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Administrative Law Division

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

American Society of Composers, Authors and Publishers
Corrections & Rehabilitation, WV Div. of
Health Care Authority
Hospital Finance Authority, WV
Lottery Commission
Osteopathic Medicine, WV Bd.
Physical Therapy

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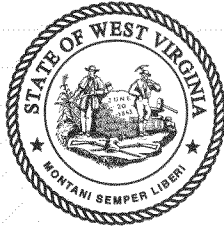
CHRONOLOGICAL INDEX, VOLUME XLII ISSUE 9

RULES FILED FOR PUBLIC COMMENT THIS WEEK

<u>AGENCY</u>	<u>RULE/TYPE</u>	<u>AUTHORITY</u>	<u>HEARING/COMMENT PERIOD/LOCATION</u>
Physical Therapy (16-01)	General Provisions for Physical Therapist and Physical Therapist Assistant Legislative	§30-20-1, et. seq	Written Comments Only: March 28, 2025, 10:00am Nonnie Holcomb 2 Players Club Drive Suite 102 Charleston, WV 25311 nonnie.s.holcomb@wv.gov

EMERGENCY RULES FILED THIS WEEK

<u>AGENCY/RULE</u>	<u>RULE NAME</u>	<u>AUTHORITY</u>	<u>EFFECTIVE DATE</u>	<u>COMMENT END DATE</u>
Physical Therapy (16-01)	General Provisions for Physical Therapist and Physical Therapist Assistant	§30-20-1, et. seq	February 25, 2025	March 28, 2025



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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 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 Amendment Filed, Emergency Rule Decision Date (ERD), and Effective Date of Emergency Rule |
| Column | 6. | Date Agency Approved Rule Filed (Legislative Rules Only) |
| Column | 7. | Review date by the Legislative Rule-Making Review Committee or Legislative Oversight Commission on Education Accountability, and Action Taken |
| Column | 8. | Legislative Action |
| Column | 9. | Date Agency Final Files the Rule |
| 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 a 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 (example: holding an additional comment period)

CROSS REFERENCE OF RULE MONITOR TITLE NUMBERS AND AGENCIES

<u>TITLE NUMBER</u>	<u>NAME OF AGENCY</u>
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 NURSES
TITLE 20	SANITARIANS
TITLE 22	FORESTRY
TITLE 24	OSTEOPATHIC MEDICINE
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 53	PUBLIC ENERGY AUTHORITY
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
TITLE 71	HEALTH FACILITIES
TITLE 76	SENIOR SERVICES
TITLE 78	HUMAN SERVICES
TITLE 81	STATE POLICE
TITLE 87	FIRE COMMISSION
TITLE 89	PUBLIC DEFENDER SERVICES
TITLE 90	CORRECTIONS
TITLE 91	MOTOR VEHICLES
TITLE 103	FIRE MARSHAL
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	HIGHWAYS
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
TITLE 220	MULTIMODAL TRANSPORTATION FACILITIES

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Administration (148-12) Sunset Provision	General Administration of Records Management and Preservation Legislative				3/27/2024	Approved 8/25/2024	HB2221 SB301 Bundled HB2222		
Administration (148-13) Sunset Provision	Retention and Disposal Scheduling Legislative				3/27/2024	Approved 8/25/2024	HB2222 SB302 Bundled HB2222		
Administration (148-14) Sunset Provision	Management of Records Maintained by the Records Center Legislative				3/27/2024	Approved 8/25/2024	HB2223 SB303 Bundled HB2222		
Administration (148-23)	Exemptions From Management Services Provided by the Fleet Management Division Legislative	3/22/2024	4/26/2024		4/30/2024	Approved 8/25/2024	HB2224 SB304 Bundled HB2222		
Administration (148-24) Sunset Provision	Financial Services Reporting Legislative				3/11/2024	Approved 8/25/2024	HB2227 SB305 Bundled HB2222		
Agriculture (61-03, repeal)	State Aid for Fairs and Festivals Legislative	6/25/2024	7/25/2024		7/25/2024	Approved 9/30/2024	HB2283 SB363 Bundled SB369		
Agriculture (61-16)	Inspection of Meat and Poultry Legislative	5/24/2024	6/24/2024		6/25/2024	Approved 9/30/2024	HB2284 SB364 Bundled SB369		
Agriculture (61-18, repeal)	Licensing and Other Fees Legislative	6/25/2024	7/25/2024		7/25/2024	Approved 9/30/2024	HB2285 SB365 Bundled SB369		
Agriculture (61-19)	WV Manufacture-Grade Milk Legislative	7/2/2024	8/2/2024		8/2/2024	Modified & Approved 9/30/2024 Filed 10/18/2024	HB2286 SB366 Bundled SB369		
Agriculture (61-20)	Employment Reference and Inquiries and Background Checks Legislative	7/3/2024	8/3/2024		8/5/2024	Modified & Approved 9/30/2024 Filed 10/16/2024	HB2287 SB367 Bundled SB369		
Agriculture (61-23A)	WV Fish Processing Rule Legislative	6/28/2024	7/28/2024		7/29/2024	Modified & Approved 9/30/2024 Filed 12/2/2024	HB2288 SB368 Bundled SB369		

