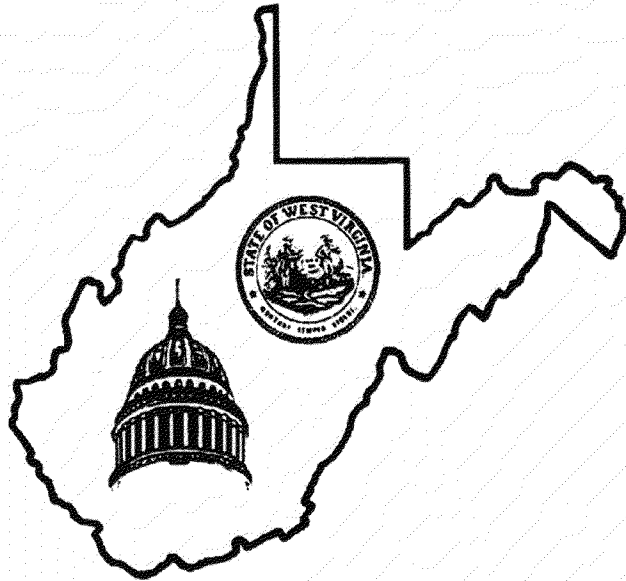




WEST VIRGINIA REGISTER

**Published by the Office of the
Secretary of State**

Volume XLII

Issue 18

May 2, 2025

A Weekly Publication

Administrative Law Division

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

Architects
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Funeral Service Examiners
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Higher Education Policy Commission
Highways
Lottery Commission
Occupational Therapy
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CHRONOLOGICAL INDEX

CHRONOLOGICAL INDEX, VOLUME XLII ISSUE 18			
NO RULES FILED FOR PUBLIC COMMENT THIS WEEK			
AGENCY	RULE/TYPE	AUTHORITY	HEARING/COMMENT PERIOD/LOCATION

NO EMERGENCY RULES FILED THIS WEEK			
AGENCY/RULE	RULE NAME	AUTHORITY	EFFECTIVE DATE
			COMMENT END DATE



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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	OFFICE OF THE INSPECTOR GENERAL
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
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		
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 (61-40) Sunset Provision	WV Exempted Dairy Farms and Milk and Milk Products Processing Rules Legislative				3/6/2025				
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		

RULE MONITOR									
AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Air Quality (45-08)	Ambient Air Quality Standards Legislative	7/3/2024	8/6/2024		8/23/2024	Approved 11/13/2024	HB2232 SB312 Bundled HB2233	5/2/2025	6/1/2025
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 Bundled HB2233	5/2/2025	6/1/2025
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 Bundled HB2233	5/2/2025	6/1/2025
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 Bundled HB2233	5/2/2025	6/1/2025
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 Bundled HB2267		
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 Bundled HB2267		
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 Bundled HB2267		
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 Bundled HB2267		
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 Bundled HB2267		
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 Bundled HB2267		
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	4/30/2025	4/30/2025

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/OCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Architects (2-03) Sunset Provision	Fees for Registration of Architects Legislative				8/2/2024	Approved 8/28/2024	HB2293 SB373 Bundled SB369	4/30/2025	4/30/2025
	Standards for Requisitions for Payment Issued by State Officers on the Auditor Legislative	1/2/2025	2/3/2025		2/7/2025				
Auditor (155-01)									
	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		
Chiropractice 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		
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	5/1/2025	8/1/2025
Conservation Agency (63-03) Sunset Provision									
	State Conservation Committee Grant Program Legislative				10/30/2023	Approved 8/25/2024	HB2330 SB410 Bundled SB369	4/30/2025	4/30/2025
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		

RULE MONITOR									
AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
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 (126-044E)	West Virginia College -and Career-Readiness Standards for Wellness Education (policy 2520.5) Legislative Exempt	4/10/2025	5/15/2025						
Education (126-044I)	West Virginia College – and Career Readiness Standards for the Arts (2520.9) Legislative Exempt	4/10/2025	5/15/2025						
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	2/12/2025	3/20/2025						
Education (126-188)	Resolution of Formal Complaints Procedural	4/10/2025	5/15/2025						
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		
Financial Institution (106-21) Sunset Provision	Rule Pertaining to the Fintech Regulatory Sandbox Legislative				2/3/2025				
Fire Commission (87-01)	Fire Code Legislative	3/6/2025 4/9/2025	4/7/2025 5/9/2025	3/6/2025 Approved 3/6/2025					
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	5/1/2025	5/1/2025

RULE MONITOR									
AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/OCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
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 Bundled SB325		
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 Bundled SB325		
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 Bundled SB325		
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 Bundled SB325		
Health (64-48)	Emergency Medical Services Legislative	7/26/2024	8/26/2024		8/27/2024	Approved 11/13/2024	HB2243 SB323 Bundled SB325		
Health (64-70)	Primary Care Support Program Legislative	7/26/2024	8/26/2024		8/27/2024	Approved 11/13/2024	HB2244 SB324 Bundled SB325		
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 Bundled 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 Bundled SB325		
Health (64-111)	Medical Cannabis Program – Laboratories Legislative	7/30/2024	8/29/2024		8/30/2024	Approved 11/13/2024	HB2247 SB327 Bundled SB325		
Health (64-112)	Medical Cannabis Program – Dispensaries Legislative	7/26/2024	8/26/2024		8/27/2024	Approved 11/13/2024	HB2248 SB328 Bundled SB325		
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 Bundled SB325		

RULE MONITOR									
AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE EFFECTIVE	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 11/26/2024	HB2252 SB331 Bundled SB325		
Health Care Authority (65-09) Sunset Provision	Critical Access Hospitals Legislative				12/5/2023	Approved 8/25/2024	HB2250 SB330 Bundled SB325		
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	4/30/2025	5/30/2025
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	4/30/2025	5/30/2025
Higher Education Policy Commission (133-63) Sunset Provision	Mental Health Loan Repayment Program Legislative								
Higher Education Policy Commission (133-64) Sunset Provision	Administrative Exemption 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	5/1/2025	5/1/2025
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	5/1/2025	5/1/2025
Human Services (78-02) Sunset Provision	Child Placing Agencies Licensure Legislative				4/9/2025				
Human Services (78-26) Sunset Provision	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 Bundled SB325		
Insurance Comm. (114-02A) Sunset Provision	Fingerprinting Requirements for Applicants for Insurance Producer and Insurance Adjuster License Legislative				4/16/2025				

