/11/2022 Filed 9/22/2022	Bundled SB361		

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Agriculture (61-23D) Sunset Provision	Inspection of Nontraditional, Domesticated Animals Legislative				11/15/2021	Modified & Approved 9/11/2022 Filed 10/26/2022	Bundled SB361		
Agriculture (61-30)	Hemp Products Legislative	6/28/2022	7/28/2022		7/28/2022	Modified & Approved 9/11/2022 Filed 9/22/2022	Bundled SB361		
Agriculture (61-31)	Livestock Care Standards Legislative	6/2/2022	7/2/2022		7/18/2022	Modified & Approved 9/11/2022 Filed 9/22/2022	Bundled SB361		
Agriculture (61-36)	Farm to Food Bank Tax Credit Legislative	4/18/2022	5/18/2022		5/18/2022	Modified & Approved 9/11/2022 Filed 9/22/2022	Bundled SB361		
Agriculture (61-37) Sunset Provision	Agritourism Legislative				12/15/2022				
Agriculture (61-38)	Farmers Markets Legislative	6/24/2022	7/24/2022		7/25/2022	Modified & Approved 9/11/2022 Filed 9/22/2022	Bundled SB361		
Air Quality (45-16)	Standards of Performance for New Stationary Sources Legislative	6/1/2022	7/5/2022		7/21/2022	Approved 9/11/2022	Bundled HB2640		
Air Quality (45-30)	Requirements for Operating Permits Legislative	6/1/2022	7/5/2022		7/21/2022	Authorized as Modifed w/ certain Amendments 10/3/2022 Filed 12/20/2022	Bundled HB2640		
Air Quality (45-34)	Emission Standards for Hazardous Air Pollutants Legislative	6/1/2022	7/5/2022		7/21/2022	Approved 9/11/2022	Bundled HB2640		
Air Quallity (45-40)	Control of Ozone Season Nitrogen Oxides Emissions Legislative	6/1/2022	7/5/2022		7/21/2022	Modified & Approved 9/11/2022 Filed 9/16/2022	Bundled HB2640		
Athletic Commission (177-01)	Administrative Rule of the WV State Athletic Commission Legislative	6/3/2022	7/5/2022		7/26/2022	Modified & Approved 9/11/2022 Filed 10/20/2022	Bundled SB361		

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Athletic Commission (177-02)	Regulation of Mixed Martial Arts Legislative	6/7/2022	7/8/2022		7/27/2022	Modified & Approved 9/11/2022 Filed 10/20/2022	Bundled SB361		
Auditor (155-03)	Standards for Voluntary Payroll Deductions Legislative	6/27/2022	7/27/2022		7/29/2022	Approved 9/11/2022	Bundled SB361		
Community & Technical College Education (135-02)	Performance-Based Funding Formula Legislative	6/10/2022	7/13/2022	6/10/2022 Effective 6/10/2022	7/22/2022	Approved 9/11/2022	HB2800		
Community & Technicial College Education (135-12) Sunset Provision	Capital Project Management Legislative				6/13/2022		HB2800		
Community & Techncial College Education (135-27)	Workforce Development: Learn and Earn, Technical Program Development, and WV Advance Rapid Response Grants Legislative	6/10/2022	7/13/2022		7/21/2022	Approved 9/11/2022	HB2800		
Community & Techncial College Education (135-52)	Annual Reauthorization of Degree-Granting Institutions Legislative	6/13/2022	7/15/2022		7/21/2022	Approved 9/11/2022	HB2800		
Community & Techncial College Education (135-55) Sunset Provision	Human Resources Administration Legislative				6/13/2022		HB2800		
Conservation Agency (63-01)	Operation of WV State Conservation Committee and Conservation Districts Legislative	5/2/2022	6/16/2022		7/12/2022	Modified & Approved 9/11/2022 Filed 9/20/2022	Bundled SB361		
Conservation Agency (63-04)	Conservation District Accounting and Auditing Standards Legislative	5/2/2022	6/16/2022		7/12/2022	Modified & Approved 9/11/2022 Filed 9/20/2022	Bundled SB361		
Crime Delinquency and Correction (149-03) Sunset Provision	Protocol for Law Enforcement Response to Domestic Violence Legislative				7/29/2022	Approved 9/28/2022	Bundled SB335		

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Dentistry (5-15)	Dental Recovery Networks Legislative	6/16/2022	7/18/2022		7/22/2022	Modified & Approved 9/28/2022 Filed 10/4/2022	Bundled SB361		
Economic Development, WV Dept. of (145-15)	Small Business Innovation Research and Small Business Technology Transfer Matching Funds Program Legislative	6/28/2022	7/28/2022		7/29/2022	Modified & Approved 9/15/2022 Filed 11/1/2022	Bundled SB409		
Education (126-016)	Regulations for the Education of Stuedents with Exceptionalilties (2419) Legislative Exempt	12/14/2022	1/17/2023					2/9/2023	3/13/2023
Emergency Management (170-07)	National Flood Insurance Program Legislative	6/29/2022	7/28/2022		7/29/2022	Modified & Approved 9/11/2022 Filed 9/15/2022	Bundled SB335		
Environmental Protection, Secretary's Office (60-10)	Purchasing Procedure Procedural	10/17/2022	11/22/2022						
Environmental Protection, Secretary's Office (60-11)	Rules for Reclamation of Solar and Wind Electricity Generating Facilities Legislative	6/27/2022	7/28/2022		7/29/2022	Approved 9/28/2022	Bundled HB2640		
Financial Institutions, Div. of (106-23)	Rule Pertaining to Money Transmission Services Legislative	6/3/2022	7/5/2022		7/27/2022	Modified & Approved 9/11/2022 Filed 9/19/2022	Bundled SB345		
Fire Commission (87-03)	Hazardous Substance Emergency Response Training Programs Legislative	6/28/2022	7/28/2022		7/29/2022	Modified & Approved 9/28/2022 Filed 10/5/2022	Bundled SB335		
Fire Commission (87-05, repeal)	Certification of Home Inspectors Legislative	6/29/2022	7/29/2022		7/29/2022	Approved 9/28/2022	Bundled SB335		
Fire Commission (87-08)	Volunteer Firefighters' Training, Equipment, and Operating Standards Legislative	6/28/2022	7/28/2022		7/29/2022	Modified & Approved 9/28/2022 Filed 10/5/2022	Bundled SB335		
Fire Marshal (103-01)	Certification of Electrical Inspectors Legislative	6/28/2022	7/28/2022		7/29/2022	Modified & Approved 9/28/2022 Filed 10/5/2022	Bundled SB335		