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Agriculture (61-30)	Select Plant-Based Derivatives and Select Plant-Based Derivative Products Legislative	5/10/2024	6/10/2024	4/12/2024 Approved 4/17/2024 Amendment 2/18/2025 Approved 2/19/2025	7/10/2024 8/15/2024	Modified & Approved 11/13/2024 Filed 12/3/2024	HB2289 SB369 Bundled SB369		
Agriculture (61-33)	Rural Rehabilitation Loan Program Legislative	6/27/2024	7/27/2024		7/29/2024	Approved 9/30/2024	HB2290 SB370 Bundled SB369		
Agriculture (61-41)	Raw Milk Legislative	7/2/2024	8/2/2024		8/15/2024	Modified & Approved 11/13/2024 Filed 12/2/2024	HB2291 SB371 Bundled SB369		
Air Quality (45-08)	Ambient Air Quality Standards Legislative	7/3/2024	8/6/2024		8/23/2024	Approved 11/13/2024	HB2232 SB312		
Air Quality (45-16)	Standards of Performance for New Stationary Sources Legislative	7/3/2024	8/6/2024		8/23/2024	Approved 11/13/2024	HB2233 SB313		
Air Quality (45-25)	Control of Air Pollution from Hazardous Waste Treatment, Storage and Disposal Facilities Legislative	7/3/2024	8/6/2024		8/23/2024	Modified & Approved 11/13/2024 Filed 11/18/2024	HB2234 SB314		
Air Quality (45-34)	Emission Standards for Hazardous Air Pollutants Legislative	7/3/2024	8/6/2024		8/23/2024	Modified & Approved 11/13/2024 Filed 11/18/2024	HB2231 SB315		
Alcohol Beverage Control Commission (175-02)	Private Club Licensing Legislative	7/18/2024	8/16/2024		8/20/2024	Approved 11/13/2024	HB2261 SB341		
Alcohol Beverage Control Commission (175-04)	Sale of Wine and Hard Cider Legislative	7/18/2024	8/16/2024		8/20/2024	Modified & Approved 11/13/2024 Filed 11/14/2024	HB2262 SB342		
Alcohol Beverage Control Commission (175-09)	Tobacco Products in Vending Machines Legislative	6/28/2024	7/30/2024		8/20/2024	Approved 10/1/2024	HB2263 SB343		
Alcohol Beverage Control Commission (175-10)	Distilleries, Mini-distilleries, and Micro-Distilleries Legislative	6/28/2024	7/30/2024		8/20/2024	Modified & Approved 11/13/2024 Filed 11/14/2024	HB2264 SB344		

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Alcohol Beverage Control Commission (175-11)	Retail Enforcement of Select Plan-Based Derivatives and Derivative Products: Hemp and Kratom Legislative	6/28/2024	7/30/2024		8/20/2024	Approved 11/13/2024	HB2265 SB345		
Alcohol Beverage Control Commission Beer (176-01)	Nonintoxicating Beer Licensing and Operations Procedures Legislative	7/18/2024	8/16/2024		8/20/2024	Modified & Approved 10/1/2024 Filed 10/3/2024	HB2266 SB346		
Architects (2-01) Sunset Provision	Registration of Architects Legislative				8/2/2024	Modified & Approved 8/25/2024 Filed 8/28/2024	HB2292 SB372 Bundled SB369		
Architects (2-03) Sunset Provision	Fees for Registration of Architects Legislative				8/2/2024	Approved 8/28/2024	HB2293 SB373 Bundled SB369		
Auditor (155-01)	Standards for Requisitions for Payment Issued by State Officers on the Auditor Legislative	1/2/2025	2/3/2025		2/7/2025				
Auditor (155-06) Sunset Provision	Local Government Purchasing Card Program Legislative				3/22/2024	Approved 8/25/2024	HB2294 SB374 Bundled SB369		
Auditor (155-12)	Rules for Private Trust Companies Legislative	6/28/2024	7/31/2024	6/28/2024 Effective 8/9/2024	8/13/2024	Modified & Approved 10/1/2024 Filed 10/17/2024	HB2295 SB375 Bundled SB369		
Barbers and Cosmetologists (3-05)	Operation of Barber, Cosmetology, Nail Technology, Aesthetic, Hair Styling and Waxing Salons and Schools Legislative	6/28/2024	7/31/2024		8/14/2024	Modified & Approved 10/1/2024 Filed 10/10/2024	HB2296 SB376 Bundled SB369		
Barbers and Cosmetologists (3-06)	Schedule of Fees Legislative	6/28/2024	7/31/2024		8/20/2024	Modified & Approved 10/1/2024 Filed 10/11/2024	HB2297 SB377 Bundled SB369		
Barbers and Cosmetologists (3-07)	Schedule of Fines Legislative	6/28/2024	7/31/2024		8/20/2024	Modified & Approved 10/1/2024 Filed 10/8/2024	HB2298 SB378 Bundled SB369		
Chiropractic Examiners (4-08) Sunset Provision	Consideration of Prior Criminal Convictions in Initial Licensure Determinations Legislative				10/18/2024	Approved 11/13/2024	HB2299 SB379 Bundled SB369		

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Community and Technical College Education (135-05)	Employing and Evaluating Presidents Legislative	6/12/2024	7/15/2024		7/25/2024	Approved 10/6/2024	HB2773		
Conservation Agency (63-03) Sunset Provision	State Conservation Committee Grant Program Legislative				10/30/2023	Approved 8/25/2024	HB2330 SB410 Bundled SB369		
Crime Delinquency and Correction (149-08)	Protocol for Law Enforcement Response to Child Abuse and Neglect Legislative	7/29/2024	8/28/2024		8/28/2024	Modified & Approved 11/13/2024 Filed 11/20/2024	HB2255 SB335		
Crime Delinquency and Correction (149-11)	Sexual Assault Forensic Examinations Legislative	7/29/2024	8/28/2024	7/29/2024 Approved 8/5/2024	9/9/2024	Modified & Approved 11/13/2024 Filed 11/20/2024	HB2256 SB336		
Dentistry (5-11)	Continuing Education Requirements Legislative	4/18/2024	5/24/2024		7/23/2024	Modified & Approved 11/13/2024 Filed 11/15/2024	HB2300 SB380 Bundled SB369		
Dentistry (5-14)	Mobile Dental Facilities & Portable Dental Units Legislative	4/23/2024	5/24/2024		7/22/2024	Modified & Approved 11/13/2024 Filed 11/15/2024	HB2301 SB381 Bundled SB369		
Economic Development (145-16) Sunset Provision	Tourism Development Districts Legislative				10/8/2024				
Education (126-044D)	WV College-and Career-Readiness Standards for Social Studies (2520.4) Legislative Exempt	4/10/2024	5/27/2024					7/8/2024	7/1/2025
Education (126-044O)	WV Pre-K Standards (Ages 3-5) (2520.15) Legislative Exempt	4/10/2024	5/13/2024					6/12/2024	7/1/2025
Education (126-100)	Personal Electronic Device Usage in Schools Legislative Exempt								
Education (126-205)	Charter Public Schools Stimulus Fund (8400) Legislative Exempt	10/10/2024	11/25/2024					2/12/2025	3/20/2025
Election Commission (146-03)	Regulations of Campaign Finance Legislative	7/31/2024	8/30/2024		8/30/2024	Modified & Approved 11/13/2024 Filed 1/3/2025	HB2302 SB382 Bundled SB369		

