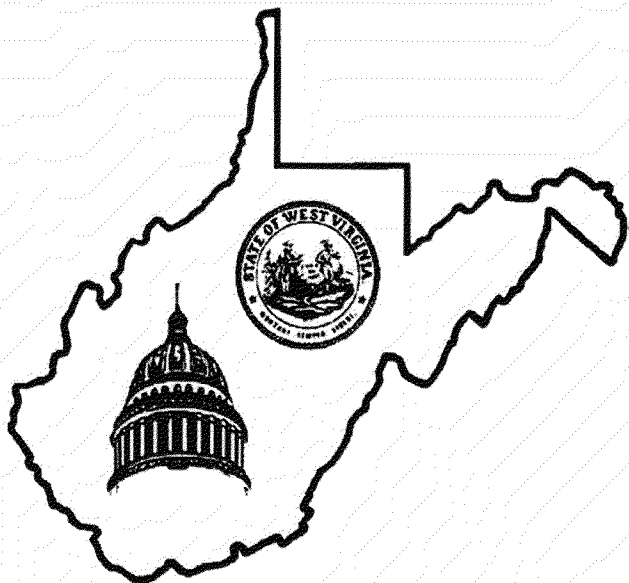




# **WEST VIRGINIA REGISTER**

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Administrative Law Division

Kris Warner  
Secretary of State  
Bldg. 1, Suite 157K  
1900 Kanawha Blvd. East  
Charleston, WV 25305-0770

(304) 558-6000

[sos.wv.gov](http://sos.wv.gov)

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

Agriculture

Air Quality, WV Division of

Corrections & Rehabilitation, WV Div. of

Health and Human Resources

Health Care Authority

Medicine, WV Bd. of

Office of the Inspector General

Tax

CHRONOLOGICAL INDEX

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RULES FILED FOR PUBLIC COMMENT THIS WEEK

| <u>AGENCY</u>          | <u>RULE/TYPE</u>                                                                       | <u>AUTHORITY</u> | <u>HEARING/COMMENT PERIOD/LOCATION</u>                                                                                                                                                                 |
|------------------------|----------------------------------------------------------------------------------------|------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Air Quality<br>(45-01) | Alternative Emission Limitations During Startup and Shutdown Operations<br>Legislative | §22-5-4          | Public Hearing:<br>July 1, 2025, 6:00pm<br>Virtual<br>Written Comments:<br>July 1, 2025, 5:00pm<br>Laura Jennings<br>601 57 <sup>th</sup> Street SE<br>Charleston, WV 25304<br>laura.m.jennings@wv.gov |
| Air Quality<br>(45-08) | Ambient Air Quality Standards<br>Legislative                                           | §22-5-4          | Public Hearing:<br>July 1, 2025, 6:00pm<br>Virtual<br>Written Comments:<br>July 1, 2025, 5:00pm<br>Laura Jennings<br>601 57 <sup>th</sup> Street SE<br>Charleston, WV 25304<br>laura.m.jennings@wv.gov |
| Air Quality<br>(45-16) | Standards of Performance for New Stationary Sources<br>Legislative                     | §22-5-4          | Public Hearing:<br>July 1, 2025, 6:00pm<br>Virtual<br>Written Comments:<br>July 1, 2025, 5:00pm<br>Laura Jennings<br>601 57 <sup>th</sup> Street SE<br>Charleston, WV 25304<br>laura.m.jennings@wv.gov |
| Air Quality<br>(45-18) | Control of Air Pollution from Combustion of Solid Waste<br>Legislative                 | §22-5-4          | Public Hearing:<br>July 1, 2025, 6:00pm<br>Virtual<br>Written Comments:<br>July 1, 2025, 5:00pm<br>Laura Jennings<br>601 57 <sup>th</sup> Street SE<br>Charleston, WV 25304<br>laura.m.jennings@wv.gov |

# CHRONOLOGICAL INDEX

|                        |                                                                                                                                                                                 |                      |                                                                                                                                                                                                        |
|------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Air Quality<br>(45-25) | Control of Air Pollution from Hazardous Waste<br>Treatment, Storage and Disposal Facilities<br>Legislative                                                                      | §§22-5-4 and 22-18-6 | Public Hearing:<br>July 1, 2025, 6:00pm<br>Virtual<br>Written Comments:<br>July 1, 2025, 5:00pm<br>Laura Jennings<br>601 57 <sup>th</sup> Street SE<br>Charleston, WV 25304<br>laura.m.jennings@wv.gov |
| Air Quality<br>(45-34) | Emission Standards for Hazardous Air<br>Pollutants<br>Legislative                                                                                                               | §22-5-4              | Public Hearing:<br>July 1, 2025, 6:00pm<br>Virtual<br>Written Comments:<br>July 1, 2025, 5:00pm<br>Laura Jennings<br>601 57 <sup>th</sup> Street SE<br>Charleston, WV 25304<br>laura.m.jennings@wv.gov |
| Air Quality<br>(45-43) | Cross-State Air Pollution Rule to Control<br>Annual Nitrogen Oxides Emissions, Annual<br>Sulfur Dioxide Emissions, and Ozone Season<br>Nitrogen Oxides Emissions<br>Legislative | §22-5-4              | Public Hearing:<br>July 1, 2025, 6:00pm<br>Virtual<br>Written Comments:<br>July 1, 2025, 5:00pm<br>Laura Jennings<br>601 57 <sup>th</sup> Street SE<br>Charleston, WV 25304<br>laura.m.jennings@wv.gov |
| Air Quality<br>(45-45) | Standards of Performance for Existing Crude<br>Oil and Natural Gas Facilities<br>Legislative                                                                                    | §22-5-4              | Public Hearing:<br>July 1, 2025, 6:00pm<br>Virtual<br>Written Comments:<br>July 1, 2025, 5:00pm<br>Laura Jennings<br>601 57 <sup>th</sup> Street SE<br>Charleston, WV 25304<br>laura.m.jennings@wv.gov |