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Fire Marshal (103-03)	Supervision of Fire Protection Work Legislative	6/28/2022	7/28/2022		7/29/2022	Modified & Approved 9/28/2022 Filed 10/5/2022	Bundled SB335		
Fire Marshal (103-05)	Electrician Licensing Rules Legislative	6/28/2022	7/28/2022		7/29/2022	Modified & Approved 9/28/2022 Filed 10/5/2022	Bundled SB335		
Fire Marshal (103-07)	Certification of Home Inspectors Legislative	6/29/2022	7/29/2022		7/29/2022	Modified & Approved 9/28/2022 Filed 10/5/2022	Bundled SB335		
Funeral Service Examiners (6-01)	Funeral Director, Embalmer, Apprentice, Courtesy Card Holders and Funeral Establishment Requirements Legislative	6/27/2022	7/27/2022	7/27/2022 Approved 8/11/2022	7/27/2022	Modified & Approved 10/2/2022 Filed 10/4/2022	Bundled SB361		
Funeral Service Examiners (6-02)	Crematory Requirements Legislative	6/27/2022	7/27/2022		7/27/2022	Modified & Approved 10/2/2022 Filed 10/4/2022	Bundled SB361		
Funeral Service Examiners (6-07)	Fee Schedule Legislative	6/27/2022	7/27/2022	7/27/2022 Approved 8/11/2022	7/27/2022	Modified & Approved 9/28/2022 Filed 10/4/2022	Bundled SB361		
Health (64-14) Sunset Provision	Assisted Living Facilities Legislative				2/16/2023				
Health (64-26)	Procedures Pertaining to the Dangerousness Assessment Advisory Board Legislative	2/4/2022 5/11/2022	3/7/2022 6/10/2022	2/4/2022 Approved 2/4/2022	3/8/2022 2nd Comment Period Withdrawn 9/1/2022	Modified & Approved 9/28/2022 Filed 10/4/2022	Bundled HB2648		
Health (64-73)	Basic Public Health Service Standards for Local Boards of Health Legislative	6/27/2022	7/27/2022		7/28/2022	Modified & Approved 9/28/2022 Filed 10/14/2022	Bundled HB2648		
Health (64-84)	Medical Examiner Requirements for Postmortem Inquiries Legislative	6/23/2022	7/25/2022	6/23/2022 Effective 8/4/2022	7/25/2022	Modified & Approved 9/28/2022 Filed 10/14/2022	Bundled HB2648		
Health (64-91) Sunset Provision	Newborn Screening System Legislative				2/16/2023				

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Health (64-110)	Medical Cannabis Program – Growers/Processors Legislative	6/22/2022	7/22/2022		7/22/2022	Approved 9/28/2022	Bundled HB2648		
Health (64-112)	Medical Cannabis Program – Dispensaries Legislative	6/22/2022	7/22/2022		7/22/2022	Approved 9/28/2022	Bundled HB2648		
Health and Human Resources (69-08) Sunset Provision	Chronic Pain Management Clinic Licensure Legislative				2/16/2023				
Health and Human Resources (69-12) Sunset Provision	Medication Assisted Treatment-Office-Based Medication-Assisted Treatment Legislative				2/16/2023				
Health and Human Resources (69-13) Sunset Provision	Development of Methodologies to Examine Needs for Substance Use Disorder Treatment Facilities within the State Legislative				6/22/2022	Modified & Approved 9/11/2022 Filed 10/26/2022	Bundled HB2648		
Health and Human Resources (69-19)	Core Behavioral Health Crisis Services System Legislative	6/24/2022	7/26/2022	6/24/2022 Effective 8/5/2022	7/27/2022	Modified & Approved 9/28/2022 Filed 10/4/2022	Bundled HB2648		
Health Care Authority (65-06) Sunset Provision	Cooperative Agreement Approval and Compliance Legislative				10/5/2022				
Health Care Authority (65-13) Sunset Provision	Financial Disclosure Rule Legislative				8/24/2022	Approved 9/28/2022	Bundled HB2648		
Health Care Authority (65-34)	Uniform Bill Database Legislative	6/29/2022	7/29/2022		7/29/2022	Modified & Approved 9/28/2022 Filed 10/4/2022	Bundled HB2648		
Higher Education Policy Commission (133-02)	Performance-Based Funding Formula Legislative	6/13/2022	7/13/2022	6/13/2022 Effective 6/13/2022	7/29/2022	Approved 9/11/2022	HB2800	3/1/2023	4/1/2023
Higher Education Policy Commission (133-12) Sunset Provision	Capital Project Management Legislative				6/14/2022	Approved 6/12/2022	HB2800	3/1/2023	4/1/2023
Higher Education Policy Commission (133-32)	Tuition and Fee Policy Legislative	6/13/2022	7/13/2022		7/29/2022	Approved 9/11/2022	HB2800	3/1/2023	4/1/2023

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Higher Education Policy Commission (133-42) Sunset Provision	West Virginia Higher Education Grant Program Legislative				6/14/2022 Emergency 8/2/2022 Effective 8/2/2022	Approved 6/12/2022	HB2800	3/1//2023	4/1/2023
Higher Education Policy Commission (133-52)	Annual Reauthorization of Degree-Granting Institutions Legislative	6/13/2022	7/13/2022		7/29/2022	Approved 9/11/2022	HB2800	3/1/2023	4/1/2023
Higher Education Policy Commission (133-55) Sunset Provision	Human Resources Administration Legislative				6/14/2022	Approved 6/12/2022	HB2800	3/2/2023	4/2/2023
Highways (157-02)	Disposal, Lease and Management of Real Property and Appurtenant Structures and Relocation Assistance Legislative	6/8/2022	7/8/2022		7/21/2022	Modified & Approved 10/2/2022 Filed 10/3/2022	Bundled SB356		
Human Services (78-01)	Child Care Centers Licensing Legislative	6/24/2022	7/25/2022		7/27/2022	Modified & Approved 10/3/2022 Filed 10/14/2022	Bundled HB2648		
Human Services (78-03)	Minimum Licensing Requirements for Residential Child Care and Treatment Facilities for Children and Transitioning Adults and Vulnerable and Transitioning Youth Group Homes and Programs in WV Legislative	6/22/2022	7/22/2022		7/27/2022	Approved 9/28/2022	Bundled HB2648		
Human Services (78-18)	Family Child Care Facility Licensing Legislative	6/23/2022	7/25/2022		7/27/2022	Approved 9/28/2022	Bundled HB2648		
Human Services (78-19)	Family Child Care Home Registration Legislative	6/23/2022	7/25/2022		7/27/2022	Modified & Approved 10/3/2022 Filed 10/14/2022	Bundled HB2648		
Human Services (78-20)	Informal and Relative Family Child Care Home Legislative	6/23/2022	7/25/2022		7/27/2022	Modified & Approved 10/3/2022 Filed 10/14/2022	Bundled HB2648		
Human Services (78-21)	Out of School Time Child Care Legislative	6/23/2022	7/25/2022		7/27/2022	Modified & Approved 10/3/2022 Filed 10/14/2022	Bundled HB2648		

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Human Services (78-25, repeal)	Goals for Foster Children Legislative	8/9/2022	9/8/2022		9/20/2022	Approved 9/28/2022	Bundled HB2648		
Human Services (78-28)	Deemed Head Start Child Care Center Licenses Legislative	6/23/2022	7/22/2022		7/27/2022	Approved 9/28/2022	Bundled HB2648		
Insurance Comm. (114-11B)	Suitability in Annuity Transactions Legislative	6/2/2022	7/5/2022		7/19/2022	Approved 9/11/2022	Bundled SB345		
Insurance Comm. (114-99)	Pharmacy Auditing Entities and Pharmacy Benefit Managers Legislative	6/2/2022	7/5/2022		7/19/2022	Modified & Approved 9/11/2022 Filed 9/20/2022	Bundled SB345		
Insurance Comm. (114-103)	Bail Bondsmen in Criminal Cases Legislative	7/7/2022	8/8/2022	7/1/2022 Approved 8/11/2022 Amendement 10/4/2022 Effective 10/14/2022	8/17/2022	Authorized as Modified w/certain Amendments 10/3/2022 Filed 10/4/2022	Bundled SB345		
Labor (42-19)	WV Board of Manufactured Housing Construction and Safety Legislative	6/23/2022	7/25/2022		7/26/2022	Modified & Approved 9/11/2022 Filed 9/15/2022	Bundled SB409		
Labor (42-32)	Supervision of Plumbing Work Legislative	6/29/2022	7/29/2022		7/29/2022	Approved 9/14/2022	Bundled SB409		
Labor (42-34)	Regulation of HVAC Work Legislative	6/29/2022	7/29/2022		7/29/2022	Modified & Approved 9/11/2022 Filed 9/15/2022	Bundled SB409		
Labor (42-35) Sunset Provision	Registration of Service Persons and Service Agencies Legislative				11/30/2021	Modified & Approved 9/11/2022 Filed 9/15/2022	Bundled SB409		
Labor (42-36) Sunset Provision	Registration of Weighing and Measuring Devices Used by Businesses in Commercial Transactions Legislative				11/30/2021	Modified & Approved 9/11/2022 Filed 9/15/2022	Bundled SB409		
Landscape Architects (9-01)	Registration of Landscape Architects Legislative	6/30/2022	7/30/2022		7/30/2022	Modified & Approved 9/11/2022 Filed 9/22/2022	Bundled SB361		
Lottery Comm. (179-09)	WV Lottery Sports Wagering Rule Legislative	6/2/2022	7/3/2022		7/21/2022	Approved 9/11/2022	Bundled SB345		