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Financial Institution (106-21) Sunset Provision	Rule Pertaining to the Fintech Regulatory Sandbox Legislative				2/3/2025				
Funeral Service Examiners (6-01)	Funeral Director, Embalmer, Apprentice, Courtsey Card Holders and Funeral Establishment Requirement Legislative	7/24/2024	8/24/2024		8/29/2024	Modified & Approved 11/13/2024 Filed 11/22/2024	HB2303 SB383 Bundled SB369		
Health (64-03)	Public Water Systems Legislative	7/26/2024	8/26/2024		8/27/2024	Modified & Approved 10/1/2024 Filed 10/11/2024	HB2239 SB319		
Health (64-27)	Statewide Trauma and Emergency Care System Legislative	7/30/2024	8/29/2024		8/30/2024	Modified & Approved 11/13/2024 Filed 11/25/2024	HB2240 SB320		
Health (64-29, repeal)	Fatality and Mortality Review Team Legislative	7/30/2024	8/28/2024		9/3/2024	Approved 10/1/2024	HB2241 SB321		
Health (64-32)	Vital Statistics Legislative	8/2/2024	9/1/2024		9/3/2024	Modified & Approved 11/13/2024 Filed 11/25/2024	HB2242 SB322		
Health (64-48)	Emergency Medical Services Legislative	7/26/2024	8/26/2024		8/27/2024	Approved 11/13/2024	HB2243 SB323		
Health (64-70)	Primary Care Support Program Legislative	7/26/2024	8/26/2024		8/27/2024	Approved 11/13/2024	HB2244 SB324		
Health (64-109)	Medical Cannabis Program – General Provisions Legislative	7/26/2024	8/26/2024		8/27/2024	Modified & Approved 11/13/2024 Filed 11/25/2024	HB2245 SB325		
Health (64-110)	Medical Cannabis Program – Grower/Processors Legislative	7/30/2024	8/29/2024		8/30/2024	Approved 11/13/2024	HB2246 SB326		
Health (64-111)	Medical Cannabis Program – Laboratories Legislative	7/30/2024	8/29/2024		8/30/2024	Approved 11/13/2024	HB2247 SB327		
Health (64-112)	Medical Cannabis Program – Dispensaries Legislative	7/26/2024	8/26/2024		8/27/2024	Approved 11/13/2024	HB2248 SB328		
Health (64-113, repeal)	Medical Cannabis Program – Safe Harbor Letter Legislative	7/30/2024	8/28/2024		8/30/2024	Approved 11/13/2024	HB2249 SB329		

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Health and Human Resources (69-15)	Recovery Residence Certification and Accreditation Program Legislative	7/31/2024	8/30/2024	11/26/2024 Effective 1/7/2025	9/13/2024	Modified & Approved 11/13/2024 Filed 1/26/2024	HB2252 SB331		
Health Care Authority (65-09) Sunset Provision	Critical Access Hospitals Legislative				12/5/2023	Approved 8/25/2024	HB2250 SB330		
Higher Education Policy Commission (133-03)	Higher Education Accountability System Legislative	6/14/2024	7/15/2024		7/19/2024	Approved 10/6/2024	HB2773		
Higher Education Policy Commission (133-26)	Underwood-Smith Teaching Scholars Program and Teacher Education Loan Repayment Program Legislative	6/13/2024	7/12/2024		7/19/2024	Approved 10/6/2024	HB2773		
Higher Education Policy Commission (133-63) Sunset Provision	Mental Health Loan Repayment Program Legislative								
Highways (157-03)	Construction and Reconstruction of State Roads Legislative	7/23/2024	8/23/2024		8/27/2024	Modified & Approved 10/1/2024 Filed 10/11/2024	HB2273 SB353 Bundled SB358	1/30/2025	3/1/2025
Highways (157-04)	Purchase and Disposal of Materials, Equipment and Supplies Procedural	7/24/2024	8/26/2024						
Highways (157-06) Sunset Provision	Use of State Road Rights of Way and Adjacent Areas Legislative				8/9/2024	Approved 8/25/2024	HB2274 SB354 Bundled SB358		
Highways (157-07) Sunset Provision	Transportation of Hazardous Wastes Upon the Roads and Highways Legislative				7/23/2024	Approved 8/25/2024	HB2275 SB355 Bundled SB358		
Highways (157-13) Sunset Provision	Small Wireless Facilities on Division of Highways Rights-of-Way Legislative				7/23/2024	Approved 8/25/2024	HB2276 SB356 Bundled SB358		
Human Services (78-26) Sunset Provisions	Pilot Program for Drug Screening of Applicants for Cash Assistance Legislative	9/12/2024	10/12/2024	9/12/2024 Approved 9/20/2024	10/22/2024	Approved 11/13/2024	HB2251 SB332		

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Information Svcs. & Communications Div. (161-01, repeal)	Plan of Operation Legislative	9/18/2024	10/18/2024		11/12/2024	Approved 11/13/2024	HB2225 SB306 Bundled HB2222		
Information Svcs. & Communications Div. (161-02, repeal)	Telecommunications Payments by Spending Units Legislative	9/18/2024	10/18/2024		11/12/2024	Approved 11/13/2024	HB2226 SB307 Bundled HB2222		
Insurance Comm. (114-24) Sunset Provision	Medicare Supplement Insurance Legislative				3/13/2024	Approved 8/25/2024	HB2267 SB347		
Lottery Commission (179-09)	WV Lottery Sports Wagering Rule Legislative	6/26/2024	7/29/2024		8/2/2024	Modified & Approved 11/13/2024 Filed 11/14/2024	HB2268 SB348		
Lottery Commission (179-10) Sunset Provision	West Virginia Lottery Interactive Wagering Rule Legislative								
Massage Therapy Licensure Board (194-01)	General Provisions Legislative	7/26/2024	8/26/2024		8/30/2024	Approved 11/13/2024	HB2304 SB384 Bundled SB369		
Medicine (11-13) Sunset Provision	Waiver of Initial Licensing Fees for Certain Initial Licensure Applicants Legislative				4/1/2024	Approved 8/25/2024	HB2305 SB385 Bundled SB369		
Miners Health Safety and Training (56-08) Sunset Provision	Rule Governing the Submission and Approval of a Comprehensive Mine Safety Program for Coal Mining Operations in the State of West Virginia Legislative				9/24/2024				
Miners Health Safety and Training (56-22) Sunset Provision	Rules Governing the Certification, Recertification and Training of EMT-Miners and the Certification of EMT-M Instructors Legislative				11/7/2023	Approved 8/25/2024	HB2331 SB411 Bundled HB2331		
Motor Vehicles (91-05)	Denial, Suspension, Revocation, Disqualification, Restriction, Non-Renewal, Cancellation, Administrative Appeals and Reinstatement of Driving Privileges Legislative	6/17/2024	7/17/2024		8/14/2024	Modified & Approved 9/30/2024 Filed 10/2/2024	HB2277 SB357 Bundled SB358		