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



1900 Kanawha Blvd. E.  
Building 1, Suite 157K  
Charleston, West Virginia 25305

**Kris Warner**  
Secretary of State  
State of West Virginia

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

### GUIDE FOR USING THE RULE MONITOR IN THE STATE REGISTER

|        |     |                                                                                                                                               |
|--------|-----|-----------------------------------------------------------------------------------------------------------------------------------------------|
| Column | 1.  | Agency Name, (Title and Series Number)                                                                                                        |
| Column | 2.  | Rule Title 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<br>NUMBER                    | RULE                                                                                                          | NOTICE    | HEARING   | EMER RULE                                                                | AGENCY<br>APPROVED | LRMRC/LOCEA<br>ACTION                                    | LEGIS                                | FINAL FILE | EFFECTIVE |
| Agriculture<br>(61-30)                     | Select Plant-Based Derivatives<br>and Select Plant-Based Derivative<br>Products<br>Legislative                | 5/10/2024 | 6/10/2024 | 4/12/2024                                                                | 7/10/2024          | Modified & Approved<br>11/13/2024<br>Filed<br>12/3/2024  | HB2289<br>SB369<br>Bundled<br>SB369  | 5/23/2025  | 5/23/2025 |
|                                            |                                                                                                               |           |           | Approved<br>4/17/2024<br>Amendment<br>2/18/2025<br>Approved<br>2/19/2025 | 8/15/2024          |                                                          |                                      |            |           |
| Agriculture<br>(61-40)<br>Sunset Provision | WV Exempted Dairy Farms and<br>Milk and Milk Products Processing<br>Rules<br>Legislative                      |           |           |                                                                          | 3/6/2025           |                                                          |                                      |            |           |
| Air Quality<br>(45-01)                     | Alternative Emission Limitations<br>During Startup and Shutdown<br>Legislative                                | 5/30/2025 | 7/1/2025  |                                                                          |                    |                                                          |                                      |            |           |
| Air Quality<br>(45-08)                     | Ambient Air Quality Standards<br>Legislative                                                                  | 7/3/2024  | 8/6/2024  |                                                                          | 8/23/2024          | Approved<br>11/13/2024                                   | HB2232<br>SB312<br>Bundled<br>HB2233 | 5/2/2025   | 6/1/2025  |
| Air Quality<br>(45-08)                     | Ambient Air Quality Standards<br>Legislative                                                                  | 5/30/2025 | 7/1/2025  |                                                                          |                    |                                                          |                                      |            |           |
| Air Quality<br>(45-16)                     | Standards of Performance for<br>New Stationary Sources<br>Legislative                                         | 7/3/2024  | 8/6/2024  |                                                                          | 8/23/2024          | Approved<br>11/13/2024                                   | HB2233<br>SB313<br>Bundled<br>HB2233 | 5/2/2025   | 6/1/2025  |
| Air Quality<br>(45-16)                     | Standards of Performance for<br>New Stationary Sources<br>Legislative                                         | 5/30/2025 | 7/1/2025  |                                                                          |                    |                                                          |                                      |            |           |
| Air Quality<br>(45-18)                     | Control of Air Pollution from<br>Combustion of Solid Waste<br>Legislative                                     | 5/30/2025 | 7/1/2025  |                                                                          |                    |                                                          |                                      |            |           |
| Air Quality<br>(45-25)                     | Control of Air Pollution from<br>Hazardous Waste Treatment,<br>Storage and Disposal Facilities<br>Legislative | 7/3/2024  | 8/6/2024  |                                                                          | 8/23/2024          | Modified & Approved<br>11/13/2024<br>Filed<br>11/18/2024 | HB2234<br>SB314<br>Bundled<br>HB2233 | 5/2/2025   | 6/1/2025  |
| Air Quality<br>(45-25)                     | Control of Air Pollution from<br>Hazardous Waste Treatment,<br>Storage and Disposal Facilities<br>Legislative | 5/30/2025 | 7/1/2025  |                                                                          |                    |                                                          |                                      |            |           |
| Air Quality<br>(45-34)                     | Emission Standards for<br>Hazardous Air Pollutants<br>Legislative                                             | 7/3/2024  | 8/6/2024  |                                                                          | 8/23/2024          | Modified & Approved<br>11/13/2024<br>Filed<br>11/18/2024 | HB2231<br>SB315<br>Bundled<br>HB2233 | 5/2/2025   | 6/1/2025  |