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Medicine (11-01A)	Licensing of Physicians and Podiatric Physicians and Disciplinary Procedures for Applicants, Licensees, Credential Holders Legislative	6/24/2022	7/25/2022	6/24/2022 Effective 8/5/2022	7/27/2022	Approved 9/11/2022	Bundled SB361		
Medicine (11-01B)	Licensure, Practice Requirements, Disciplinary and Complaint Procedures, Continuing Education, Physician Assistants Legislative	6/24/2022	7/25/2022	6/24/2022 Effective 8/5/2022	7/27/2022	Approved 9/11/2022	Bundled SB361		
Medicine (11-08)	Collaborative Pharmacy Practice Legislative	6/29/2022	7/29/2022	7/29/2022 Approved 8/11/2022	7/29/2022	Approved 9/11/2022	Bundled SB361		
Medicine (11-12) Sunset Provision	Permitting and Disciplinary Procedures: Educational Permits for Graduate Medical Interns, Residents and Fellows Legislative				11/21/2022				
Medicine (11-16)	Prohibiting Sexual Misconduct by Health Care Practitioners Legislative	6/24/2022	7/25/2022		7/28/2022	Approved 9/11/2022	Bundled SB361		
Mining and Reclamation (38-03)	Rules for Quarrying and Reclamation Legislative	4/6/2022	5/11/2022		5/26/2022	Modified & Approved 9/28/2022 Filed 10/6/2022	Bundled HB2640		
Motor Vehicles (91-01)	Administrative Due Process Legislative	6/29/2022	7/29/2022		7/30/2022	Approved 9/11/2022	Bundled SB356		
Motor Vehicles (91-04)	Examination and Issuance of Drivers License Legislative	6/28/2022	7/28/2022		7/30/2022	Modified & Approved 9/11/2022 Filed 9/16/2022	Bundled SB356		
Motor Vehicles (91-05)	Denial, Suspension, Revocation, Disqualification, Restriction, Nonrenewal, Cancellation, Administrative Appeals and Reinstatement of Driving Privileges Legislative	6/29/2022	7/28/2022		7/30/2022	Modified & Approved 9/11/2022 Filed 9/16/2022	Bundled SB356		
Natural Resources (58-11) Sunset Provision	Hunting, Fishing, and Other Outfitters and Guides Legislative				11/30/2021	Authorized as Modified w/Certain Amendments & Approved 9/11/2022 Filed 9/29/2022	Bundled SB409		

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Natural Resources (58-12)	Commercial Whitewater Outfitters Legislative	6/28/2022	7/27/2022		7/29/2022	Authorized w/Certain Amendments &Approved 9/11/2022	Bundled SB409		
Natural Resources (58-27)	Special Motorboating Regulations Legislative	6/28/2022	7/27/2022		7/29/2022	Approved 9/11/2022	Bundled SB409		
Natural Resources (58-64) Sunset Provision	Miscellaneous Permits and Licenses Legislative				11/30/2021	Authorized as Modified w/Certain Amendments & Approved 9/11/2022 Filed 9/29/2022	Bundled SB409		
Optometry (14-12)	Optometric Telehealth Practice Legislative	6/29/2022	7/29/2022	8/25/2022 Admendment 10/4/2022 Effective 11/15/2022	7/30/2022	Modified & Approved 9/16/2022 Filed 9/28/2022	HB2719 SB388		
Osteopathic Medicine (24-02)	Osteopathic Physician Assistants Legislative	6/28/2022	7/28/2022	6/28/2022 Effective 8/9/2022	7/29/2022	Approved 9/11/2022	Bundled SB361		
Pharmacy (15-01)	Licensure and Practice of Pharmacy Legislative	6/29/2022	7/29/2022		7/29/2022	Modified & Approved 9/28/2022 Filed 10/17/2022	Bundled SB361		
Pharmacy (15-02)	Rules for the Uniform Controlled Substances Act Legislative	6/28/2022	7/28/2022		7/29/2022	Modified & Approved 9/28/2022 Filed 10/17/2022	Bundled SB361		
Pharmacy (15-07)	Registration of Pharmacy Technicians Legislative	6/28/2022	7/28/2022		7/29/2022	Modified & Approved 9/28/2022 Filed 10/17/2022	Bundled SB361		
Pharmacy (15-15)	Regulations Governing Pharmacy Permits Legislative	6/28/2022	7/28/2022		7/29/2022	Modified & Approved 9/28/2022 Filed 10/17/2022	Bundled SB361		
Pharmacy (15-19)	Inspections Legislative	2/3/2022	3/7/2022	1/6/2022 Approved 1/7/2022 Amendment 10/17/2022 Effective 11/28/2022	4/4/2022	Modified & Approved 9/28/2022 Filed 10/17/2022	Bundled SB361		

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Pharmacy (15-20)	Donated Drug Repository Program Legislative	6/28/2022	7/28/2022		7/29/2022	Modified & Approved 9/28/2022 Filed 10/17/2022	Bundled SB361		
Psychologists (17-06) Sunset Provision	Code of Conduct Legislative				9/7/2022	Approved 9/28/2022	Bundled SB361		
Public Service Commission (150-05)	Rules for the Government of Sewer Utilities Legislative Exempt	11/3/2022	1/2/2023					1/24/2023	3/25/2023
Public Service Commission (150-07)	Rules for the Government of Water Utlities Legislative Exempt	11/3/2022	1/2/2023					1/24/2023	3/25/2023
Registered Nurses (19-03)	Requirements for Registration and Licensure and Conduct Constituting Professional Misconduct Legislative	5/18/2022	6/16/2022	8/5/2022 Approved 8/11/2022	7/27/2022	Approved 9/11/2022	Bundled SB361		
Registered Nurses (19-07)	Advanced Practice Registered Nurse Licensure Requirements Legislative	5/16/2022	6/15/2022		7/26/2022	Modified & Approved 9/11/2022 Filed 11/10/2022	Bundled SB361		
Registered Nurses (19-08)	Limited Prescriptive Authority in Nurses in Advanced Practice Legislative	5/16/2022	6/15/2022		7/26/2022	Modified & Approved 9/11/2022 Filed 11/10/2022	Bundled SB361		
Registered Nurses (19-11)	Continuing Education and Competence Legislative	5/17/2022	6/15/2022		7/26/2022	Modified & Approved 9/11/2022 Filed 11/10/2022	Bundled SB361		
Registered Nurses (19-12)	Fees for Services Rendered by the Board Legislative	5/17/2022	6/16/2022		7/26/2022	Modified & Approved 9/11/2022 Filed 11/10/2022	Bundled SB361		
Registered Nurses (19-14)	Practitioner Requirements for Accessing the WV Controlled Substances Monitoring Program Database Legislative	5/16/2022	6/15/2022		7/26/2022	Modified & Approved 9/11/2022 Filed 11/10/2022	Bundled SB361		
Registered Nurses (19-16)	Telehealth Practice; Requirements; Definitions Legislative	5/16/2022	6/15/2022		7/26/2022	Approved 9/12/2022	Bundled SB361		