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Motor Vehicles (91-08)	Disclosure of Information from the Files of the Division of Motor Vehicles Legislative	6/17/2024	7/17/2024		8/14/2024	Modified & Approved 9/30/2024 Filed 10/4/2024	HB2278 SB358 Bundled SB358		
Motor Vehicles (91-10)	Handicapped Parking Permits Legislative	6/17/2024	7/17/2024		8/14/2024	Modified & Approved 9/30/2024 Filed 10/2/2024	HB2279 SB359 Bundled SB358		
Motor Vehicles (91-15) Sunset Provision	Safety and Treatment Program Legislative				8/14/2024	Approved 8/25/2024	HB2280 SB360 Bundled SB358		
Motor Vehicles (91-24) Sunset Provision	State Vehicle Title, Registration and Relicensing Project of 2018 Legislative				8/14/2024	Approved 8/25/2024	HB2281 SB361 Bundled SB358		
Municipal Pensions Oversight Board (211-02) Sunset Provision	Exempt Purchasing Legislative				10/9/2024				
Natural Resources (58-16)	Transporting and Selling Wildlife Pelts and Parts Legislative	7/31/2024	8/30/2024		9/3/2024	Approved 10/1/2024	HB2332 SB412 Bundled HB2331		
Natural Resources (58-25) Sunset Provision	Boating Rule Legislative				8/14/2024	Approved 8/25/2024	HB2333 SB413 Bundled HB2331		
Natural Resources (58-26) Sunset Provision	Special Boating Rule Legislative				8/14/2024	Approved 8/25/2024	HB2334 SB414 Bundled HB2331		
Natural Resources (58-32) Sunset Provision	Public Use of Campgrounds in WV State Parks and State Forests and Campsites in State Rail Trails under the DNR Legislative				8/14/2024	Modified & Approved 8/27/2024 Filed 9/3/2024	HB2335 SB415 Bundled HB2331		
Natural Resources (58-34) Sunset Provision	Special Projects and Grants for WV State Parks, State Forests, and State Rail Trails Under the DNR Legislative				8/14/2024	Approved 8/25/2024	HB2336 SB416 Bundled HB2331		
Natural Resources (58-47)	Prohibitions When Hunting and Trapping Legislative	7/31/2024	8/30/2024		9/3/2024	Modified & Approved 10/1/2024 Filed 10/3/2024	HB2337 SB417 Bundled HB2331		

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Natural Resources (58-49)	General Hunting Legislative	7/31/2024	8/30/2024		9/3/2024	Approved 10/1/2024	HB2338 SB418 Bundled HB2331		
Natural Resources (58-58)	Special Waterfowl Hunting Legislative	7/31/2024	8/30/2024		9/3/2024	Approved 10/1/2024	HB2339 SB419 Bundled HB2331		
Natural Resources (58-61) Sunset Provision	Special Fishing Rule Legislative				8/14/2024	Approved 8/25/2024	HB2340 SB420 Bundled HB2331		
Natural Resources (58-62) Sunset Provision	Catching and Selling Batfish Legislative				8/14/2024	Approved 8/25/2024	HB2341 SB421 Bundled HB2331		
Natural Resources (58-65)	Falconry Legislative	7/31/2024	8/30/2024		9/3/2024	Approved 10/1/2024	HB2342 SB422 Bundled HB2331		
Occupational Therapy (13-03)	Fees For Services Rendered by the Board Legislative	4/24/2024	6/1/2024		6/4/2024	Approved 8/25/2024	HB2306 SB386 Bundled SB369		
Occupational Therapy (13-05)	Competency Standards for Advanced Practice by Occupational Therapists and Occupational Therapy Assistants Legislative	4/24/2024	6/1/2024		6/4/2024	Modified & Approved 8/25/2024 Filed 8/29/2024	HB2307 SB387 Bundled SB369		
Occupational Therapy (13-07) Sunset Provision	Request for Waiver of Initial Licensing Fees for Certain Individuals Legislative				1/10/2024	Approved 8/25/2024	HB2308 SB388 Bundled SB369		
Occupational Therapy (13-08) Sunset Provision	Consideration of Prior Criminal Convictions in Initial Licensure Determinations Legislative				1/10/2024	Modified & Approved 8/25/2024 Filed 8/29/2024	HB2309 SB389 Bundled SB369		
Occupational Therapy (13-09)	Telehealth Practice; Requirements; Definitions Legislative	4/24/2024	6/1/2024		6/4/2024	Modified & Approved 8/27/2024 Filed 8/29/2024	HB2310 SB390 Bundled SB369		
Office of Technology (163-04)	Plan of Operation Legislative	7/29/2024	8/29/2024		8/29/2024	Modified & Approved 10/1/2024 Filed 10/11/2024	HB2228 SB308 Bundled HB2222		