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/OCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Insurance Comm. (114-24) Sunset Provision	Medicare Supplement Insurance Legislative				3/13/2024	Approved 8/25/2024	HB2267 SB347 Bundled HB2267		
Insurance Comm. (114-25) Sunset Provision	Insurance Adjusters Legislative				4/16/2025				
Insurance Comm. (114-40) Sunset Provision	Credit for Reinsurance Legislative				4/16/2025				
Insurance Comm. (114-64) Sunset Provision	Mental Health Parity Legislative				4/16/2025				
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 Bundled HB2267	4/30/2025	4/30/2025
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		
Medical Imaging and Radiation Therapy Tech. Board of Examiners (18-01)	WV Medical Imaging and Radiation Therapy Tech. Board of Examiners Legislative	4/11/2025	5/31/2025						
Medical Imaging and Radiation Therapy Tech. Board of Examiners (18-02, repeal)	Continuing Education Legislative	4/1/2025	5/31/2025						
Medical Imaging and Radiation Therapy Tech. Board of Examiners (18-04)	Disciplinary and Complaint Procedures Procedural	4/1/2025	5/31/2025						
Medical Imaging and Radiation Therapy Tech. Board of Examiners (18-06)	Practice of Radiologic Technology Interpretive	4/1/2025	5/31/2025						

RULE MONITOR

AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
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		
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 (58-46) Sunset Provision	Defining the Terms Used in All Hunting and Trapping Legislative				3/31/2025				

RULE MONITOR									
AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/OCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
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		
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 (58-50) Sunset Provision	Deer Hunting Rule Legislative				3/31/2025				
Natural Resources (58-56) Sunset Provision	Special Migratory Game Bird Hunting Legislative				3/31/2025				
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 Baitfish 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	5/1/2025	7/1/2025
Occupational Therapy (13-04)	Continuing Education and Competence Legislative	4/17/2025	6/1/2025						
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	5/1/2025	7/1/2025
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	5/1/2025	7/1/2025

RULE MONITOR									
AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
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	5/1/2025	7/1/2025
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	5/1/2025	7/1/2025
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 Bundled SB325		
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 Bundled SB325		
Osteopathic Medicine (24-08) Sunset Provision	Waiver of Initial Licensing Fees for Certain Initial Licensure Applicants Legislative				11/15/2023	Approved 8/25/2024	HB2311 SB391 Bundled SB369		
Osteopathic Medicine (24-09) Sunset Provision	Emergency Temporary Permits to Practice During States of Emergency or States of Preparedness Legislative				3/27/2025				
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 Licensing 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	4/1/2025				

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	5/1/2025	5/1/2025
Public Service Commission (150-37) Sunset Provision	Rules Governing the Occupancy of Customer-Provided Conduit Legislative				3/12/2025				
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		
Rehabilitation Services (198-01) Sunset Provision	Ron Yost Personal Assistance Services Act Board Legislative				3/31/2025				
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	4/30/2025	5/1/2025

RULE MONITOR									
AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/OCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
Respiratory Care (30-10) Sunset Provision	Consideration of Prior Criminal Convictions in Initial Licensure Determinations Legislative	9/26/2023	10/30/2023		2/27/2024	Modified & Approved 8/25/2024 Filed 9/9/2024	HB2325 SB405 Bundled SB369	4/30/2025	5/1/2025
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	4/30/2025	5/1/2025
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		
Senior Services (76-04)	West Virginia State Plan for Aging Programs Interpretive	4/2/2025	5/1/2025						
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	4/30/2025	4/30/2025
State Emergency Response Commission (55-01) Sunset Provision	Emergency Planning and Community Right-To-Know Legislative				1/8/2025				
State Police (81-18)	West Virginia State Police Purchasing Rule Procedural	12/20/2024	1/20/2025						
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	HB2269 SB349 Bundled HB2267		
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 Bundled HB2267		
Tax (110-13FF) Sunset Provision	Tax Credit for Providing Vehicles to Low-Income Workers Legislative				3/31/2025				
Tax (110-13GG) Sunset Provision	Downstream Natural Gas Manufacturing Investment Tax Credit Legislative				3/31/2025				
Tax (110-13II) Sunset Provision	High-Wage Growth Business Tax Credit Legislative				3/31/2025				

RULE MONITOR

ROLL MONITOR									
AGENCY/SERIES NUMBER	RULE	NOTICE	HEARING	EMER RULE	AGENCY APPROVED	LRMRC/LOCEA ACTION	LEGIS	FINAL FILE	EFFECTIVE
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 Bundled HB2267		
Tax (110-50C) Sunset Provision	Exchange of Information Pursuant to Written Agreement Legislative				3/11/2024	Approved 8/25/2024	HB2272 SB352 Bundled HB2267		
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 Bundled HB2233	5/1/2025	5/1/2025
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 Bundled HB2233		
Water Resources, Division of Water & Waste Mgmt. (47-10)	National Pollutant Discharge Elimination System (NPDES) Program Legislative						Bundled HB2233	5/1/2025	7/1/2025
Water Resources, Division of Water & Waste Mgmt. (47-13)	Underground Injection Control Legislative					Authorized w/Certain Amendments & Approved 11/13/2024	HB2237 SB317 Bundled HB2233	5/1/2025	7/1/2025
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 Bundled HB2233		



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LEGISLATIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Architects TITLE-SERIES: 2-01
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: 2-01 Registration of Architects
CITE STATUTORY AUTHORITY: §30-12-1
The above rule has been authorized by the West Virginia Legislature.
Authorization is cited in (house or senate bill number) 369
Section 64-9-2 Passed On 4/4/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

April 30, 2025

This rule shall terminate and have no further force or effect from the following date:

August 01, 2030

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

Yes

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

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Architects TITLE-SERIES: 2-03
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: 2-03 Fees for Registration of Architects
CITE STATUTORY AUTHORITY: 30-12-3
The above rule has been authorized by the West Virginia Legislature.
Authorization is cited in (house or senate bill number) 369
Section 64-9-2 Passed On 4/4/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