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Secretary of State (153-13)	Early Voting In-Person Satellite Precincts Legislative	6/30/2022	7/31/2022		8/1/2022	Modified & Approved 9/11/2022 Filed 11/10/2022	Bundled SB361		
Secretary of State (153-25)	Combined Voter Registration and Driver Licensing Fund Legislative	6/27/2022	7/28/2022		7/29/2022	Modified & Approved 9/11/2022 Filed 11/10/2022	Bundled SB361		
Secretary of State (153-54)	Administrative Procedures for the Nonpublic Funding for Election Administration Fund Legislative	6/30/2022	7/31/2022	6/2/2022 Effective 7/14/2022	8/1/2022	Modified & Approved 9/11/2022 Filed 11/10/2022	Bundled SB361		
Sec. of WV DHHR and WV Insurance Commissioner (114A-03)	All-Payer Claims Database – Submission Manual Legislative	6/28/2022	7/28/2022		7/29/2022	Recommend Rejection 12/5/2022	Bundled HB2648		
State Police (81-10)	WV State Police Professional Standards Investigations, Employee Rights, Early Identification System, Psychological Assessment and Progressive Discipline Legislative	6/29/2022	7/28/2022		7/29/2022	Modified & Approved 9/28/2022 Filed 10/14/2022	Bundled SB335		
Tax (110-01J)	Valuation of Producing and Reserve Oil, Natural Gas Liquids, and Natural Gas for Ad Valorem Property Tax Purposes Legislative	6/13/2022	7/13/2022	6/13/2022 Approved 7/1/2022	7/29/2022	Modified & Approved 9/28/2022 Filed 10/17/2022	Bundled SB345		
Tax (110-13DD) Sunset Provision	Farm-To-Food Bank Tax Credit Legislative				3/25/2022	Approved 9/11/2022	Bundled SB345		
Tax (110-13X)	WV Film Industry Investment Act Legislative	6/3/2022	7/3/2022		7/26/2022	Modified & Approved 9/11/2022 Filed 9/26/2022	Bundled SB345		
Tax (110-21B) Sunset Provision	Citizen Tax Credit for Property Taxes Paid Legislative				12/30/2022				
Tax (110-22) Sunset Provision	Property Transfer Tax Legislative				3/25/2022	Approved 9/11/2022	Bundled SB345		
Tax (110-28)	Municipal Sales and Use Tax Administration Legislative	6/3/2022	7/3/2022		7/26/2022	Modified & Approved 9/11/2022 Filed 9/26/2022	Bundled SB345		

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Tax (110-42) Sunset Provision	Personnel Rule for the Tax Division Legislative				3/25/2022	Approved 9/11/2022	Bundled SB345		
Tax (110-49) Sunset Provision	Administration of Tax on Purchases of Wine and Liquor Legislative				12/30/2022				
Tax Appeals (121-01)	Rules of Practice and Procedure Before the West Virginia Office of Tax Appeals Procedural	12/19/2022	1/23/2023						
Treasurer (112-05)	Enforcement of the Uniform Unclaimed Property Act Legislative	6/27/2022	7/27/2022		7/29/2022	Modified & Approved 9/11/2022 Filed 9/15/2022	Bundled SB361		
Treasurer (112-18)	Hope Scholarship Program Legislative	2/9/2022	3/11/2022	2/9/2022 Effective 3/23/2022 Admendment 4/22/2022 Effective 6/3/2022 Admendment 10/13/2022 Effective 11/24/2022 Amendment 1/4/2023 Effective 2/15/2023	4/21/2022	Modified & Approved 1/25/2023 Filed 1/25/2023	Bundled SB361		
Treasurer (112-20)	Jumpstart Savings Program Legislative	5/19/2022	6/20/2022	5/20/2022 Effective 7/1/2022 Amendment 8/4/2022 Approved 8/11/2022 Amendment 9/30/2022 Effective 11/11/22	7/22/2022	Modified & Approved 9/11/2022 Filed 9/15/2022	Bundled SB361		
Waste Management, Div. of Water & Waste Mgmt. (33-10)	Recycling Assistance Grant Program Legislative	6/29/2022	7/29/2022		7/29/2022	Approved 9/28/2022	Bundled HB2640		
Waste Management, Div. of Water & Waste Mgmt. (33-13)	Reclamation of Abandoned and Dilapidated Properties Grant Program Legislative	6/28/2022	7/28/2022		7/29/2022	Modified & Approved 9/28/2022 Filed 10/14/2022	Bundled HB2640		

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2023 MAR -8 A 10: 28

OFFICE OF WEST VIRGINIA SECRETARY OF STATE

WEST VIRGINIA DIVISION OF CORRECTIONS & REHABILITATION

POLICY DIRECTIVE UPDATES

NUMBER	DATE	SUBJECT
400.01	22 March 2023	Inmate Admission Procedures at Jails & Short-Term Holding Facilities

WEST VIRGINIA
SECRETARY OF STATE
MAC WARNER
ADMINISTRATIVE LAW DIVISION

INCOME MAINTENANCE MANUAL CHANGE FORM

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OFFICE OF WEST VIRGINIA SECRETARY OF STATE

NOTICE OF FILING CHANGES TO PUBLIC ASSISTANCE MANUAL WITH THE SECRETARY OF STATE

AGENCY:	**West Virginia Department of Health and Human Resources**	**BUREAU:**	**Family Assistance**
TITLE OF MANUAL TO WHICH POLICY IS BEING FILED:	**Income Maintenance Manual**		
STATE RULE:	**FEDERAL RULE:**	**EFFECTIVE DATE:**	**3/1/2023**
CHANGE NUMBER:	**Updated New Income Maintenance Manual 832**		
CHAPTERS/SECTIONS EFFECTED:	**4, 5, 10, 22 & 23**		

SEE DW-17 FORM FOR SPECIFIC CHANGES / MODIFICATIONS

REASON FOR MANUAL CHANGE:	Effective March 1, 2023, a change is made to update the income guidelines based on the Federal Poverty Level (FPL). Updates are made to Chapter 4 Appendix A and Appendix E; Chapter 5.4; Chapter 10 Appendix A; Chapter 22 Appendix B for WVCHIP and Medicaid; and Chapter 23.12.

THIS IS PART OF AN EXISTING LEGISLATIVE RULE

The above policy is hereby filed as an incorporated portion of an existing legislative rule.

Monica Hanna

Authorized Signature

CONTACT:
Office of the Secretary
West Virginia Department of Health and Human Resources
State Capitol Complex, Building 3, Room 206
Charleston, West Virginia 25305
304.558.7899 Telephone

Revision 07/07

Legislative

WEST VIRGINIA
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MAC WARNER
ADMINISTRATIVE LAW DIVISION
INCOME MAINTENANCE MANUAL CHANGE FORM

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OFFICE OF WEST VIRGINIA SECRETARY OF STATE

NOTICE OF FILING CHANGES TO PUBLIC ASSISTANCE MANUAL WITH THE SECRETARY OF STATE

AGENCY:	West Virginia Department of Health and Human Resources	**BUREAU:**	Family Assistance
TITLE OF MANUAL TO WHICH POLICY IS BEING FILED:	Income Maintenance Manual		
STATE RULE:	**FEDERAL RULE:**	**EFFECTIVE DATE:**	2/10/2023
CHANGE NUMBER:	Updated New Income Maintenance Manual 833		
CHAPTERS/SECTIONS EFFECTED:	10 Emergency Rule		

SEE DW-17 FORM FOR SPECIFIC CHANGES / MODIFICATIONS

REASON FOR MANUAL CHANGE: A court order issued in Carr v. Becerra, No. 22-cv-0098 (D. Conn) directs the US Department of Health and Human Services (HHS) to refrain from enforcing guidance previously issued by an interim final rule (IFR) published on November 6, 2020, in which the HHS interpreted section 6008(b)(3) of the Families First Coronavirus Response Act (FFCRA) at 42 C.F.R. § 433.400 and to reinstate its previous guidance.