| RULE MONITOR                                       |                                                                                                                                                                     |           |           |                                 |                 |                                                    |                                      |            |           |
|----------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|-----------|---------------------------------|-----------------|----------------------------------------------------|--------------------------------------|------------|-----------|
| AGENCY/SERIES NUMBER                               | RULE                                                                                                                                                                | NOTICE    | HEARING   | EMER RULE                       | AGENCY APPROVED | LRMRC/LOCEA ACTION                                 | LEGIS                                | FINAL FILE | EFFECTIVE |
| Air Quality (45-34)                                | Emission Standards for Hazardous Air Pollutants Legislative                                                                                                         | 5/30/2025 | 7/1/2025  |                                 |                 |                                                    |                                      |            |           |
| Air Quality (45-43)                                | Cross-State Air Pollution Rule to Control Annual Nitrogen Oxides Emissions, Annual Sulfur Dioxide Emissions, and Ozone Season Nitrogen Oxides Emissions Legislative | 5/30/2025 | 7/1/2025  |                                 |                 |                                                    |                                      |            |           |
| Air Quality (45-45)                                | Standards of Performance for Existing Crude Oil and Natural Gas Facilities Legislative                                                                              | 5/30/2025 | 7/1/2025  |                                 |                 |                                                    |                                      |            |           |
| 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<br>Filed 11/14/2024 | HB2264<br>SB344<br>Bundled<br>HB2267 | 5/2/2025   | 6/1/2025  |
| 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 (155-12)                                   | Rules for Private Trust Companies Legislative                                                                                                                       | 6/28/2024 | 7/31/2024 | 6/28/2024<br>Effective 8/9/2024 | 8/13/2024       | Modified & Approved 10/1/2024<br>Filed 10/17/2024  | HB2295<br>SB375<br>Bundled<br>SB369  |            |           |
| Chiropractice Examiners (4-08)<br>Sunset Provision | Consideration of Prior Criminal Convictions in Initial Licensure Determinations Legislative                                                                         |           |           |                                 | 10/18/2024      | Approved 11/13/2024                                | HB2299<br>SB379<br>Bundled<br>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  |
| Economic Development (145-16)<br>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 |                                 |                 |                                                    |                                      |            |           |



| RULE MONITOR                                       |                                                                                                              |                      |                      |                               |                 |                                                    |                                     |            |           |
|----------------------------------------------------|--------------------------------------------------------------------------------------------------------------|----------------------|----------------------|-------------------------------|-----------------|----------------------------------------------------|-------------------------------------|------------|-----------|
| AGENCY/SERIES NUMBER                               | RULE                                                                                                         | NOTICE               | HEARING              | EMER RULE                     | AGENCY APPROVED | LRMRC/LOCEA ACTION                                 | LEGIS                               | FINAL FILE | EFFECTIVE |
| Education (126-0441)                               | West Virginia College – and Career Readiness Standards for the Arts (2520.9) Legislative Exempt              | 4/10/2025            | 5/15/2025            |                               |                 |                                                    |                                     |            |           |
| Education (126-0440)                               | WV Pre-K Standards (Ages 3-5) (2520.15) Legislative Exempt                                                   | 4/10/2024            | 5/13/2024            |                               |                 |                                                    |                                     | 6/12/2024  | 7/1/2025  |
| Education (126-089)                                | West Virginia Design and Equipment Requirements for School Transportation Vehicles (4334) Legislative Exempt | 5/14/2025            | 6/14/2025            |                               |                 |                                                    |                                     |            |           |
| Education (126-092)                                | West Virginia School Transportation Requirements (4336) Legislative Exempt                                   | 5/14/2025            | 6/14/2025            |                               |                 |                                                    |                                     |            |           |
| Education (126-100)                                | Personal Electronic Device Usage in Schools Legislative Exempt                                               | 2/12/2025            | 3/20/2025            |                               |                 |                                                    |                                     | 5/14/2025  | 6/14/2025 |
| Education (126-188)                                | Resolution of Formal Complaints Procedural                                                                   | 4/10/2025            | 5/15/2025            |                               |                 |                                                    |                                     |            |           |
| Education (126-200)                                | Public School Finance Requirements (8100) Legislative Exempt                                                 | 5/14/2025            | 6/14/2025            |                               |                 |                                                    |                                     |            |           |
| Election Commission (146-03)                       | Regulations of Campaign Finance Legislative                                                                  | 7/31/2024            | 8/30/2024            |                               | 8/30/2024       | Modified & Approved 11/13/2024<br>Filed 1/3/2025   | HB2302<br>SB382<br>Bundled<br>SB369 |            |           |
| Financial Institution (106-21)<br>Sunset Provision | Rule Pertaining to the Fintech Regulatory Sandbox Legislative                                                |                      |                      |                               | 2/3/2025        |                                                    |                                     |            |           |
| Fire Commission (87-01)                            | Fire Code Legislative                                                                                        | 3/6/2025<br>4/9/2025 | 4/7/2025<br>5/9/2025 | 3/6/2025<br>Approved 3/6/2025 |                 |                                                    |                                     |            |           |
| Health (64-03)                                     | Public Water Systems Legislative                                                                             | 7/26/2024            | 8/26/2024            |                               | 8/27/2024       | Modified & Approved 10/1/2024<br>Filed 10/11/2024  | HB2239<br>SB319<br>Bundled<br>SB325 | 5/8/2025   | 7/1/2025  |
| Health (64-27)                                     | Statewide Trauma and Emergency Care System Legislative                                                       | 7/30/2024            | 8/29/2024            |                               | 8/30/2024       | Modified & Approved 11/13/2024<br>Filed 11/25/2024 | HB2240<br>SB320<br>Bundled<br>SB325 | 5/8/2025   | 7/1/2025  |