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Office of Technology (163-05)	Telecommunications Payments by Spending Units Legislative	7/29/2024	8/29/2024		8/29/2024	Modified & Approved 10/1/2024 Filed 10/11/2024	HB2229 SB309 Bundled HB2222		
Office of the Inspector General (71-12, formerly 64-12)	Hospital Licensure Legislative	7/30/2024	8/29/2024		8/30/2024	Modified & Approved 11/13/2024 Filed 11/26/2024	HB2253 SB333		
Office of the Inspector General (71-25, formerly 64-11)	Behavioral Health Centers Licensure Legislative	7/30/2024	8/29/2024		8/30/2024	Modified & Approved 11/13/2024 Filed 11/26/2024	HB2254 SB334		
Osteopathic Medicine (24-08) Sunset Provision	Waiver of Initial Licensure Fees for Certain Initial Licensure Applicants Legislative				11/15/2023	Approved 8/25/2024	HB2311 SB391 Bundled SB369		
Parkway Authority (184-05)	Rules Supporting Electronic Toll Collection and Enforcement Legislative	6/28/2024	7/30/2024		7/31/2024	Modified & Approved 10/1/2024 Filed 10/11/2024	HB2282 SB362 Bundled SB358		
Pharmacy (15-01)	Licensure and Practice of Pharmacist Care Legislative	7/23/2024	8/22/2024		8/29/2024	Modified & Approved 9/30/2024 Filed 10/16/2024	HB2312 SB392 Bundled SB369		
Pharmacy (15-02)	Rules of the Board of Pharmacy for the Uniform Controlled Substances Act Legislative	7/23/2024	8/22/2024		8/29/2024	Modified & Approved 9/30/2024 Filed 10/16/2024	HB2313 SB393 Bundled SB369		
Pharmacy (15-15)	Regulations Governing Pharmacy Permits Legislative	7/24/2024	8/23/2024		8/29/2024	Modified & Approved 9/30/2024 Filed 10/16/2024	HB2314 SB394 Bundled SB369		
Pharmacy (15-18) Sunset Provision	Application for Waiver of Initial Licensure Fees for Certain Individuals Legislative				7/24/2024	Approved 8/25/2024	HB2315 SB395 Bundled SB369		
Physical Therapy (16-01)	General Provisions for Physical Therapist and Physical Therapist Assistant Legislative	2/25/2025	3/28/2025	2/21/2025 Approved 2/25/2025					
Protective Services (99-02)	Ranks and Duties of Officers Within the Membership of the Division Legislative	7/29/2024	8/28/2024		8/28/2024	Approved 9/30/2024	HB2257 SB337		

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Psychologists (17-07) Sunset Provision	Consideration of Prior Criminal Convictions in Initial Licensure Determinations and Application for Waiver of Initial Licensing Fees for Certain Individuals Legislative				8/13/2024	Modified & Approved 8/25/2024 Filed 8/28/2024	HB2316 SB396 Bundled SB369		
Public Defender Services (89-01)	Payment of Fees and Reimbursement of Expenses of Court-Appointed Attorneys Legislative	7/3/2024	8/5/2024		8/19/2024	Approved 10/1/2024	HB2230 SB310 Bundled HB2222		
Public Service Commission (15-07)	Rules for the Government of Water Utilities Legislative Exempt	10/3/2024	11/6/2024					1/9/2025	3/10/2025
Real Estate Appraiser Licensing & Certification Board (190-02)	Requirements for Licensure and Certification Legislative	7/2/2024	8/27/2024		8/30/2024	Modified & Approved 9/30/2024 Filed 10/7/2024	HB2317 SB397 Bundled SB369		
Real Estate Appraiser Licensing & Certification Board (190-03)	Renewal of Licensure or Certification Legislative	7/1/2024	8/27/2024		8/30/2024	Modified & Approved 9/30/2024 Filed 10/7/2024	HB2318 SB398 Bundled SB369		
Real Estate Appraiser Licensing & Certification Board (190-05)	Requirements for Registration and Renewal of Appraisal Management Companies Legislative	7/1/2024	8/27/2024		8/30/2024	Modified & Approved 9/30/2024 Filed 10/7/2024	HB2319 SB399 Bundled SB369		
Real Estate Commission (174-01)	Licensing Real Estate Brokers, Associate Brokers, and Salespersons and the Conduct of Brokerage Business Legislative	6/6/2024	7/10/2024		8/14/2024	Modified & Approved 9/30/2024 Filed 10/15/2024	HB2320 SB400 Bundled SB369		
Real Estate Commission (174-06) Sunset Provision	Application for Waiver of Initial Licensing Fees for Certain Individuals Legislative				6/27/2024	Approved 8/25/2024	HB2321 SB401 Bundled SB369		
Real Estate Commission (174-07) Sunset Provision	Consideration of Prior Criminal Convictions in Initial License Eligibility Determination Legislative				8/9/2024	Approved 8/28/2024	HB2322 SB402 Bundled SB369		
Registered Nurse, WV Board of (19-03)	Requirements for Registration and Licensure and Conduct Constituting Professional Misconduct Legislative	6/28/2024	7/28/2024		8/23/2024	Approved 9/30/2024	HB2323 SB403 Bundled SB369		

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Respiratory Care (30-01)	Criteria for Licensure Legislative	7/31/2024	8/30/2024	7/31/2024 ERD by 9/11/2024 Amendment 8/30/2024 Effective 10/11/2024	8/30/2024	Authorized w/Certain Amendments & Approved 11/13/2024	HB2324 SB404 Bundled SB369		
Respiratory Care (30-10) Sunset Provision	Consideration of Prior Criminal Convictions in Initial Licensure Determinations Legislative				2/27/2024	Modified & Approved 8/25/2024 Filed 9/9/2024	HB2325 SB405 Bundled SB369		
Respiratory Care (30-11)	Telehealth Practice; Requirements; Definitions Legislative	9/26/2023	10/30/2023		1/26/2024	Modified & Approved 8/25/2024 Filed 9/9/2024	HB2326 SB406 Bundled SB369		
Sanitarians (20-04)	The Practice of Public Health Sanitation Legislative	7/29/2024	8/29/2024	7/26/2024 Effective 9/6/2024	8/30/2024	Modified & Approved 11/13/2024 Filed 11/18/2024	HB2327 SB407 Bundled SB369		
Speech Language Pathology and Audiology (29-02)	Rule Governing Speech-Language Pathology, Audiology and Hearing Aid Dealers Assistants Legislative	5/31/2024	6/30/2024		7/22/2024	Modified & Approved 11/13/2024 Filed 11/14/2024	HB2328 SB408 Bundled SB369		
State Emergency Response Commission (55-01) Sunset Provision	Emergency Planning and Community Right-To-Know Legislative				1/8/2025				
State Emergency Response Commission (55-02)	Emergency Planning Grant Program Legislative	7/30/2024	8/29/2024		8/29/2024	Modified & Approved 9/30/2024 Filed 10/1/2024	HB2258 SB338		
State Police (81-02)	Cadet Selection Legislative	7/29/2024	8/28/2024		8/28/2024	Modified & Approved 9/30/2024 Filed 10/1/2024	HB2259 SB339		
State Police (81-03)	West Virginia State Police Career Progression System Legislative	7/29/2024	8/28/2024		8/28/2024	Modified & Approved 9/30/2024 Filed 10/1/2024	HB2260 SB340		
State Police (81-18)	West Virginia State Police Purchasing Rule Procedural	12/20/2024	1/20/2025						