April 30, 2025

This rule shall terminate and have no further force or effect from the following date:

August 01, 2030

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

Yes

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



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LEGISLATIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Community And Technical College Education TITLE-SERIES: 135-05
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Employing and Evaluating Presidents
CITE STATUTORY AUTHORITY: §18B-2B-6, 18B-1B-6, 18B-17-3(I)

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) HB2773

Section 18B-17-3(II) Passed On 4/10/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

August 1, 2025

This rule shall terminate and have no further force or effect from the following date:

August 01, 2030

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

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

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Conservation Agency TITLE-SERIES: 63-03
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: No
RULE NAME: State Conservation Committee Grant Program
CITE STATUTORY AUTHORITY: W. Va. Code §19-21A-3(d); 19-21A-4(g)(8), 19-21A-4(g)(11)

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) SB369

Section §64-9-20 Passed On 4/4/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

April 30, 2025

This rule shall terminate and have no further force or effect from the following date:

August 01, 2030

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

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



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LEGISLATIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Funeral Service Examiners TITLE-SERIES: 6-01
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: FUNERAL DIRECTOR, EMBALMER,
APPRENTICE, COURTESY CARD HOLDERS
AND FUNERAL ESTABLISHMENT
REQUIREMENTS
CITE STATUTORY AUTHORITY: §30-6-6
The above rule has been authorized by the West Virginia Legislature.
Authorization is cited in (house or senate bill number) SB369
Section §64-9-8 Passed On 4/5/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

May 1, 2025

This rule shall terminate and have no further force or effect from the following date:

August 01, 2035

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

Yes

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

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Higher Education Policy Commission TITLE-SERIES: 133-03
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: Yes
RULE NAME: Higher Education Accountability System
CITE STATUTORY AUTHORITY: 18B-1-6
The above rule has been authorized by the West Virginia Legislature.
Authorization is cited in (house or senate bill number) HB 2773
Section 18B-17-2 Passed On 4/10/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

May 30, 2025

This rule shall terminate and have no further force or effect from the following date:

August 01, 2030

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

Yes

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



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LEGISLATIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Higher Education Policy Commission
RULE TYPE: Legislative
RULE NAME: Underwood-Smith Teaching Scholars Program and Teacher Education Loan Repayment Program
CITE STATUTORY AUTHORITY: 18B-1-6
TITLE-SERIES: 133-26
Repeal of existing rule: Yes
Amendment to Existing Rule: Yes
Repeal of existing rule: Yes

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) HB 2773

Section 18B-17-2 (ddd) Passed On 4/10/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

May 30, 2025

This rule shall terminate and have no further force or effect from the following date:

August 01, 2030

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

Yes

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

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Highways
RULE TYPE: Legislative
RULE NAME: CONSTRUCTION AND RECONSTRUCTION OF STATE ROADS
CITE STATUTORY AUTHORITY: W. Va. Code §§17-2A-8(1) and (2) and 17-4-19
TITLE-SERIES: 157-03
Repeal of existing rule: No
Amendment to Existing Rule: Yes
Repeal of existing rule: No

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) SB358

Section §84-8-1(a) Passed On 3/12/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

May 1, 2025

This rule shall terminate and have no further force or effect from the following date:

August 01, 2030

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

Yes

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



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LEGISLATIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Highways TITLE-SERIES: 157-07
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: TRANSPORTATION OF HAZARDOUS WASTES
UPON THE ROADS AND HIGHWAYS
CITE STATUTORY AUTHORITY: W. Va. Code §22-18-7(a).

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) SB358

Section §64-8-1(c) Passed On 3/12/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

May 1, 2025

This rule shall terminate and have no further force or effect from the following date:

August 01, 2030

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

Yes

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

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Lottery Commission TITLE-SERIES: 179-09
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: West Virginia Lottery Sports Wagering Rule
CITE STATUTORY AUTHORITY: W. Va. Code §29-22D-4(c), (d), (e); W. Va. Code §29-22A-1 et seq., and W. Va. Code §29A-3-1 et seq.

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) HB2267

Section 64-7-3 Passed On 4/12/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

April 30, 2025

This rule shall terminate and have no further force or effect from the following date:

August 01, 2030

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

Yes

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



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LEGISLATIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Occupational Therapy TITLE-SERIES: 13-03
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Fees for Services Rendered by the Board
CITE STATUTORY AUTHORITY: 30-28-7

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) SB369

Section \$64-9-11(a) Passed On 4/4/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

July 1, 2025

This rule shall terminate and have no further force or effect from the following date:

August 01, 2035

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

Yes

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

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Occupational Therapy TITLE-SERIES: 13-05
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Competency Standards for Advanced Practice by Occupational Therapists and Occupational Therapy Assistants
CITE STATUTORY AUTHORITY: 30-28-7

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) SB369

Section \$64-9-11(b) Passed On 4/4/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

July 1, 2025

This rule shall terminate and have no further force or effect from the following date:

August 01, 2035

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

Yes

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



WEST VIRGINIA SECRETARY OF STATE
KRIS WARNER
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5/1/2025 9:52:40 AM
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WEST VIRGINIA SECRETARY OF STATE
KRIS WARNER
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LEGISLATIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Occupational Therapy TITLE-SERIES: 13-07
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Request for Waiver of Initial Licensing Fees for Certain Individuals
CITE STATUTORY AUTHORITY: 30-28-6
The above rule has been authorized by the West Virginia Legislature.
Authorization is cited in (house or senate bill) SB369
Section §64-9-11(G) Passed On 4/4/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

July 1, 2025

This rule shall terminate and have no further force or effect from the following date:

August 01, 2035

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

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

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Occupational Therapy TITLE-SERIES: 13-08
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Consideration of Prior Criminal Convictions in Initial Licensure Determinations
CITE STATUTORY AUTHORITY: 30-28-7
The above rule has been authorized by the West Virginia Legislature.
Authorization is cited in (house or senate bill) SB369
Section §64-9-11(d) Passed On 4/4/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

July 1, 2025

This rule shall terminate and have no further force or effect from the following date:

August 01, 2035

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

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



WEST VIRGINIA SECRETARY OF STATE
KRIS WARNER
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KRIS WARNER
ADMINISTRATIVE LAW DIVISION

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LEGISLATIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED BY THE WEST VIRGINIA LEGISLATURE