THIS IS PART OF AN EXISTING LEGISLATIVE RULE

The above policy is hereby filed as an incorporated portion of an existing legislative rule.

Monica Hamm
Authorized Signature

CONTACT:
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West Virginia Department of Health and Human Resources
State Capitol Complex, Building 3, Room 206
Charleston, West Virginia 25305
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INCOME MAINTENANCE MANUAL CHANGE FORM

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OFFICE OF WEST VIRGINIA SECRETARY OF STATE

NOTICE OF FILING CHANGES TO PUBLIC ASSISTANCE MANUAL WITH THE SECRETARY OF STATE

AGENCY:	West Virginia Department of Health and Human Resources	**BUREAU:**	Family Assistance
TITLE OF MANUAL TO WHICH POLICY IS BEING FILED:	Income Maintenance Manual		
STATE RULE:	**FEDERAL RULE:**	**EFFECTIVE DATE:**	2/15/2023
CHANGE NUMBER:	Updated New Income Maintenance Manual 834		
CHAPTERS/SECTIONS EFFECTED:	5		

SEE DW-17 FORM FOR SPECIFIC CHANGES / MODIFICATIONS

REASON FOR MANUAL CHANGE: To update language relating to the exclusion of assets received from COVID-19 pandemic-related payments. Effective December 1, 2021, COVID-19 pandemic-related payments classified as disaster assistance are permanently excluded as income and excluded as an asset.

THIS IS PART OF AN EXISTING LEGISLATIVE RULE

The above policy is hereby filed as an incorporated portion of an existing legislative rule.

Monica Hamm
Authorized Signature

CONTACT:
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West Virginia Department of Health and Human Resources
State Capitol Complex, Building 3, Room 206
Charleston, West Virginia 25305
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Revision 07/07

Orders Report

Docket Number	Agency	Respondent	Date Rendered
23-8-12601-P	Health Care Authority	Grant Memorial Hospital	2/21/2023
06-9-8255-H	Health Care Authority	West Virginia University Hospital-East, Inc.	1/27/2023
23-2-12602-X	Health Care Authority	WellSpring Pregnancy and Family Resource Center	1/27/2023
21-2-12033-X	Health Care Authority	Williamson Health and Wellness Center, Inc.	1/27/2023
18-6-11297-H	Health Care Authority	West Virginia University Hospitals, Inc.	1/27/2023
18-5-11487-P	Health Care Authority	Camden-Clark Memorial Hospital Corporation	1/27/2023
18-5-11487-P	Health Care Authority	Camden-Clark Physician Corporation	1/27/2023
21-2-12014-H	Health Care Authority	Cabell Huntington Hospital, Inc.	1/27/2023
21-5-12091-B	Health Care Authority	Encompass Health Rehabilitation Hospital of Parkersburg	1/19/2023
22-5-12530-A	Health Care Authority	Charleston Area Medical Center, Inc.	1/17/2023
22-11-12531-A	Health Care Authority	Tender Loving Care Health Care Services of West Virginia, LLC	1/17/2023
22-11-12531-A	Health Care Authority	d/b/a Amedisys Home Health Care (TLC Amedisys)	1/17/2023
22-9-12470-P	Health Care Authority	Berkeley Medical Center	1/5/2023
22-3-12588-X	Health Care Authority	Lotus Recovery Center, LLC	1/5/2023
22-3-12538-X	Health Care Authority	Herbert J. Thomas Memorial Hospital Association	12/19/2022
22-3-12538-X	Health Care Authority	d/b/a Thomas Memorial Hospital	12/19/2022
22-6-12526-A/E	Health Care Authority	West Virginia University Hospital, Inc.	12/19/2022
22-6-12551-X	Health Care Authority	Stellar Support Service	3/6/2023
22-4-12550-X	Health Care Authority	New Hope Residential Services	12/15/2022
22-4-12546-X	Health Care Authority	Charleston Area Medical Center, Inc.	12/15/2022
22-8-12548-X	Health Care Authority	Potomac Valley Hospital	12/15/2022
22-3-12517-X	Health Care Authority	Lotus Recovery Center, LLC	12/6/2022

21-8-12328-P	Health Care Authority	Potomac Valley Hospital	12/6/2022
21-8-12167-P	Health Care Authority	Potomac Valley Hospital	12/6/2022
22-8-12545-X	Health Care Authority	Mountain Hospice	12/15/2022
22-8-12547-X	Health Care Authority	Potomac Valley Hospital	12/15/2022
22-3-12504-P	Health Care Authority	Charleston Area Medical Center	12/12/2022
21-4-12039-NH	Health Care Authority	Summersville Center LLC	12/2/2022
21-4-12039-NH	Health Care Authority	Whitman Properties LLC	12/2/2022
22-6/7-1249-A	Health Care Authority	Select Physical Therapy Holdings, Inc.	12/2/2022
22-9-12540-X	Health Care Authority	Winchester Community Mental Health Center, Inc.	12/1/2022
22-1-12533-X	Health Care Authority	Appalachian Regional Healthcare, Inc.	12/1/2022
22-1-12533-X	Health Care Authority	d/b/a Beckley ARH Hospital	12/1/2022
22-2-12534-X	Health Care Authority	Logan Regional Medical Center	12/1/2022
22-11-12490-P	Health Care Authority	Fayette Physican Network, Inc.	11/29/2022
22-11-12490-P	Health Care Authority	d/b/a/ WVUHS Medical Group	11/29/2022
	Registered Nurses, WV Board of	Jacqueline Brewster	1/31/2023
0121A	Veterinary Medicine	Gary S. Brown, DVM	1/13/2022
0220A, 0220B	Veterinary Medicine	Kevin Hennessy, DVM	7/10/2020
0222A	Veterinary Medicine	Jamie Totten, DVM	9/15/2022
0320A	Veterinary Medicine	James Radcliffe, DVM	6/13/2020
0321A	Veterinary Medicine	Timothy Knotts, DVM	9/15/2021
0322C	Veterinary Medicine	Hannah Combs, DVM	9/7/2022
0421A	Veterinary Medicine	Paige S. Stoehr, DVM	9/28/2021
0421B	Veterinary Medicine	Todd E. Shockey, DVM	11/1/2021
0521B	Veterinary Medicine	Cynthia Linner, DVM	11/11/2021
0521D	Veterinary Medicine	Sarah O'Donnell, DVM	11/5/2021
0620A	Veterinary Medicine	John L. Spiker, DVM	12/14/2020
0622E	Veterinary Medicine	Norman Wilt, DVM	11/16/2022

0820C	**Veterinary Medicine**	Julia Carson Thomas, DVM	12/6/2020
0821A AND 0821B	**Veterinary Medicine**	Thomas J. McMahon, DVM	3/30/2022
1021F	**Veterinary Medicine**	Laura Means, DVM	4/26/2022
1119E	**Veterinary Medicine**	Paula Young, DVM	7/2/2020
1121A	**Veterinary Medicine**	Matthew K. Faulkner	4/20/2022
1121B	**Veterinary Medicine**	Kathryne Bucks, DVM	4/20/2022
1221B	**Veterinary Medicine**	Mark Music, DVM	9/7/2022
0218A	**Veterinary Medicine**	Kathryn Walker, DVM	6/27/2018
BVMCE0418	**Veterinary Medicine**	Garrett Call, DVM	6/20/2018
BVMCE0419A	**Veterinary Medicine**	Reagan Rodgers, DVM	8/6/2019
BVMCE0419B	**Veterinary Medicine**	Peggy Williams, DVM	1/29/2020
0517A	**Veterinary Medicine**	Kevin J. Rowles, DVM	11/26/2019
0518A	**Veterinary Medicine**	Carrie Wehr, DVM	12/13/2018
0520B	**Veterinary Medicine**	Jennifer Stout, DVM	10/2/2020
0618B	**Veterinary Medicine**	Mark Curtis, III, DVM	12/11/2018
0817B	**Veterinary Medicine**	Tina M. Keplinger	5/16/2018
1117B	**Veterinary Medicine**	Thomas J. McMahon	4/11/2018
1118A	**Veterinary Medicine**	Daniel Toler, DVM	2/20/2019
1119A	**Veterinary Medicine**	Jean Loonam, DVM	5/30/2019
BVMCE0522A	**Veterinary Medicine**	Amy Chronister, DVM	8/16/2022
BVMCE0522C	**Veterinary Medicine**	Sierra Guynn, DVM	8/16/2022
BVMCE0522D	**Veterinary Medicine**	Rick Jenkins, DVM	8/16/2022
BVMCE0522E	**Veterinary Medicine**	Thomas Overbay, DVM	8/16/2022
BVMCE0522F	**Veterinary Medicine**	Justine Saville, DVM	8/16/2022
BVMCE0522G	**Veterinary Medicine**	Alan Sharpton, DVM	9/7/2022
BVMCE05221	**Veterinary Medicine**	Susan Smith, DVM	8/16/2022
BVMCE0522K	**Veterinary Medicine**	Olivia Nelson	9/7/2022