| RULE MONITOR                                |                                                                                                              |           |            |                               |                 |                                                 |                             |            |           |
|---------------------------------------------|--------------------------------------------------------------------------------------------------------------|-----------|------------|-------------------------------|-----------------|-------------------------------------------------|-----------------------------|------------|-----------|
| AGENCY/SERIES NUMBER                        | RULE                                                                                                         | NOTICE    | HEARING    | EMER RULE                     | AGENCY APPROVED | LRMRC/LOCEA ACTION                              | LEGIS                       | FINAL FILE | EFFECTIVE |
| Health (64-47)                              | Sewage Treatment and Collection System Design Standards Legislative                                          | 7/26/2024 | 8/26/2024  |                               | 8/27/2024       | Approved 11/13/2024                             | Bundled SB325               | 5/9/2025   | 7/1/2025  |
| Health (64-48)                              | Emergency Medical Services Legislative                                                                       |           |            |                               |                 |                                                 | HB2243 SB323 Bundled SB325  | 5/8/2025   | 8/1/2025  |
| 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  | 5/29/2025  | 6/5/2025  |
| 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) | Mental Health Loan Repayment Program Legislative                                                             |           |            |                               |                 |                                                 |                             |            |           |
| Higher Education Policy Commission (133-64) | Administrative Exemption Legislative                                                                         |           |            |                               |                 |                                                 |                             |            |           |
| Human Services (78-02)                      | Child Placing Agencies Licensure Legislative                                                                 |           |            |                               | 4/9/2025        |                                                 |                             |            |           |
| Human Services (78-26)                      | 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)                   | Fingerprinting Requirements for Applicants for Insurance Producer and Insurance Adjuster License Legislative |           |            |                               | 4/16/2025       |                                                 |                             |            |           |
| Insurance Comm. (114-24)                    | Medicare Supplement Insurance Legislative                                                                    |           |            |                               | 3/13/2024       | Approved 8/25/2024                              | HB2267 SB347 Bundled HB2267 | 5/6/2025   | 6/1/2025  |
| Insurance Comm. (114-25)                    | Insurance Adjusters Legislative                                                                              |           |            |                               | 4/16/2025       |                                                 |                             |            |           |

| RULE MONITOR                                                                               |                                                                                                                                                                       |           |           |           |                    |                       |                                     |            |           |
|--------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|-----------|-----------|--------------------|-----------------------|-------------------------------------|------------|-----------|
| AGENCY/SERIES<br>NUMBER                                                                    | RULE                                                                                                                                                                  | NOTICE    | HEARING   | EMER RULE | AGENCY<br>APPROVED | LRMRC/LOCEA<br>ACTION | LEGIS                               | FINAL FILE | EFFECTIVE |
| Insurance Comm.<br>(114-40)<br>Sunset Provision                                            | Credit for Reinsurance<br>Legislative                                                                                                                                 |           |           |           | 4/16/2025          |                       |                                     |            |           |
| Insurance Comm.<br>(114-64)<br>Sunset Provision                                            | Mental Health Parity<br>Legislative                                                                                                                                   |           |           |           | 4/16/2025          |                       |                                     |            |           |
| Lottery Commission<br>(179-10)<br>Sunset Provision                                         | West Virginia Lottery Interactive<br>Wagering Rule<br>Legislative                                                                                                     |           |           |           |                    |                       |                                     |            |           |
| Medical Imaging and<br>Radiation Therapy<br>Tech. Board of<br>Examiners<br>(18-01)         | WV Medical Imaging and<br>Radiation Therapy Tech. Board of<br>Examiners<br>Legislative                                                                                | 4/11/2025 | 5/31/2025 |           |                    |                       |                                     |            |           |
| Medical Imaging and<br>Radiation Therapy<br>Tech. Board of<br>Examiners<br>(18-02, repeal) | Continuing Education<br>Legislative                                                                                                                                   | 4/1/2025  | 5/31/2025 |           |                    |                       |                                     |            |           |
| Medical Imaging and<br>Radiation Therapy<br>Tech. Board of<br>Examiners<br>(18-04)         | Disciplinary and Complaint<br>Procedures<br>Procedural                                                                                                                | 4/1/2025  | 5/31/2025 |           |                    |                       |                                     |            |           |
| Medical Imaging and<br>Radiation Therapy<br>Tech. Board of<br>Examiners<br>(18-06)         | Practice of Radiologic Technology<br>Interpretive                                                                                                                     | 4/1/2025  | 5/31/2025 |           |                    |                       |                                     |            |           |
| Medicine<br>(11-13)<br>Sunset Provision                                                    | Waiver of Initial Licensing Fees for<br>Certain Initial Licensure<br>Applicants<br>Legislative                                                                        |           |           |           | 4/1/2024           | Approved<br>8/25/2024 | HB2305<br>SB385<br>Bundled<br>SB369 | 5/7/2025   | 7/1/2025  |
| Miners Health Safety<br>and Training<br>(56-08)<br>Sunset Provision                        | Rule Governing the Submission<br>and Approval of a Comprehensive<br>Mine Safety Program for Coal<br>Mining Operations in the State of<br>West Virginia<br>Legislative |           |           |           | 9/24/2024          |                       |                                     |            |           |
| Municipal Pensions<br>Oversight Board<br>(211-02)<br>Sunset Provision                      | Exempt Purchasing<br>Legislative                                                                                                                                      |           |           |           | 10/9/2024          |                       |                                     |            |           |
| Natural Resources<br>(58-46)<br>Sunset Provision                                           | Defining the Terms Used in All<br>Hunting and Trapping<br>Legislative                                                                                                 |           |           |           | 3/31/2025          |                       |                                     |            |           |