NOTICE OF TECHNICAL AMENDMENT

AGENCY: Occupational Therapy TITLE-SERIES: 13-09
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Telehealth Practice; Requirements; Definitions
CITE STATUTORY AUTHORITY: 30-1-26

AGENCY: Pharmacy TITLE-SERIES: 15-18
RULE TYPE: Legislative
RULE NAME: APPLICATION FOR WAIVER OF INITIAL
LICENSING FEES FOR CERTAIN INDIVIDUALS
CITE STATUTORY AUTHORITY: §30-5-7 and §30-1-22

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill
number) SB369

Section §64-9-11(e) Passed On 4/4/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

July 1, 2025

This rule shall terminate and have no further force or effect from the following date:

August 01, 2035

FILING DATE: 04/25/2025 EFFECTIVE DATE: 04/27/2020

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

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

Yes

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

Yes

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



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4/30/2025 1:19:40 PM
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LEGISLATIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Psychologists TITLE-SERIES: 17-07
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Criminal Convictions, Fee Waiver
CITE STATUTORY AUTHORITY: §30-1-24 and §30-2-1-6
The above rule has been authorized by the West Virginia Legislature.
Authorization is cited in (house or senate bill number) SB369
Section §64-9-14 Passed On 4/4/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

May 1, 2025

This rule shall terminate and have no further force or effect from the following date:

August 01, 2029

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

Yes

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

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Respiratory Care TITLE-SERIES: 30-01
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Criteria for Licensure
CITE STATUTORY AUTHORITY: WV Code 30-34-6 & Code 30-346a
The above rule has been authorized by the West Virginia Legislature.
Authorization is cited in (house or senate bill number) SB369
Section 64-9-17 Passed On 4/4/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

May 1, 2025

This rule shall terminate and have no further force or effect from the following date:

August 01, 2035

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

Yes

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



LEGISLATIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Respiratory Care TITLE-SERIES: 30-10
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: CONSIDERATION OF PRIOR CRIMINAL
CONVICTIONS IN INITIAL LICENSURE
CITE STATUTORY AUTHORITY: 30-34-6 & 30-34-6a.1
The above rule has been authorized by the West Virginia Legislature.
Authorization is cited in (house or senate bill number) SB369
Section 64-9-17 Passed On 4/4/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

May 1, 2025

This rule shall terminate and have no further force or effect from the following date:

August 01, 2035

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

Yes

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

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Respiratory Care TITLE-SERIES: 30-11
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: No
RULE NAME: Telehealth Practice; Requirements; Definitions
CITE STATUTORY AUTHORITY: 30-34-6 & 30-34-6a
The above rule has been authorized by the West Virginia Legislature.
Authorization is cited in (house or senate bill number) SB369
Section 64-9-17 Passed On 4/4/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

May 1, 2025

This rule shall terminate and have no further force or effect from the following date:

August 01, 2030

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

Yes

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



WEST VIRGINIA SECRETARY OF STATE
KRIS WARNER
ADMINISTRATIVE LAW DIVISION

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KRIS WARNER
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LEGISLATIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Speech Language Pathology And Audiology TITLE-SERIES: 29-02
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: Rule Governing Speech-Language Pathology and
Audiology Assistants
CITE STATUTORY AUTHORITY: 30-32-7

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) SB369

Section 29-03 Passed On 4/4/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

April 30, 2025

This rule shall terminate and have no further force or effect from the following date:

August 01, 2030

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

Yes

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

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Waste Management Division Of Water And Waste Management TITLE-SERIES: 33-20
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: HAZARDOUS WASTE MANAGEMENT SYSTEM
CITE STATUTORY AUTHORITY: W. Va. Code § 22-18-6.

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) HB2233

Section §84-3-1(a) Passed On 4/4/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

May 1, 2025

This rule shall terminate and have no further force or effect from the following date:

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

Yes

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



WEST VIRGINIA SECRETARY OF STATE
KRIS WARNER
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WEST VIRGINIA SECRETARY OF STATE
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LEGISLATIVE

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Water Resources Division Of Water And Waste Management TITLE-SERIES: 47-10

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

RULE NAME: NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PROGRAM

CITE STATUTORY AUTHORITY: W. Va. Code §22-11-4(a)(16)

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) HB22233

Section §84-3-1(i) Passed On 4/4/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

July 1, 2025

This rule shall terminate and have no further force or effect from the following date:

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

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

NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE

AGENCY: Water Resources Division Of Water And Waste Management TITLE-SERIES: 47-13

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

RULE NAME: UNDERGROUND INJECTION CONTROL

CITE STATUTORY AUTHORITY: W. Va. Code §22-11-8(B)(7) and §22-11B-3

The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) HB22233

Section §84-3-1(q) Passed On 4/4/2025 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:

July 1, 2025

This rule shall terminate and have no further force or effect from the following date:

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

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

Orders Report

Docket Number	Agency	Respondent	Date Rendered
BVMCE0425B	Veterinary Medicine	Richard Mabie, DVM	4/22/2025
BVMCE0425C	Veterinary Medicine	Winford Maset, DVM	4/22/2025