BVMCE0522L	**Veterinary Medicine**	Kristin Snider	9/15/2022
BVMCE0620	**Veterinary Medicine**	Michael Jacobs, DVM	10/6/2020
BVMCE0621C	**Veterinary Medicine**	Karli Snyder	8/31/2021
BVMCE0621D	**Veterinary Medicine**	William Selby, DVM	8/30/2021
1119B	**Veterinary Medicine**	Donald Fairman, DVM	5/30/2019
1119D	**Veterinary Medicine**	Audra Melton, DVM	2/19/2020
1217B	**Veterinary Medicine**	Holly Kossuth, DVm	3/6/2019
1217C	**Veterinary Medicine**	Brianne Miller, DVM	3/6/2019
1217D	**Veterinary Medicine**	Mica Partridge, DVM	2/13/2019
1021A AND 1021B	**Veterinary Medicine**	Timothy Knotts, DVM	3/22/2022
BVMCE0621B	**Veterinary Medicine**	Caitlin Cosentino, DVM	7/14/2021
BVMCE0621A	**Veterinary Medicine**	Alexandro Dias, DVM	7/30/2021
BVMCE0621E	**Veterinary Medicine**	Megan Wagner, DVM	8/5/2021
BVMCE0522H	**Veterinary Medicine**	Laura Slack, DVM	8/16/2022

Grievances Report

Docket Number	Grievants Name	Respondents Name	Date Decision
2022-0672-CONS	Elizabeth Gulledge	Department Of Health And Human Resources/Hopemont Hospital	1/4/2023
2023-0083-HamED	Ron Brown	Hampshire County Board Of Education	1/4/2023
2023-0320-RoaED	Deborah K. Huffman	Roane County Board Of Education	1/6/2023
2023-0589-DHS	Matthew Kimble	Department of Homeland Security/Kenneth "Honey" Rubenstein Center	1/10/2023
2023-0300-PutED	Johnny Sargent	Putnam County Board Of Education	1/10/2023
2022-0773-CONS	Darrin Cox	West Liberty University	1/12/2023
2022-0706-DOT	Clinton Drainer	Division Of Highways	1/17/2023
2023-0104-BVCTC	Heather Layne Cooper	Bridge Valley Community and Technical College	1/18/2023
2023-0520-WyoED	Kellie Jo Knotts	Wyoming County Board Of Education	1/20/2023
2023-0434-MU	Alisha Carletta Martin	Marshall University	1/20/2023
2022-0696-CONS	Angela K. Latta	Taylor County Board Of Education	1/23/2023
	Jeanie Conner	Taylor County Board Of Education	1/23/2023
2020-0019-DOC	Cheri James	Workforce West Virginia	1/25/2023
2020-1532-RanED	Levi Fletcher	Randolph County Board Of Education	1/26/2023
2019-1219-MAPS	Stacy L. Rauer	Department of Homeland Security	1/30/2023
		Division of Corrections and Rehabilitation	1/30/2023
		Division Of Personnel	1/30/2023
2022-0363-LinED	Tab Mathis	Lincoln County Board Of Education	1/31/2023
2023-0401-MnrED	Justin Taylor	Monroe County Board Of Education	1/31/2023
2022-0176-CONS	Paula Hinkle-Brown, et al.	Mingo County Board Of Education	2/1/2023
2023-0333-CabED	Megan Carder	Cabell County Board Of Education	2/2/2023
2021-2297-CONS	Erica Groves, et al.	Workforce West Virginia	2/2/2023
2022-0879-MasED	Melissa Denniston	Mason County Board Of Education	2/3/2023

2023-0128-WayED	Lori Murray	Wayne County Board Of Education	2/6/2023
2020-0082-MU	Cody S. Mills	Marshall University	2/7/2023
2023-0063-MU	Anthony T Woart	Marshall University	2/7/2023
2022-0321-JefED	Jessica Russler	Jefferson County Board Of Education	2/9/2023
2023-0487-WooED	Richard Rollyson	Wood County Board Of Education	2/10/2023
2022-0662-CONS	April Campbell	Department of Transportation, Division of Highways	2/13/2023
2020-0569-MinED	Cassandra Kayla Teeters	Mingo County Board Of Education	2/13/2023
2023-0626-DOC	Anna M. Holstein	Division Of Rehabilitation Services	2/15/2023
2023-0219-DHHR	Pamela Ann Pritchard	Department Of Health And Human Resources	2/15/2023
		Mildred Mitchell-Bateman Hospital	2/15/2023
2023-0229-LewED	Michael Terango	Lewis County Board Of Education	2/21/2023
2017-1652-BooED	April Estep	Boone County Board Of Education	2/24/2023
2023-0640-MrnED	Tracey Fluharty-Godfrey	Marion County Board Of Education	2/24/2023
2023-0627-DHHR	Kristy Lynn McPeek	Department Of Health And Human Resources	2/24/2023
		Mildred Mitchell-Bateman Hospital	2/24/2023
2023-0168-WVUIT	Afrin Naz	West Virginia University Institute of Technology	2/24/2023
2023-0134-DOA	Terry Parsons	General Services Division	2/24/2023

Public Notice

west virginia dep department of environmental protection

Other

Public Notice

West Virginia Department of Environmental Protection
Division of Air Quality

Comment Period Opens: March 10, 2023
Comment Period Closes: April 11, 2023

Publication: Charleston Newspapers and West Virginia State Register
Publication Date: March 10, 2023

Type of Notice: Public Comment Period and Public Hearing

Location: Statewide

Proposed Activity: Revision to State Plan
Project Description: Control of Air Pollution from Combustion of Solid Waste for Commercial and Industrial Solid Waste Incineration (CISWI) Units

The West Virginia DEP, Division of Air Quality (DAQ) is revising the CAA section 111(d)/129 State Plan for the Control of Air Pollution from Combustion of Solid Waste for Commercial and Industrial Solid Waste Incineration (CISWI) Units. The plan revision incorporates changes made to rule 45CSR18 (Control of Air Pollution from Combustion of Solid Waste) which became effective April 1, 2022. Revision to the rule necessitates DAQ submit a State Plan revision to the United States Environmental Protection Agency (USEPA). The public hearing is being held to satisfy requirements for submitting a revised CAA section 111(d)/129 State Plan.

The proposed State Plan will be available for public review March 10, 2023 on the website at https://dep.wv.gov/daq/publicnoticeandcomment/Pages/default.aspx or during normal work hours at the Department of Environmental Protection, Division of Air Quality's Charleston office.

Written comments must be received by the DAQ before 5:30 p.m. on Tuesday, April 11, 2023.