| RULE MONITOR                                            |                                                                                                                          |           |           |           |                 |                                                          |                                     |            |           |
|---------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------|-----------|-----------|-----------|-----------------|----------------------------------------------------------|-------------------------------------|------------|-----------|
| AGENCY/SERIES NUMBER                                    | RULE                                                                                                                     | NOTICE    | HEARING   | EMER RULE | AGENCY APPROVED | LRMRC/LOCEA ACTION                                       | LEGIS                               | FINAL FILE | EFFECTIVE |
| Natural Resources (58-50)<br>Sunset Provision           | Deer Hunting Rule<br>Legislative                                                                                         |           |           |           | 3/31/2025       |                                                          |                                     |            |           |
| Natural Resources (58-56)<br>Sunset Provision           | Special Migratory Game Bird Hunting<br>Legislative                                                                       |           |           |           | 3/31/2025       |                                                          |                                     |            |           |
| Occupational Therapy (13-03)                            | Fees For Services Rendered by the Board<br>Legislative                                                                   | 4/24/2024 | 6/1/2024  |           | 6/4/2024        | Approved<br>8/25/2024                                    | HB2306<br>SB386<br>Bundled<br>SB369 | 5/1/2025   | 7/1/2025  |
| Occupational Therapy (13-04)                            | Continuing Education and Competence<br>Legislative                                                                       | 4/17/2025 | 6/1/2025  |           |                 |                                                          |                                     |            |           |
| Occupational Therapy (13-05)                            | Competency Standards for Advanced Practice by Occupational Therapists and Occupational Therapy Assistants<br>Legislative | 4/24/2024 | 6/1/2024  |           | 6/4/2024        | Modified & Approved<br>8/25/2024<br>Filed<br>8/29/2024   | HB2307<br>SB387<br>Bundled<br>SB369 | 5/1/2025   | 7/1/2025  |
| Occupational Therapy (13-07)<br>Sunset Provision        | Request for Waiver of Initial Licensing Fees for Certain Individuals<br>Legislative                                      |           |           |           | 1/10/2024       | Approved<br>8/25/2024                                    | HB2308<br>SB388<br>Bundled<br>SB369 | 5/1/2025   | 7/1/2025  |
| Occupational Therapy (13-08)<br>Sunset Provision        | Consideration of Prior Criminal Convictions in Initial Licensure Determinations<br>Legislative                           |           |           |           | 1/10/2024       | Modified & Approved<br>8/25/2024<br>Filed<br>8/29/2024   | HB2309<br>SB389<br>Bundled<br>SB369 | 5/1/2025   | 7/1/2025  |
| Occupational Therapy (13-09)                            | Telehealth Practice; Requirements; Definitions<br>Legislative                                                            | 4/24/2024 | 6/1/2024  |           | 6/4/2024        | Modified & Approved<br>8/27/2024<br>Filed<br>8/29/2024   | HB2310<br>SB390<br>Bundled<br>SB369 | 5/1/2025   | 7/1/2025  |
| Office of Technology (163-03)<br>Sunset Provision       | Cyber Reporting<br>Legislative                                                                                           |           |           |           |                 |                                                          |                                     |            |           |
| Office of the Inspector General (71-12, formerly 64-12) | Hospital Licensure<br>Legislative                                                                                        | 7/30/2024 | 8/29/2024 |           | 8/30/2024       | Modified & Approved<br>11/13/2024<br>Filed<br>11/26/2024 | HB2253<br>SB333<br>Bundled<br>SB325 | 5/29/2025  | 6/5/2025  |
| Office of the Inspector General (71-13, formerly 64-31) | Birthing Center Licensure<br>Legislative                                                                                 |           |           |           |                 |                                                          |                                     | 5/28/2025  | 5/28/2025 |
| Office of the Inspector General (71-14, formerly 64-54) | Hospice Licensure Rule<br>Legislative                                                                                    |           |           |           |                 |                                                          |                                     | 5/28/2025  | 5/28/2025 |