OFFICE OF TAX APPEAL DECISIONS

NO.	SYNOPOSIS	DATE ISSUED
22-110	On April 13, 2022, a West Virginia State Tax Department criminal investigator was conducting motor fuel enforcement activities in COUNTY A, West Virginia. The following day he issued an assessment to the Petitioner, alleging that he had refused inspection of his vehicle for the purpose of taking a fuel sample, in violation of West Virginia Code Section 11-14C-37(a). On June 21, 2022, the Petitioner timely filed his Petition for Reassessment with this Tribunal, and the matter came for an evidentiary hearing on January 11, 2023.	04/28/2023
21-171	On September 7, 2021, the Taxpayer Services Division of the West Virginia State Tax Department (the “Tax Commissioner” or “Respondent”) issued a Notice of Assessment against Xxx Xxx, Inc. (the “Petitioner”). This assessment was issued pursuant to the authority of the State Tax Commissioner, granted to him by the provisions of Chapter 11, Article 10 <i>et seq.</i> of the West Virginia Code. The assessment was for Pass Through Entity tax, for tax years 2017 through 2020, for tax in the amount of \$XX, penalties and additions in the amount of \$XX, and interest in the amount of \$XX for a total assessed tax liability of \$XX. Thereafter, on November 1, 2021, the Petitioner timely filed with this Tribunal, the West Virginia Office of Tax Appeals, a petition for reassessment. <i>See</i> W. Va. Code Ann. §§ 11-10A-8(1); 11-10A-9 (West 2010). Subsequently, notice of a hearing on the petition was sent to the Petitioner, and, in accordance with the provisions of West Virginia Code Section 11-10A-10, a hearing was held on June 27, 2022, after which the parties filed legal briefs. The matter became ripe for a decision upon the conclusion of the briefing schedule.	05/31/2023
21-169	On August 25, 2021, the Auditing Division of the West Virginia State Tax Department (the “Tax Commissioner” or “Respondent”) issued an Audit Notice of Assessment against the Petitioner. This assessment was issued pursuant to the authority of the State Tax Commissioner, granted to him by the provisions of Chapter 11, Article 10 <i>et seq.</i> of the West Virginia Code. The assessment was for combined sales and use tax for the period January 1, 2018, through March 31, 2021, for tax in the amount of \$xxx,xxx.xx, interest in the amount of \$ xx,xxx.xx, and additions to tax in the amount of \$ xx,xxx.xx, for a total assessed tax liability of \$ xxx,xxx.xx. Thereafter, on October 15, 2021, the Petitioner timely filed with this Tribunal, the West Virginia Office of Tax Appeals, a petition for appeal. <i>See</i> W. Va. Code Ann. §§ 11-10A-8(1); 11-10A-9 (West 2010). Subsequently, notice of a hearing on the petition was sent to the Petitioner, and, in accordance with the provisions of West Virginia Code Section 11-10A-10, a hearing was held on September 8, 2022, after which the parties filed legal briefs. The matter became ripe for decision at the conclusion of the briefing schedule.	06/22/2023

OFFICE OF TAX APPEAL DECISIONS

NO.	SYNOPSIS	DATE ISSUED
19-421	On June 21, 2019, the Compliance Division of the West Virginia State Tax Commissioner's Office (hereinafter "Tax Department" or "Respondent") issued an Assessment against the Petitioners, AAA (hereinafter "Petitioners"). This assessment was issued pursuant to the authority of the State Tax Commissioner, granted to him by the provisions of Chapter 11, Article 10 <i>et seq</i>, of the West Virginia Code. The Petitioners were originally assessed for personal income taxes, interest, and penalties/additions for tax years 2009, 2016 & 2017. The Petitioners were assessed only penalties/additions for tax years 2010-2014 and 2018. The original underlying tax assessment was in the amount of \$x,xxx.xx, interest in the amount of \$x,xxx.xx, additions and/or penalties in the amount of \$x,xxx.xx, for a total personal income tax assessment of \$ x,xxx.xx, and was for the period from 2009 through 2018. On September 15, 2022, the Respondent issued amended balances for a total of \$ x,xxx.xx, as the parties resolved the 2016 tax year. In the Petition for Reassessment, the Petitioners indicated that they received a copy of the assessment at issue on June 27, 2019. The Petitioners timely filed their Petition for Appeal with this Tribunal on August 26, 2019. Subsequently, notice of a hearing on the petition was sent to the parties and in accordance with the provisions of West Virginia Code Section 11-10A-10, a hearing was held on September 15, 2022. Thereafter, the parties submitted briefs containing proposed findings of fact and conclusions of law, the evidence closed on January 25, 2023, and the matter became ripe for decision at that time.	07/24/2023
21-013	On November 20, 2020, the Compliance Division of the West Virginia State Tax Commissioner's Office (hereinafter the "Tax Commissioner" or "Respondent") issued a Notice of Proposed Tax Lien/Intent to Offset, against the Petitioner, AAA (hereinafter the "Petitioner"). This assessment was issued pursuant to the authority of the State Tax Commissioner, granted to him by the provisions of Chapter 11, Articles 10 and 21 <i>et seq</i>, of the West Virginia Code. The Notice informed the Petitioner that he had unpaid taxes, interest, and additions for tax years 2015 through 2017, in the aggregate amount of \$-----. Written correspondence of this Notice was served on the Petitioner, as required by law. Subsequently, a notice of a hearing on the petition was sent to the Petitioner, and, in accordance with the provisions of West Virginia Code Section 11-10A-10, a hearing was held on March 24, 2022, after which the parties filed legal briefs. The matter became ripe for decision at the conclusion of the briefing schedule.	08/22/2023

OFFICE OF TAX APPEAL DECISIONS

NO.	SYNOPOSIS	DATE ISSUED
22-058	On November 30, 2020, the Compliance Division of the West Virginia State Tax Commissioner's Office ("the Tax Department" or "the Respondent") issued a Denial or Reduction of Refund to the Petitioners, AAA and EEE FFF, ("Petitioners"). This refund denial was issued pursuant to the authority of the State Tax Commissioner, granted to him by the provisions of Chapter 11, Article 10 <i>et seq.</i>, of the West Virginia Code. The refund denial stated that the Petitioners' refund had been reduced from a requested amount of \$xx,xxx.xx to zero for year ending December 31, 2017, and for a reduction from \$x,xxx.xx to zero for year ending December 31, 2018. The Petitioners received their refunds from the Respondent on March 16, 2022, for the 2017 tax year and on March 17, 2022, for the 2018 tax year after the IRS verified the Petitioners' reduction in income. However, the Petitioners' appeal does not originate from the refunds but instead from the amount of interest on their refunds. The Petitioners timely filed their Petition for Appeal with this Tribunal on April 5, 2022. Subsequently, notice of a hearing on the petition was sent to the parties and in accordance with the provisions of West Virginia Code Section 11-10A-10, a hearing was held on November 10, 2022. Thereafter, the parties submitted briefs containing proposed findings of fact and conclusions of law, with the evidence closed on April 20, 2022, and the matter became ripe for decision at that time.	10/18/2023
23-1351	On February 22, 2023, the Petitioners timely filed with this Tribunal six property tax appeals, each involving a commercial property in AAA County, West Virginia, specifically, hotels. The appeals concern property tax year 2023. An evidentiary hearing was held on October 31, 2023, after which the matter became ripe for decision. Once this Final Decision was being drafted some anomalies came to light. First, one of the six (6) appeals was filed by an entity named BBB. However, at hearing, when the presiding administrative law judge directed the parties to identify the properties that form the basis of this matter, no property owned by BBB was identified. Instead, counsel for the Petitioner presented testimony and exhibits regarding property owned by CCC, despite CCC not having filed an appeal with this Tribunal. Once this error was discovered, the undersigned directed the Respondent to advise, in writing, if he wished to contest the inclusion of the property owned by CCC into the final decision in this matter. By letter dated March 28, 2024, counsel for the Respondent advised this Tribunal that due to the fact that the Respondent had the opportunity to cross examine witnesses and view exhibits regarding the CCC property, he would not raise any objection to this property becoming part of this Final Decision. Another anomaly arose when it was discovered that Petitioner, DDD had included a tax ticket with its Petition of Appeal that identified the property being appealed as Parcel No. XX. However, the evidence presented at hearing concerned property identified as Parcel No. XX. Counsel for DDD was instructed to confirm, in writing, that the Petitioner intended on Parcel No. XX being the subject of this matter, not Parcel No. XX. However, no such confirmation was received.	04/10/2024