Point of Contact: Richard Boehm
WV Department of Environmental Protection
Division of Air Quality
601 57th Street, SE
Charleston, WV 25304
Telephone: 304/926-0499, ext. 41246
Email: richard.a.boehm@wv.gov

The DEP is holding the public hearing virtually and registration is required in advance. Instructions for participating and providing oral comments are provided below. The purpose of the public hearing is to receive oral comments concerning the revision to the State Plan.

Public Hearing: April 11, 2023 at 5:30 p.m.

To participate in the public hearing either online or by telephone, register before 5:00 p.m. on Tuesday, April 11, 2023. To register, please complete the participant registration form at https://docs.google.com/forms/d/e/1FAIpQLSeEYdAabG9tRpP9RVvydZYzfkyvfT2H9cVaZ50apzWSeoYpzw/viewform?usp=sf_link. To register to speak, please indicate "yes" you want to provide oral comments on the record. A confirmation e-mail will be sent with information on how to join the public hearing. If you do not have internet access and want to register, please contact Nicole Ernest at (304) 926-0499 ext. 41256. Registration for the online hearing is required to fulfill the state's obligation under federal air quality regulations to document the list of participants.

If you wish to speak at the public hearing, verbal testimony is limited to 5 minutes for each witness. If participating virtually, video demonstrations and screen sharing by witnesses is not permitted.

FILED
WV SECRETARY OF STATE
MARCH 06, 2023 02:19 PM

Other

STATE OF WEST VIRGINIA
DEPARTMENT OF HEALTH AND HUMAN RESOURCES
Bureau for Public Health
Office of Environmental Health Services

Jeffrey H. Coben, MD
Interim Cabinet Secretary

Matthew Q. Christiansen, MD, MPH
Commissioner & State Health Officer

MEMORANDUM

TO: Interested Parties

FROM: Logan R. Davis
Drinking Water Treatment Revolving Fund

DATE: March 6, 2023

SUBJECT: Categorical Exclusion Decision (CE)
Town of Triadelphia Line Upgrade/Replacement CE

A copy of the Town of Triadelphia Line Upgrade/Replacement Categorical Exclusion Decision (CE) is enclosed for your records.

The review process concluded that the proposed action is consistent with the categories of actions eligible for categorical exclusion. This means that environmental information documents and environmental assessments or environmental impact statements **will not** be required for this project and the project is authorized to proceed forward.

This decision is based upon a careful review of supporting documents provided by the applicant and other documentation available to the West Virginia Bureau of Public Health (WVBPH). These documents are on file with the WVBPH, Office of Environmental Health Services (OEHS), Environmental Engineering Division (EED), and are available for review upon request.

Comments on this decision may be submitted for consideration to WVBPH/OEHS/EED, attention Christopher Thomas, 350 Capitol Street, Room 313 Charleston, WV 25301-3713; or you may fax your comments to (304) 558-0691 or e-mail christopher.w.thomas@wv.gov.

350 Capitol Street, Room 313
Charleston, West Virginia 25301-3713 Telephone:
(304) 558-2981 / Fax: (304) 558-0691

Distribution List (via email):

Town of Triadelphia
West Virginia Water Development Office
West Virginia Bureau of Public Health
West Virginia Department of Environmental Protection
Division of Culture & History Department of the Army
State Register Publication
Dominick Cerrone
A.C. Wiethe, Belomar
OEHS Wheeling District Office

CATEGORICAL EXCLUSION DECISION

(March 6, 2023)

Other

TO: ALL INTERESTED PARTIES

In accordance with the Environmental Protection Agency (EPA) regulations for complying with the National Environmental Policy Act (NEPA) of 1969 (P.L. 91-190), a review has been performed on a request for a categorical exclusion for the environmental review requirements under NEPA, for the proposed action described below:

Town of Triadelphia
Ohio County, WV
WVIJDC Project #: **2022W-2157**
SRF Project #: **22DWTRFA140**
Water System Improvements Project

(Official Project Name and Number)

Town of Triadelphia
4453 National Road
Triadelphia, West Virginia 26059

(Project Applicant)

Town of Triadelphia
Ohio County, WV

(Project Location, City, County, State)

$ 3,910,000

(Estimated Drinking Water Treatment Revolving Fund Financial Share)

$ 4,410,000

(Estimated Total Project Cost)

PROJECT SUMMARY FOR CATEGORICAL EXCLUSION

PROPOSED ACTION:

The project will provide an upgrade/replacement to the water line in the Town of Triadelphia. The project will consist of installing approximately 10,940 linear feet of 8", 2,820 LF of 6", and 8,840 linear feet of 2" waterline and all necessary valves and appurtenances. This project will replace all class 160 PVC and steel pipe in the system, as well as a select line replacement along the original 8-in. ductile cast iron main along US Route 40, with new fire hydrants and valve replacements where the new lines are installed. The town's current fire hydrants will be replaced along the pre-existing lines as well. There will also be a radio read meter system installed that will include radio read meters and billing software.

ENVIRONMENTAL BENEFITS:

The existing Town of Triadelphia's distribution system suffers from chronic leaks and breaks, inoperable valves, and aged/inadequate piping material (steel pipe, SDR Class 160 PVC pipe, and possibly lead components causing contamination in the water system). The reduction estimate for this project will be approximately a 25% reduction of unaccounted-for and lost water. The project will greatly reduce leakage and operational and maintenance costs and nuisances for the Town of Triadelphia.

CATEGORICAL EXCLUSION CRITERIA:

EPA regulation 40 CFR 6.106(d) permits the use of categorical exclusions from substantive environmental requirements of the National Environmental Policy Act (NEPA) for:

1. Actions which are solely directed toward minor rehabilitation of existing facilities, functional replacement of equipment, or construction of ancillary facilities; or
2. Other actions specifically allowed in program-specific subparts of this regulation. Criteria that would prevent the use of a categorical exclusion are found in 40 CFR §6.107(c) summarized as follows:

3. The action may have a significant effect on the quality of the human environment, or 4. The action may affect cultural resource areas, endangered or threatened species, environmentally important natural resources, or other identified resource areas of concern; or 5. The action is not cost-effective or may cause public controversy.

ANALYSIS:

The proposed project meets the criteria for a categorical exclusion. It involves upgrading and replacing water mains throughout the Town of Triadelphia. Our review indicates that the infrastructure will be placed underground in previously disturbed areas. All work is expected to have no adverse environmental impact.

ENERGY EFFICIENCY AND CLIMATE CHANGE EFFECTS

There is no net change in greenhouse gasses anticipated for this project or negative impact on surrounding environmental resources since all infrastructure is underground, excluding the installation of fire hydrants. The Town of Triadelphia's water system has no power-consuming components and is a one hundred percent gravity system that feeds from an existing hydraulic grade in the City of Wheeling.

FLOODPLAIN MANAGEMENT ANALYSIS

Construction of the water system rehabilitation will occur partially within the 100-year floodplain. However, this project will not impact the floodplain in any permanent way since the areas of proposed work falling within the floodplain contain underground infrastructure and fire hydrants only. Project infrastructure should not be impacted during a flooding event due to the waterlines being buried ~3 feet below ground.

REVOCATION:

This conclusion can be revoked if additional and/or future information indicates any of the following:

1. The proposed action no longer meets the defined category due to changes in the proposed action;
2. Serious local or environmental issues now exist; and/or
3. Federal, state or local laws may be violated.

DOCUMENTATION:

1. Town of Triadelphia Preliminary Engineering Report dated June 2022 as prepared by Cerrone Associates, Inc.
2. Email on power consumption dated December 13, 2022 from Dominick Cerrone, PE
3. Environmental Justice (EJ) Impact Analysis Certification dated November 2, 2022 as prepared by Kenneth Murphy
4. Categorical Exclusion Checklist dated November 1, 2022 as prepared by Dominic Cerrone, PE

Other

FILED
WV SECRETARY OF STATE
MARCH 06, 2023 11:37 AM

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

March 6, 2023

LEGAL NOTICE

The West Virginia Health Care Authority announces the following Certificate of Need activities for the week ending **March 3, 2023**.