| RULE MONITOR                                             |                                                                                                                             |           |           |           |                 |                                                    |                                     |            |           |
|----------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------|-----------|-----------|-----------|-----------------|----------------------------------------------------|-------------------------------------|------------|-----------|
| AGENCY/SERIES NUMBER                                     | RULE                                                                                                                        | NOTICE    | HEARING   | EMER RULE | AGENCY APPROVED | LRMRC/LOCEA ACTION                                 | LEGIS                               | FINAL FILE | EFFECTIVE |
| Office of the Inspector General (71-15, formerly 64-13)  | Nursing Home Licensure Rule Legislative                                                                                     |           |           |           |                 |                                                    |                                     | 5/28/2025  | 5/28/2025 |
| Office of the Inspector General (71-16, formerly 69-09)  | Neonatal Abstinence Syndrome Centers Licensure Legislative                                                                  |           |           |           |                 |                                                    |                                     | 5/28/2025  | 5/28/2025 |
| Office of the Inspector General (71-17, formerly 64-60)  | Delegation of Medication Administration and Health Maintenance Tasks to Approved Medication Assistive Personnel Legislative |           |           |           |                 |                                                    |                                     | 5/28/2025  | 5/28/2025 |
| Office of the Inspector General (71-18, formerly 69-06)  | Nurse Aide Abuse and Neglect Registry Legislative                                                                           |           |           |           |                 |                                                    |                                     | 5/28/2025  | 5/28/2025 |
| Office of the Inspector General (71-19, formerly 64-85)  | Alzheimer's Dementia Special Care Units and Programs Legislative                                                            |           |           |           |                 |                                                    |                                     | 5/28/2025  | 5/28/2025 |
| Office of the Inspector General (71-20, formerly 64-02)  | Licensure of Medical Adult Day Care Centers Legislative                                                                     |           |           |           |                 |                                                    |                                     | 5/28/2025  | 5/28/2025 |
| Office of the Inspector General (71-21, formerly 64-14)  | Assisted Living Residences Legislative                                                                                      |           |           |           |                 |                                                    |                                     | 5/28/2025  | 5/28/2025 |
| Office of the Inspector General (71-22, formerly 64-50)  | Legally Unlicensed Health Care Homes Legislative                                                                            |           |           |           |                 |                                                    |                                     | 5/28/2025  | 5/28/2025 |
| Office of the Inspector General (71-23, formerly, 64-75) | Residential Care Communities Legislative                                                                                    |           |           |           |                 |                                                    |                                     | 5/28/2025  | 5/28/2025 |
| Office of the Inspector General (71-24, formerly, 69-17) | Syringe Services Program Licensure Legislative                                                                              |           |           |           |                 |                                                    |                                     | 5/28/2025  | 5/28/2025 |
| 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<br>Filed 11/26/2024 | HB2254<br>SB334<br>Bundled<br>SB325 | 5/29/2025  | 6/5/2025  |

| RULE MONITOR                                            |                                                                                                          |        |           |                              |                 |                                                |                            |            |           |
|---------------------------------------------------------|----------------------------------------------------------------------------------------------------------|--------|-----------|------------------------------|-----------------|------------------------------------------------|----------------------------|------------|-----------|
| AGENCY/SERIES NUMBER                                    | RULE                                                                                                     | NOTICE | HEARING   | EMER RULE                    | AGENCY APPROVED | LRMRC/LOCEA ACTION                             | LEGIS                      | FINAL FILE | EFFECTIVE |
| Office of the Inspector General (71-26, formerly 69-08) | Chronic Pain Management Clinic Licensure Legislative                                                     |        |           |                              |                 |                                                |                            | 5/28/2025  | 5/28/2025 |
| Office of the Inspector General (71-27, formerly 69-11) | Medication-Assisted Treatment-Opioid Treatment Programs Legislative                                      |        |           |                              |                 |                                                |                            | 5/29/2025  | 5/29/2025 |
| Office of the Inspector General (71-28, formerly 69-12) | Medication-Assisted Treatment-Office-Based Medication-Assisted Treatment Legislative                     |        |           |                              |                 |                                                |                            | 5/29/2025  | 5/29/2025 |
| 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                                                    |        | 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                     |        | 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                                                       |        | 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                   |        | 3/28/2025 | 2/21/2025 Approved 2/25/2025 | 4/1/2025        |                                                |                            |            |           |
| Public Service Commission (150-37) Sunset Provision     | Rules Governing the Occupancy of Customer-Provided Conduit Legislative                                   |        |           |                              | 3/12/2025       |                                                |                            |            |           |