OFFICE OF TAX APPEAL DECISIONS

NO.	SYNOPOSIS	DATE ISSUED
23-1340	On January 17, 2023, the Property Tax Division of the West Virginia State Tax Commissioner's Office ("the Tax Department" or "the Respondent") issued a Tentative Notice Increase in Appraisal for the two parcels at issue in this matter, parcel 111, and parcel 222 to AAA ("the Petitioner"). The Notice stated that the appraisal of his mineral interests increased from \$XX in 2022 to \$XX in 2023 for parcel 111, and from \$XX in 2022 to \$XX in 2023, for parcel 222. These Notices were issued pursuant to the authority of the State Tax Commissioner, granted to him by the provisions of Chapter 11, Article 6k, Section 4 of the West Virginia Code. The Respondent's brief also included an updated summary that results in a decrease in value for parcel 111 in the amount of \$XX and a decrease in value for parcel 222 in the amount of \$XX due to a clerical error and requested this Tribunal to Order these parcel amounts corrected. See Resp't's Br. 4, Resp't's Ex. No. 3-4. Upon receipt of these notices, the Petitioner timely filed his Petition for Property Tax Appeal with this Tribunal on February 27, 2023. The parties agreed to waive an evidentiary hearing and submit this case on briefs alone. The evidence closed on February 20, 2024, and the matter became ripe for decision at that time.	07/31/2024
23-1361	On January 17, 2023, the Property Tax Division of the West Virginia State Tax Commissioner's Office ("the Tax Department" or "the Respondent") issued a Tentative Notice of Increase in Appraisal for the parcel at issue in this matter, parcel XXXX to XXXX ("the Petitioner"). The Notice stated that the appraisal of her mineral interests increased from \$1,549,230 in 2022 to \$2,171,220 in 2023 for parcel XXXX. This Notice was issued pursuant to the authority of the State Tax Commissioner, granted to him by the provisions of Chapter 11, Article 6k, Section 4 of the West Virginia Code. Upon receipt of these notices, the Petitioner timely filed her Petition for Property Tax Appeal with this Tribunal on March 3, 2023. The parties agreed to waive an evidentiary hearing and submit this case on briefs alone. The evidence closed on March 5, 2024, and the matter became ripe for decision at that time.	08/15/2024

OFFICE OF TAX APPEAL DECISIONS

NO.	SYNOPOSIS	DATE ISSUED
23-1064	On January 17, 2023, the Property Tax Division of the West Virginia State Tax Commissioner's Office ("the Tax Department" or "the Respondent") issued a Tentative Notice of Increase in Appraisal for the parcel at issue in this matter, 111 to the Petitioner, AAA ("the Petitioner"). The Notice stated that the appraisal of her mineral interests increased from \$XX in 2022 to \$XX in 2023 for parcel 111. This Notice was issued pursuant to the authority of the State Tax Commissioner, granted to him by the provisions of Chapter 11, Article 6k, Section 4 of the West Virginia Code. The Final Notice of Appraisal was issued on May 22, 2023, by the Respondent which reduced the value to \$XX. Upon receipt of these notices, the Petitioner timely filed her Petition for Property Tax Appeal with this Tribunal on January 30, 2023. Subsequently, notice of a hearing on the petition was sent to the parties and in accordance with the provisions of West Virginia Code Section 11-10A-10, a hearing was held on November 7, 2023. Thereafter, the parties submitted briefs, the evidence closed on March 19, 2024, and the matter became ripe for decision at that time.	09/03/2024
23-1366	On February 3, 2023, AAA (hereinafter "Petitioners") had a hearing before Board of Equalization and Review in BBB County, West Virginia where they disputed the valuation of their property. On February 15, 2023, the BBB County Commission issued a decision stating there was no change in assessment, ruling in favor of CCC, the BBB County Assessor. Upon receipt of the decision from the BBB County Commission, the Petitioners timely filed their Petition for Property Tax Appeal with this Tribunal on March 2, 2023. Subsequently, notice of a hearing on the petition was sent to the parties and in accordance with the provisions of West Virginia Code Section 11-10A-10, a hearing was held on November 8, 2023. Thereafter, the parties submitted briefs, with the evidence closed on April 2, 2024, and the matter became ripe for decision at that time.	09/19/2024
23-1355	The Petitioners in this matter are three (3) limited liability companies with commercial property in DDD County, West Virginia (hereafter "property owner"). Specifically, they own and operate natural gas pipelines. In August of 2022, the property owner submitted property tax returns for this property to the DDD County Assessor. Thereafter, by email dated December 13, 2022, the property owner requested that the Assessor consider economic obsolescence when valuing the property. By letter dated January 30, 2023, the Assessor denied the property owner's request. Thereafter, on February 7, 2023, the property owner timely filed an appeal with this Tribunal. Evidentiary hearings were held on October 25, 2023, and January 10, 2024. After the filing of post-hearing briefs, the record was closed on May 6, 2024. On May 16, 2024, the Assessor moved to reopen the record in this matter, a Motion the property owner did not oppose. This Tribunal granted the Assessor's Motion, and the record in this matter was closed a second time on June 5, 2024, and the matter became ripe for a decision at that time.	10/09/2024