APPLICATIONS DECLARED COMPLETE AND UNDER REVIEW

An application declared complete is one in which there is sufficient information for the Authority to make an informed decision. It does not mean that the approval of the application is warranted.

EXPEDITED APPLICATIONS

February 21, 2023 - UnitedHealth Group, Inc, Minneapolis, Minnesota, CON File #23-1/2/3/4/5/6/7/8/10-12618-A, for the acquisition of several home health facilities in West Virginia, whose parent company is LHC Group, Inc.; capital expenditure: $211,000,000.

February 28, 2023 - Thomas Memorial Hospital and Camden Clark Medical Center, South Charleston, Kanawha County, West Virginia, CON File #23-3-12627-H, for the joint certificate of need for the development of cardiac surgery services in South Charleston, Kanawha County, West Virginia; capital expenditure: $770,000.

The review cycle for the above-referenced projects is as follows:

February 28, 2023 – Review cycle begins;

March 30, 2023 – Last date for an affected person to request a public hearing on the project. If a public hearing is requested, notice of date, time and place will be issued to affected persons;

April 4, 2023 – If no public hearing is requested, the file will close and no further information or evidence will be accepted by the Authority for the remainder of the review of the application;

May 1,2023 – Decision on the project will be issued by the Authority.

HEARING NOTICE

The Administrative Hearing and Prehearing Conference have been CANCELED in the following matter:

February 28, 2023- Thomas Memorial Hospital, South Charleston, Kanawha County, West Virginia, CON File #22-3-12525-P, for the development of an ambulatory health care facility in South Charleston, Kanawha County, West Virginia; capital expenditure: $2,780,000.

Prehearing Conference: **February 28, 2023 at 1:30 p.m.**
Administrative Hearing: **March 7, 2023 at 9:00 a.m.**

PROJECTS DETERMINED NOT REVIEWABLE

March 1, 2023- Center for Service Coordination LLC, Martinsburg, Berkeley County, West Virginia, CON FIle #23-9-12609-X, for the additional rental space directly adjacent to their current office location at 630 Winchester Avenue, STE E, with the additional space being located at 630 Winchester Avenue, STE H, Martinsburg, Berkeley County, West Virginia; capital expenditure, $0.

March 1, 2023- Charleston Area Medical Center, Inc. (CAMC), Hurricane, Putnam County, West Virginia, CON File #23-3-12610-X, for the complete relocation of two of CAMC's ambulatory health care facilities (AHCF) located at 3703 Teays Valley Road and 3860 Teays Valley Road, Hurricane, Putnam County, to 3948 Teays Valley Road, Hurricane, Putnam County, West Virginia; capital expenditure is below the expenditure minimum.

March 1, 2023- Grant Memorial Hospital (GMH), Petersburg, Grant County, West Virginia, CON FIle #23-8-12614-X, for the acquisition of a primary care physician practice located at 100 Hospital Drive, Petersburg, Grant County, West Virginia, on the hospital's campus; capital expenditure, will not exceed $100,000.

March 1, 2023- Wetzel County Hospital, New Martinsville, Wetzel County, West Virginia, CON File #23-10-12613-X, for the relocation of a physician practice from 3 Ada Drive, New Martinsville, Wetzel County, West Virginia, to 533 South FOurth Avenue, Suite A, Paden City, Tyler County, West Virginia; capital expenditure, less than $100,000.

CERTIFICATE OF NEED APPROVAL ISSUED

February 28, 2023- LTACH Morgantown, LLC dba Select Specialty Hospital-Morgantown, Morgantown, Monongalia County, CON File #22-6-12594-H,for the addition of nine long term acute care hospital (LTACH beds; capital expenditure: $900.000.

Other

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:

March 1, 2023- Charleston Area Medical Center Inc, Charleston, Kanawha County, West Virginia, CON File #22-6-12493-A, for the acquisition of Greenbrier Valley Medical Center LLC (GVMC), a CHS affiliate which owns and operates GVMC in Ronceverte, Greenbrier County, West Virginia; capital expenditure, $85,660,000.

Accordingly, it is **ORDERED** that the Certificate of Need in this matter by **Charleston Area Medical Center, Inc,** for its subsidiary CAMC Greenbrier Valley Medical Center Inc, to acquire substantially all of the assets of Greenbrier VMC, LLC d/b/a, Greenbrier Valley Medical Center has been implemented in substantial compliance with the Decision issued in this matter and the file is not **CLOSED.**

March 1, 2023- Kindred Healthcare Operating, LLC, CON File #22-2-12438-A, for the acquisition of Cornerstone Health Group Holding, Inc, and its affiliated operating entities including Cornerstone Hospital, LLC d/b/a Cornerstone Specialty Hospitals of Huntington, Huntington, Cabell County, West Virginia; capital expenditure, $4,905,000.

Accordingly, it is **ORDERED** that the Certificate of Need in this matter by **Kindred Healthcare Operating, LLC,** for the acquisition of Cornerstone Health Group Holding, Inc, (Cornerstone) and its affiliated operating entities including Cornerstone Hospital of Huntington, LLC d/b/a Cornerstone Specialty Hospitals Huntington, has been implemented in substantial compliance with the Decision issued in this matter and the file is not **CLOSED**.

March 1, 2023- Summersville Center, LLC and Whitman Properties, LLC, Summersville, Nicholas County, West Virginia, CON File #21-4-12039-NH, for the construction of a 90 bed post-acute care facility located in Summersville, Nicholas County, West Virginia; capital expenditure, $25,673,751

Accordingly, it is **ORDERED** that the Certificate of Need in this matter by Summersville Center, LLC and Whitman Properties, LLC for the construction of a 90 bed post-acute care facility located in Summersville, Nicholas County, has been implemented in substantial compliance with the Decision issued in this matter and the file is not **CLOSED**.

March 1, 2023- Tender Loving Care Health Services of West Virginia, LLC d/b/a Amedisys Home Health Care, (TLC Amedisys), CON File #22-11-12531-A, for the acquisition of Carriage Inn Home Care of West Virginia, Inc d/b/a Capital Health Home Care and its approved four county home health service area of Brooke, Hancock, Marshall, and Ohio Counties, West Virginia; capital expenditure, $386,500.

Accordingly, it is **ORDERED** that the Certificate of Need in this matter by **Tender Loving Care Health Services of West Virginia, LLC d/b/a Amedisys Home Health Care,** for the acquisition of Carriage Inn Home Care of West Virginia, Inc d/b/a Capital Health Home Care and its approved four county home health service area of Brooke, Hancock, Marshall, and Ohio Counties, West Virginia has been implemented in substantial compliance with the Decision issued in this matter and the file is not **CLOSED**.

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

Other

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WV SECRETARY OF STATE
MARCH 07, 2023 10:06 AM

Date: March 7, 2023

NOTICE OF COMMENT PERIOD ON A PROPOSED AUTOMOBILE LIABILITY INSURANCE RATE INCREASE

Pursuant to West Virginia Code Section **§33-20-4(l)**, a comment period has been established during which any interested person may submit written comments on the following proposed automobile liability insurance rate increase.

Insurance Company: Farmers Direct Property and Casualty Insurance Company

Proposed Liability Rate Increase:

Farmers Direct Property and Casualty Insurance Company 24.10%

Insureds Affected: 1,573

The comment period will end on April 7, 2023, at 4:30 p.m.

Only written comments will be accepted, our mailing address is:

Rates & Forms Division
Re: Liability Increase
West Virginia Offices of the Insurance Commissioner
P. O. Box 50540
Charleston, WV 25305-0540