| RULE MONITOR                                                    |                                                                        |            |           |                               |                 |                    |       |            |           |
|-----------------------------------------------------------------|------------------------------------------------------------------------|------------|-----------|-------------------------------|-----------------|--------------------|-------|------------|-----------|
| AGENCY/SERIES NUMBER                                            | RULE                                                                   | NOTICE     | HEARING   | EMER RULE                     | AGENCY APPROVED | LRMRC/LOCEA ACTION | LEGIS | FINAL FILE | EFFECTIVE |
| Rehabilitation Services (198-01)<br>Sunset Provision            | Ron Yost Personal Assistance Services Act Board Legislative            |            |           |                               | 3/31/2025       |                    |       |            |           |
| Risk and Insurance Management (115-01)<br>Sunset Provision      | Mine Subsidence Insurance Legislative                                  |            |           |                               |                 |                    |       |            |           |
| Secondary School Activities Commission (127-01)                 | Constitution Legislative Exempt                                        | 5/14/2025  | 6/14/2025 |                               |                 |                    |       |            |           |
| Secondary School Activities Commission (127-02)                 | Athletics, Provisions Governing Eligibility Legislative Exempt         | 5/14/2025  | 6/14/2025 |                               |                 |                    |       |            |           |
| Secondary School Activities Commission (127-03)                 | Provisions Governing Contests Legislative Exempt                       | 5/14/2025  | 6/14/2025 | 5/14/2025 Effective 5/14/2025 |                 |                    |       |            |           |
| Secondary School Activities Commission (127-04)                 | Provisions Governing Conduct Legislative Exempt                        | 5/14/2025  | 6/14/2025 |                               |                 |                    |       |            |           |
| Senior Services (76-04)                                         | West Virginia State Plan for Aging Programs Interpretive               | 4/2/2025   | 5/1/2025  |                               |                 |                    |       |            |           |
| State Emergency Response Commission (55-01)<br>Sunset Provision | Emergency Planning and Response 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 (110-13FF)<br>Sunset Provision                              | Tax Credit for Providing Vehicles to Low-Income Workers Legislative    |            |           |                               | 3/31/2025       |                    |       |            |           |
| Tax (110-13GG)<br>Sunset Provision                              | Downstream Natural Gas Manufacturing Investment Tax Credit Legislative |            |           |                               | 3/31/2025       |                    |       |            |           |
| Tax (110-13II)<br>Sunset Provision                              | High-Wage Growth Business Tax Credit Legislative                       |            |           |                               | 3/31/2025       |                    |       |            |           |

RULE MONITOR

| AGENCY/SERIES<br>NUMBER                                           | RULE                                                                                 | NOTICE                                      | HEARING               | EMER RULE | AGENCY<br>APPROVED | LRMRC/LOCEA<br>ACTION                                          | LEGIS                                | FINAL FILE | EFFECTIVE |
|-------------------------------------------------------------------|--------------------------------------------------------------------------------------|---------------------------------------------|-----------------------|-----------|--------------------|----------------------------------------------------------------|--------------------------------------|------------|-----------|
| Water Resources,<br>Division of Water &<br>Waste Mgmt.<br>(47-02) | Requirements Governing Water<br>Quality Standards<br>Legislative                     | 6/26/2024<br>Extended<br>Notice<br>7/3/2024 | 8/9/2024<br>8/15/2024 |           | 8/29/2024          | Modified & Approved<br>11/13/2024<br>Filed<br>11/21/2024       | HB2236<br>SB316<br>Bundled<br>HB2233 | 5/6/2025   | 7/1/2025  |
|                                                                   |                                                                                      |                                             |                       |           |                    |                                                                | Bundled<br>HB2233                    | 5/1/2025   | 7/1/2025  |
| Water Resources,<br>Division of Water &<br>Waste Mgmt.<br>(47-10) | National Pollutant Discharge<br>Elimination System (NPDES)<br>Program<br>Legislative |                                             |                       |           |                    |                                                                |                                      |            |           |
| Water Resources,<br>Division of Water &<br>Waste Mgmt.<br>(47-13) | Underground Injection Control<br>Legislative                                         |                                             |                       |           |                    | Authorized w/Certain<br>Amendments &<br>Approved<br>11/13/2024 | HB2237<br>SB317<br>Bundled<br>HB2233 | 5/1/2025   | 7/1/2025  |
|                                                                   |                                                                                      |                                             |                       |           |                    |                                                                |                                      |            |           |





LEGISLATIVE

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

AGENCY: Agriculture TITLE-SERIES: 61-30  
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No  
RULE NAME: Select Plant-Based Derivatives and Select Plant-Based Derivatives Products  
CITE STATUTORY AUTHORITY: §19-12E-7; §19-12E-12; §19-12F-5  
The above rule has been authorized by the West Virginia Legislature.  
Authorization is cited in (house or senate bill number) 369  
Section 64-9-1 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 23, 2025

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

August 01, 2033

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

Yes

Norman Bailey -- 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 PUBLIC COMMENT PERIOD

AGENCY: Air Quality TITLE-SERIES: 45-01  
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No  
RULE NAME: Alternative Emission Limitations During Startup and Shutdown Operations  
CITE STATUTORY AUTHORITY: W. Va. Code § 22-5-4  
COMMENTS LIMITED TO:  
Oral and Written

DATE OF PUBLIC HEARING: 07/01/2025 6:00 PM

LOCATION OF PUBLIC HEARING:  
Virtual

DATE WRITTEN COMMENT PERIOD ENDS: 07/01/2025 5:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Laura Jennings

ADDRESS: 601 57th Street SE

Charleston WV 25304

EMAIL: laura.m.jennings@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

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Secretary Of State



WEST VIRGINIA SECRETARY OF STATE  
KRIS WARNER  
ADMINISTRATIVE LAW DIVISION

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5/30/2025 7:58:43 AM  
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Secretary Of State