OFFICE OF TAX APPEAL DECISIONS

NO.	SYNOPOSIS	DATE ISSUED
23-1329	The Petitioner in this matter is a Limited Partnership that owns commercial properties and specifically, the AAA (hereinafter "AAA" or "Petitioner"). Upon learning of the proposed property tax values determined by the BBB County Assessor (hereinafter "Assessor" or "Respondent"), the Petitioner sought relief from the West Virginia Office of Tax Appeals. Thereafter, on February 20, 2023, the Petitioner timely filed a property tax appeal with this Tribunal. The evidentiary hearing was held on November 28, 2023. After the filing of post hearing briefs, the record was closed on April 15, 2024, and the matter became ripe for decision at that time.	10/11/2024
21-131	On June 11, 2021, the Compliance Division of the West Virginia State Tax Commissioner's Office (hereinafter "Tax Department" or "Respondent") issued a Successor in Business Assessment against the Petitioner, AAA, (hereinafter "AAA" or "Petitioner"). BBB operates AAA as a corporation. This assessment was issued pursuant to the authority of the State Tax Commissioner, granted to him by the provisions of Chapter 11, Article 10 <i>et seq.</i>, of the West Virginia Code. The assessment stated that the Petitioner was a successor in business to CCC, (hereinafter "CCC") and involved combined sales and use tax. The underlying tax was in the amount of \$XX, interest in the amount of \$XX, additions and/or penalties of in the amount \$XX, for a total assessment of \$XX for the period ending September 30, 2016. The Petitioner timely filed its Petition for Appeal with this Tribunal on August 4, 2021. Subsequently, notice of a hearing on the petition was sent to the parties and in accordance with the provisions of West Virginia Code Section 11-10A-10, a hearing was held on December 14, 2023. Thereafter, the parties submitted briefs containing proposed findings of fact and conclusions of law, with the evidence closed on May 6, 2024, and the matter became ripe for decision at that time.	10/31/2024
23-1306	The Petitioner in this matter is XXX, a XXX limited liability company that owns commercial property located at XXX in XXX County (hereinafter "Petitioner" or "XXX"). Upon learning of the proposed property tax values determined by the XXX County Assessor (hereinafter "Assessor" or "Respondent"), the Petitioner sought relief from the West Virginia Office of Tax Appeals. Thereafter, on February 20, 2023, the Petitioner timely filed a property tax appeal with this Tribunal. The evidentiary hearing was held on January 4, 2024. After the filing of post hearing briefs, the record was closed on May 14, 2024, and the matter became ripe for decision at that time.	11/13/2024

OFFICE OF TAX APPEAL DECISIONS

NO.	SYNOPSIS	DATE ISSUED
23-1491	XXX and XXX XXX (hereinafter "Petitioners") in this matter own residential property in XXX County, West Virginia that was reclassified from Class II to Class III. On January 13, 2023, the Petitioners learned of the reclassification determined by the XXX County Assessor (hereinafter "Assessor" or "Respondent") and sent a letter to the Assessor explaining their objections. Thereafter, the Assessor sought a property tax ruling from the Tax Commissioner. On February 28, 2023, the Tax Commissioner issued Property Tax Ruling 23-39 finding that the subject property was not Class II property. Upon receipt of the Tax Commissioner's decision, the Petitioners timely filed their Petition for Property Tax Appeal with this Tribunal on March 16, 2023. An evidentiary hearing was held <i>de novo</i> on December 18, 2023. The evidence closed on June 18, 2024, and the matter became ripe for decision at that time	12/12/2024

M. Justyn Cox
Executive Director

OTHER

Notice of Review

May 1, 2025

NEWS ITEM

The West Virginia Health Care Authority (Authority), pursuant to the Certificate of Need program, has declared complete and accepted for review the expedited applications referenced below:

April 30, 2025 - United Hospital Center, CON File #25-6-13262-P, for the construction of an outpatient surgery center on the hospital campus to include the development of eight operating rooms. Capital Expenditure \$49,210,000.

April 30, 2025 - University Physicians & Surgeons, Inc. and Cabell Huntington Hospital, Inc., CON File #25-3-13265-P, for the development of an ambulatory health care facility in Putnam County, West Virginia. Capital Expenditure \$5,916,000.

On or before **May 30, 2025**, any affected person has the right to request that the Authority hold a public hearing on the projects as part of the review. If a public hearing is conducted during the course of the review, a notice of hearing, specifying the date, time and location of the hearing, will be issued to affected persons.

If no public hearing is requested, the file closing date will be **June 4, 2025**. After that date, no further information or evidence will be accepted by the Authority for the remainder of the review of the applications.

The Decision on the project referenced above will be issued by the Authority after it has reviewed the contents of the case files of the projects, including the application, additional information submitted to the Authority during the review, and the record of any Authority public hearing. If there is no request for public hearing, the Decision will be issued on or before **June 30, 2025**.

A press release will be issued after the Decision is made. Anyone wishing to be directly notified of the Decision should submit a written request to Timothy E. Adkins, Director, Certificate of Need, West Virginia Health Care Authority, 100 Dee Drive, Charleston, West Virginia, 25311. Further information on any project referenced in this news release may be obtained by contacting the Certificate of Need office at telephone number (304) 558-7000.

May 1, 2025
Date

M. Justyn M. Cox
Executive Director
West Virginia Health Care Authority

An application that has been 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.

The review cycle begins on **April 30, 2025**.

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

04/29/2025

LEGAL NOTICE

The West Virginia Health Care Authority announces the following Certificate of Need activities for the week ending 04/25/2025.

LETTER OF INTENT RECEIVED

April 23, 2025 - A Touch of Love & Care, LLC, CON File #25-8-13271-PC, to provide personal care services through West Virginia Medicaid in Hampshire County, West Virginia; capital expenditure \$20,000.

April 25, 2025 - Family Senior Care, Inc., CON File #25-2-13274-PC, to provide personal care services through West Virginia Medicaid in Mason County, West Virginia; capital expenditure \$1,500.

CERTIFICATE OF NEED APPLICATION RECEIVED

April 24, 2025 - United Hospital Center, Inc., CON File #25-6-13262-P, for the construction of an outpatient surgery center on the hospital campus to include the development of eight operating rooms; capital expenditure \$49,210,000.