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Tax (110-10F) Sunset Provision	Payment of Taxes by Electronic Funds Transfer Legislative				3/11/2024	Modified & Approved 8/27/2024 Filed 9/3/2024	HB22269 SB349		
Tax (110-10G)	Alternative Resolution of Tax Disputes Legislative	7/26/2024	8/26/2024		8/30/2024	Modified & Approved 10/1/2024 Filed 10/9/2024	HB2270 SB350		
Tax (110-15C) Sunset Provision	Consumer Sales and Service Tax and Use Tax- Drugs, Durable Medical Goods, Mobility Enhancing Equipment and Prosthetic Devices Per Se Exemption; Motor Vehicles Per Se Exemption Legislative				3/11/2024	Approved 8/25/2024	HB2271 SB351		
Tax (110-50C) Sunset Provision	Exchange of Information Pursuant to Written Agreement Legislative				3/11/2024	Approved 8/25/2024	HB2272 SB352		
Treasurer (112-18)	Hope Scholarship Program Legislative	3/6/2024 6/25/2024	4/5/2024 7/25/2024	2/7/2024 Effective 3/20/2024 Amendment 6/25/2024 Effective 8/6/2024 Amendment 11/20/2024 Effective 1/1/2025	4/29/2024 8/9/2024	Modified & Approved 11/13/2024 Filed 11/20/2024	HB2329 SB409 Bundled SB369		
Waste Mgmt. Division of Water & Waste Mgmt. (33-20)	Hazardous Waste Management System Legislative	7/3/2024	8/15/2024		8/28/2024	Approved 11/13/2024	HB2235 SB311		
Water Resources, Division of Water & Waste Mgmt. (47-02)	Requirements Governing Water Quality Standards Legislative	6/26/2024 Extended Notice 7/3/2024	8/9/2024 8/15/2024		8/29/2024	Modified & Approved 11/13/2024 Filed 11/21/2024	HB2236 SB316		
Water Resources, Division of Water & Waste Mgmt. (47-13)	Underground Injection Control Legislative					Authorized w/Certain Amendments & Approved 11/13/2024	HB2237 SB317		
Water Resources Division of Water and Waste Mgmt. (47-26)	Water Pollution Control Permit Fee Schedules Legislative	7/3/2024	8/15/2024		8/29/2024	Modified & Approved 11/13/2024 Filed 11/21/2024	HB2238 SB318		



WEST VIRGINIA SECRETARY OF STATE
KRIS WARNER
ADMINISTRATIVE LAW DIVISION

eFILED

2/25/2025 11:12:58 AM
 Office of West Virginia
 Secretary Of State

FILED IN THE OFFICE OF
 THE SECRETARY OF STATE
 THIS DATE February 24, 2025
 ADMINISTRATIVE LAW DIVISION

NOTICE OF PUBLIC COMMENT PERIOD

LEGISLATIVE

WEST VIRGINIA DIVISION OF CORRECTIONS & REHABILITATION

POLICY DIRECTIVE UPDATES

NUMBER	DATE	SUBJECT
129.28	24 March 2025	Personnel Policy Manual
326.04	24 March 2025	Juvenile Specialized Housing
427.00	24 March 2025	Nursing Home Pre-Admission Screening (PAS)
454.07	24 March 2025	Accelerated Parole Program
454.11	24 March 2025	Nonviolent Offense Parole Program
457.11	24 March 2025	Extended Supervised Release Notification

AGENCY: Physical Therapy TITLE-SERIES: 16-01
 RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: Yes
 RULE NAME: GENERAL PROVISIONS FOR PHYSICAL THERAPIST AND PHYSICAL THERAPIST ASSISTANTS

CITE STATUTORY AUTHORITY: W. Va. Code § 30-20-1, et. seq

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 03/28/2025 10:00 AM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: NONNIE HOLCOMB

ADDRESS: 2 PLAYERS CLUB DRIVE, SUITE 102

CHARLESTON, WV 25311

EMAIL: nonnie.s.holcomb@wv.gov

PLEASE INDICATE IF THIS FILING INCLUDES:

RELEVANT FEDERAL STATUTES OR REGULATIONS: Yes

(IF YES, PLEASE UPLOAD IN THE SUPPORTING DOCUMENTS FIELD)

INCORPORATED BY REFERENCE: No

(IF YES, PLEASE UPLOAD IN THE SUPPORTING DOCUMENTS FIELD)



WEST VIRGINIA SECRETARY OF STATE
KRIS WARNER
ADMINISTRATIVE LAW DIVISION

eFILED
 2/21/2025 11:34:25 AM
 Office of West Virginia
 Secretary Of State



MURKIN
 2025 FEB 25 PM 3:28
 SECRETARY OF STATE
 STATE OF WEST VIRGINIA

EMERGENCY

NOTICE OF AN EMERGENCY RULE

AGENCY: Physical Therapy
 RULE TYPE: Legislative
 RULE NAME: General Provisions for Physical Therapist and Physical Therapist Assistant
 CITE STATUTORY AUTHORITY FOR PROMULGATING EMERGENCY RULE:
 W. Va. Code § 30-20-1, et. seq

TITLE-SERIES: 16-01

Amendment to Existing Rule: Yes

IF THE EMERGENCY RULE WAS PROMULGATED TO COMPLY WITH A TIME LIMIT ESTABLISHED BY CODE OR FEDERAL STATUTE OR REGULATION, CITE THE CODE PROVISION, FEDERAL STATUTE OR REGULATION AND TIME LIMIT ESTABLISHED THEREIN:

Title 42, CFR, Section 410.60

PRIMARY CONTACT:

NAME: Nonnie Holcomb

ADDRESS: 2 Players Club Drive

EMAIL: nonnie.s.holcomb@wv.gov

PHONE NUMBER: 304-558-0367

THE ABOVE RULE IS BEING FILED AS AN EMERGENCY RULE TO BECOME EFFECTIVE AFTER APPROVAL BY THE SECRETARY OF STATE OR THE 42ND DAY AFTER FILING, WHICHEVER OCCURS FIRST. THE FACTS AND CIRCUMSTANCES CONSTITUTING THE EMERGENCY ARE AS FOLLOWS:

NOTICE OF EMERGENCY RULE DECISION BY THE SECRETARY OF STATE

AGENCY: Physical Therapy
 RULE TYPE: Legislative
 TITLE SERIES: 16 C.S.R. 01

RULE NAME: General Provisions for Physical Therapist and Physical Therapist Assistant

STATUTORY AUTHORITY: §30-20-1, et. seq

DATE FILED AS AN EMERGENCY RULE: February 21, 2025

Following review under W. Va. Code §29A-3-15a, which requires the Secretary of State to determine that the agency filing such emergency rule: 1) has not exceeded the scope of law authorizing or directing the promulgation thereof; 2) has shown that an emergency exists justifying the promulgation of an emergency rule; and 3) filed the emergency rule in compliance with W. Va. Code §29A-3-15, it is the decision of the Secretary of State that the above emergency rule is approved.

It is the determination of the Secretary of State that this proposal qualifies under the definition of an emergency as defined in §29A-3-15(f):

- (1) For the immediate preservation of the public peace, health, safety and welfare;
- (2) to comply with a time limitation established by the W. Va. Code or by a federal statute or regulation; or
- (3) to prevent substantial harm to the public interest.

Additional notes or comments (if any): The emergency rule was filed to comply with new guidelines established by the Centers for Medicare & Medicaid Services set forth in 42 CFR § 410.60. The new guidelines allow general supervision of physical therapist assistants, and the rule changes provide for that.

David Cook, General Counsel
 WV Secretary of State's Office

Orders Report

Docket Number	Agency	Respondent	Date Rendered
24-1-13161-H	Health Care Authority	Princeton Community Hospital	2/12/2025
06-9-8255-H	Health Care Authority	West Virginia University Hospital-East, Inc.	1/29/2025
24-6-13159-X	Health Care Authority	Home Base, Inc.	1/22/2025
22-6-12402-H	Health Care Authority	West Virginia University Hospitals, Inc.	1/22/2025
24-7-13166-X	Health Care Authority	Appalachian Community Health Center, Inc.	1/22/2025
18-5-11487-P	Health Care Authority	Camden-Clark Memorial Hospital Corporation	1/22/2025
18-5-11487-P	Health Care Authority	Camden-Clark Physician Corporation	1/22/2025
2024-19, 2024-21	Osteopathic Medicine, WV Board of	Brian McDevitt, D.O.	2/19/2025



FILED IN THE OFFICE OF
THE SECRETARY OF STATE
THIS DATE February 21, 2025
ADMINISTRATIVE LAW DIVISION

RICHARD H. REIMER
Senior Vice President
Business & Legal Affairs

February 26, 2025

OTHER

Sent via FedEx

Office of Secretary of State
Administrative Law Division
1900 Kanawha Boulevard East
Charleston, WV 25305-0770
Attn: Ms. Maureen Lewis, Manager

Re: West Virginia Compliance -- 2025 Filing

Ladies and Gentlemen:

In compliance with the requirements of Sections 47-2A-2 and 3 of the West Virginia Code, enclosed for filing with your office is a Certification of Compliance of John Bonaccorso certifying that true and correct copies of each form of general license agreement offered by ASCAP to "Proprietors" in the State of West Virginia are contained on the USB drive that is also enclosed. For the convenience of West Virginia "Proprietors," I am also enclosing a USB drive containing a current list of ASCAP's members. In addition, ASCAP maintains a searchable online database of the works in the ASCAP repertory, accessible at: <https://www.ascap.com/repertory/>.

Please note that included among the license agreements ASCAP offers to West Virginia Proprietors is a "Jukebox License." Under the Jukebox License, the Jukebox License Office ("JLO"), a joint venture of ASCAP, BMI and SESAC, licenses the public performances of music in the ASCAP, BMI and SESAC repertories that are performed by means of "coin-operated phonorecord players" (as that term is defined by the federal copyright statute). The JLO Jukebox license provides for payment of license fees to the JLO, which collects license fees on behalf of ASCAP, BMI and SESAC.

Sincerely yours,

Richard H. Reimer

Enclosures
cc: John Bonaccorso

American Society of Composers, Authors and Publishers
250 West 57 Street, New York, NY 10107
Phone 212.621.6261 Email: reimer@ascap.com Fax 212.787.1381

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WV SECRETARY OF STATE
FEBRUARY 24, 2025 01:59 PM

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

02/24/2025

LEGAL NOTICE

The West Virginia Health Care Authority announces the following Certificate of Need activities for the week ending **02/21/2025**.

CERTIFICATE OF NEED APPLICATION RECEIVED

February 21, 2025 - Omega Health Services, CON File #25-89-13205-BH, to become an IDD Waiver Services provider in Berkeley, Jefferson, Mineral, Hampshire, Morgan, Grant, Hardy, and Pendleton counties in West Virginia; no capital expenditure.

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 18, 2025 - Princeton Community Hospital, CON #25-1-13176-P, for the development of an ambulatory health care facility in Raleigh County, West Virginia through the acquisition of an existing physician practice. Capital Expenditure \$687,000.