PROJECTS DETERMINED NOT REVIEWABLE

April 23, 2025 - Hospice of Huntington, Inc., d/b/a Tri-State LifeCare, CON File #25-3-13229-X, for the expansion and offering of medical adult day care services through a second proposed center located at 3860 Teays Valley Road, Hurricane, Putnam County, West Virginia 25526; capital expenditure \$200,000.

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:

April 23, 2025 - Charleston Area Medical Center, Inc., CON File #24-3-12871-P, for the development of an ambulatory health care facility located at 100 Tracy Way, Charleston, Kanawha County, West Virginia; capital expenditure \$234,783.

April 23, 2025 - Charleston Area Medical Center, Inc., CON File #23-1-1247-A, for the acquisition of Beckley Oncology Associates, Inc. d/b/a Carl Larson Cancer

Center, located in Beckley, Raleigh County, West Virginia; capital expenditure \$5,526,142.

April 23, 2025 - Charleston Area Medical Center, Inc., CON File #23-3-12822-P, for the development of an ambulatory health care facility located at 9 Courtney Drive, Charleston, Kanawha County, West Virginia; capital expenditure \$106,210.

April 23, 2025 - Wetzel County Hospital, CON File #24-10-12875-P, for the development of an ambulatory health care facility in New Martinsville, Wetzel County, West Virginia; capital expenditure \$8,434.

Further information may be obtained on any of the above-referenced projects by contacting The West Virginia Healthcare Authority Staff at 305.558.7000.

OTHER

FILED
WV SECRETARY OF STATE
MAY 02, 2025 09:10 AM



The Honorable Kris Warner
Secretary of State
State Capitol Building, Suite 157-K
Charleston, West Virginia 25305-0770

April 24, 2025

Dear Secretary Warner:

Please place within the Orders File of the State Register the attached Order and Fee Schedule revising the licensure fees for health care facilities licensed by the West Virginia Department of Health.

The health facility licensure fees will be increased by 2.8070 percent, which is the rate of growth to the Consumer Price Index over a period of 12 months from January 1, 2024, to December 31, 2024, pursuant to the following authorities:

Hospitals and Similar Institutions, W. Va. Code §16B-3-4;
Nursing Homes, W. Va. Code §16B-4-6;
Assisted Living Residences, W. Va. Code §16B-5-6;
Residential Care Communities, W. Va. Code §16B-9-6;
Recovery Residences, W. Va. Code §18-59-4;
Medication-Assisted Treatment/Opoid Treatment Programs, W. Va. Code §16B-13-3;
Medication-Assisted Treatment/Office-Based MAT, W. Va. Code §16B-13-4; and
Chronic Pain Management Clinics, W. Va. Code §16B-7-3.

The health facility licensure fees for Hospice, Behavioral Health, and Syringe Services facilities are not subject to change based on the rate of growth to the Consumer Price Index. The licensure fees associated with these facility types are specified in the following regulations:

Hospice, W. Va. Code R. §64-54-3;
Behavioral Health, W. Va. Code R. §64-11-4;
Syringe Services, W. Va. Code §16-24-2 and W. Va. Code R. §68-17-3.

The new licensure fees will become effective: June 1, 2025.

Sincerely,

Ann Vincent-Uriling
Inspector General

AVU:sw

Enclosures

cc: Mary Agnes Argento
Starlah Wilcox

Office of Health Facility Licensure & Certification • 408 Leon Sullivan Way, Suite 120 • Charleston,
West Virginia 25301 • 304.558.0050 • 304.558.2515 (fax)



OTHER

ORDER

In accordance with the provisions of W. Va. Code §16B-3-4; §16B-4-6; §16B-5-6; §16B-9-6; §16-59-4; §16B-13-4; §16B-7-3; §16-24-2; and W. Va. Code R. §64-54-3; §64-11-4; §69-17-3; the Inspector General hereby approves and files with the Secretary of State the attached schedule of licensure fees for certain health care facilities. The adjusted health care facility licensure fees shall become effective June 1, 2025.

Ann V. Uriling
Inspector General

Office of Health Facility Licensure & Certification • 408 Leon Sullivan Way, Suite 120 • Charleston,
West Virginia 25301 • 304.558.0050 • 304.558.2515 (fax)



OTHER

EFFECTIVE: JUNE 1, 2025

Facility Type	Licensure Fees	
	Initial	Renewal
Hospitals:		
General, Psychiatric, Rehab		
5-49 Beds	\$ 1,367.95	\$ 1,367.95
50-99 Beds	\$ 2,047.71	\$ 2,047.71
100-199 Beds	\$ 2,729.32	\$ 2,729.32
200 & Over	\$ 3,416.87	\$ 3,416.87
Nursing Homes	\$ 200.00	\$ 28.56 per bed
Assisted Living Residences:	\$ 65.00	\$ 10.16 per bed
Residential Care Communities	\$ 75.00	\$ 7.57 per bed
Recovery Residences	\$ 250.00	\$ 250.00
Syringe Services *	\$ 250.00	\$ 50.00
Hospice Facilities *		
Yearly caseload less than 10 Patients	\$ 100.00	\$ 50.00
Yearly caseload is 10 or more Patients	\$ 100.00	\$ 100.00
Behavioral Health Facilities *	\$ 10.00	\$ 10.00
Medication Assisted Treatment Program		
Opioioid Treatment Programs:		
1-499 Patients	\$ 250.00	\$ 666.63
500-1,000 Patients	\$ 250.00	\$ 1,333.28
1,001 or more Patients	\$ 250.00	\$ 1,999.90
Office Based Programs:		
1-50 Patients	\$ 250.00	\$ 333.32
51-100 Patients	\$ 250.00	\$ 399.98
101-200 Patients	\$ 250.00	\$ 533.30
201 or more Patients	\$ 250.00	\$ 666.63
Chronic Pain Management Centers:		
1-499 Patients	\$ 250.00	\$ 335.74
500-1,000 Patients	\$ 250.00	\$ 671.51
1,001 or more Patients	\$ 250.00	\$ 1,007.26

* Fees for these facility-types are not subject to annual adjustment for inflation based on the consumer price index.

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