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

02/18/2025-- Review cycle begins:

03/20/2025-- 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;

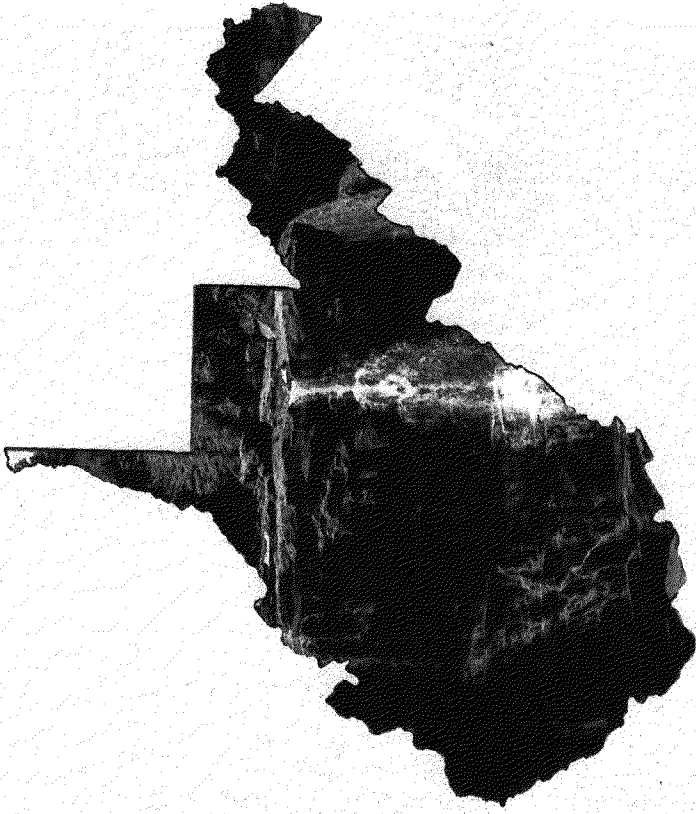
03/25/2025-- If no public hearing is requested, the file will close and no further information or evidence will be accepted by the Authority for the remainder of the review of the application;

2024

FILED IN THE OFFICE OF
THE SECRETARY OF STATE
THIS DATE February 21, 2025
ADMINISTRATIVE LAW DIVISION

04/21/2025- Decision on the project will be issued by the Authority.
Further information may be obtained on any of the above-referenced projects by contacting Timothy Adkins, Director, Certificate of Need Division.

OTHER



Annual
COMPREHENSIVE FINANCIAL REPORT
for the Fiscal Years Ended June 30, 2024 and 2023
A Component Unit of the State of West Virginia



HELD LEVEL

NOTICE OF PUBLIC HEARING 2025 FEB 27 PM 1:39

Notice is hereby given pursuant to Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code") that on Friday, March 7, 2025, a public hearing will be held in Conference Room 4QV at the law offices of Bowles Rice LLP, 600 Quarrier Street, Charleston, WV 25301, and by teleconference, Toll Free dial in number: 1-888-475-4499, Meeting ID: 897 6422 2366, Password: 000679, commencing at 10:00 a.m., local time, to supplement that certain approval pursuant to Treasury Regulations §1.147(f)-1 by the Governor of the State of West Virginia as the applicable elected official, on April 25, 2023 (the "Original TEFRA Approval"), pertaining to the proposed issuance by the West Virginia Hospital Finance Authority (the "Issuer") of its Hospital Revenue Improvement Bonds (West Virginia University Health System Obligated Group) 2023 Series, in one or more series, and in an original aggregate principal amount not to exceed \$300,000,000 (the "Bonds").

OTHER

The Original TEFRA Approval stated that the proceeds of the Bonds were to be loaned to the West Virginia United Health System, Inc. d/b/a West Virginia University Health System, a West Virginia nonprofit corporation ("WVUHS"), as obligated group agent (the "Obligated Group Agent") on behalf of the West Virginia University Health System Obligated Group, and used for the benefit of certain hospital members of the West Virginia University Health System Obligated Group, particularly certain improvements (a) on behalf of West Virginia University Hospitals, Inc. at J.W. Ruby Memorial Hospital ("Ruby"), located at 1 Medical Center Drive, Morgantown, West Virginia, and at Fairmont Medical Center ("Fairmont Medical"), located at 1325 Locust Avenue, Fairmont, West Virginia (the "Fairmont Medical Project"), and (b) on behalf of Community Health Association d/b/a Jackson General Hospital.

Due to circumstances unforeseen at the time of the Original TEFRA Approval, the Obligated Group Agent and WVUH desire to deviate from certain uses of the proceeds of the Bonds that were included in the Original TEFRA Approval. These deviations to the use of the proceeds of the Bonds are as follows: (a) in addition to the projects at Ruby described in the Original TEFRA Approval, WVUH shall also finance a portion of the costs of the acquisition, development, construction, relocation, installation and equipping of real and personal property for an eye center clinic and outpatient surgery center to include, without limitation, operating rooms, exam rooms, physician office space, research space and related parking facilities to be located on or adjacent to the hospital campus located at 1 Medical Center Drive, Morgantown, West Virginia (the "Eye Institute Project"), and the proceeds of the Bonds be used to finance the Eye Institute Project, together with the project at Ruby included in the Original TEFRA Approval, shall not exceed the previously approved principal amount of \$175,000,000, and (b) the principal amount of the Bonds used to finance the construction, renovation, expansion and equipping of improvements at Fairmont Medical shall be increased from a principal amount not to exceed \$70,000,000 to a principal amount not to exceed \$85,000,000.

The Bonds are special obligations of the Issuer and pursuant to Chapter 16, Article 29A of the Code of West Virginia, 1931, as amended, do not constitute a debt or a pledge of the faith and credit of the Issuer or a pledge of the faith and credit or taxing power of the State or any political subdivision thereof. Persons wishing to express their views on the proposed change of use of the proceeds of the Bonds may appear at the hearing or may submit their views in writing regarding the proposed change of use of the proceeds of the Bonds. Any written submissions should be sent to the West Virginia Hospital Finance Authority, Box 2B, Albert T. Summers Building, 1124 Smith Street, Charleston, WV 25301, Attention: Chairman, and clearly marked "Re: West Virginia Hospital Finance Authority's Hospital Revenue Improvement Bonds (West Virginia University Health System Obligated Group), 2023 Series." Written submissions should be mailed in sufficient time to be received before March 7, 2025.

The State of West Virginia acting by and through the West Virginia Hospital Finance Authority, James R. Christie, Chairman.