LEGISLATIVE

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Air Quality  
RULE TYPE: Legislative  
RULE NAME: Ambient Air Quality Standards  
CITE STATUTORY AUTHORITY: W. Va. Code § 22-5-4  
COMMENTS LIMITED TO:  
Oral and Written

DATE OF PUBLIC HEARING: 07/01/2025 6:00 PM

LOCATION OF PUBLIC HEARING:  
Virtual

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Charleston WV 25304

EMAIL: laura.m.jennings@wv.gov

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INCORPORATED BY REFERENCE: Yes

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NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Air Quality  
RULE TYPE: Legislative  
RULE NAME: Standards of Performance for New Stationary Sources  
CITE STATUTORY AUTHORITY: W. Va. Code § 22-5-4  
COMMENTS LIMITED TO:  
Oral and Written

DATE OF PUBLIC HEARING: 07/01/2025 6:00 PM

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NOTICE OF PUBLIC COMMENT PERIOD

LEGISLATIVE

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Air Quality  
RULE TYPE: Legislative  
RULE NAME: Control of Air Pollution from Combustion of Solid Waste

TITLE-SERIES: 45-18  
Repeal of existing rule: No

AGENCY: Air Quality  
RULE TYPE: Legislative  
RULE NAME: Control of Air Pollution from Hazardous Waste Treatment, Storage and Disposal Facilities

TITLE-SERIES: 45-25  
Repeal of existing rule: No

CITE STATUTORY AUTHORITY: W. Va. Code § 22-5-4

CITE STATUTORY AUTHORITY: W. Va. Code §§ 22-5-4 and 22-18-6

COMMENTS LIMITED TO:

COMMENTS LIMITED TO:

Oral and Written

Oral and Written

DATE OF PUBLIC HEARING: 07/01/2025 6:00 PM

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LOCATION OF PUBLIC HEARING:

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WEST VIRGINIA SECRETARY OF STATE  
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ADMINISTRATIVE LAW DIVISION

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ADMINISTRATIVE LAW DIVISION

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LEGISLATIVE

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Air Quality  
RULE TYPE: Legislative  
RULE NAME: Emission Standards for Hazardous Air Pollutants  
CITE STATUTORY AUTHORITY: W. Va. Code § 22-5-4

COMMENTS LIMITED TO:  
Oral and Written

DATE OF PUBLIC HEARING: 07/01/2025 6:00 PM  
LOCATION OF PUBLIC HEARING:  
Virtual

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INCORPORATED BY REFERENCE: Yes  
(IF YES, PLEASE UPLOAD IN THE SUPPORTING DOCUMENTS FIELD)

AGENCY: Air Quality  
RULE TYPE: Legislative  
RULE NAME: Cross-State Air Pollution Rule to Control Annual Nitrogen Oxides Emissions, Annual Sulfur Dioxide Emissions, and Ozone Season Nitrogen Oxides Emissions

CITE STATUTORY AUTHORITY: W. Va. Code § 22-5-4  
COMMENTS LIMITED TO:  
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Charleston WV 25304  
EMAIL: laura.m.jennings@wv.gov

PLEASE INDICATE IF THIS FILING INCLUDES:  
RELEVANT FEDERAL STATUTES OR REGULATIONS: No  
(IF YES, PLEASE UPLOAD IN THE SUPPORTING DOCUMENTS FIELD)  
INCORPORATED BY REFERENCE: Yes  
(IF YES, PLEASE UPLOAD IN THE SUPPORTING DOCUMENTS FIELD)



WEST VIRGINIA SECRETARY OF STATE  
KRIS WARNER  
ADMINISTRATIVE LAW DIVISION

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5/30/2025 8:30:50 AM  
Office of West Virginia  
Secretary Of State

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2025 MAY 28 P 1: 08  
OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

LEGISLATIVE

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Air Quality TITLE-SERIES: 45-45  
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule:  
RULE NAME: Standards of Performance for Existing Crude Oil and Natural Gas Facilities

CITE STATUTORY AUTHORITY: W. Va. Code § 22-5-4

COMMENTS LIMITED TO:

Oral and Written

DATE OF PUBLIC HEARING: 07/01/2025 6:00 PM

LOCATION OF PUBLIC HEARING:

Virtual

DATE WRITTEN COMMENT PERIOD ENDS: 07/01/2025 5:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Laura Jennings

ADDRESS: 601 57th Street SE

Charleston WV 25304

EMAIL: laura.m.jennings@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:

Yes

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

WEST VIRGINIA DIVISION OF CORRECTIONS & REHABILITATION

POLICY DIRECTIVE UPDATES

| NUMBER | DATE         | SUBJECT                |
|--------|--------------|------------------------|
| 140.00 | 25 June 2025 | Personnel Records      |
| 302.00 | 25 June 2025 | Inmate Supervision     |
| 401.15 | 25 June 2025 | Notary Public Services |
| 510.00 | 25 June 2025 | Religious Program      |



WEST VIRGINIA SECRETARY OF STATE  
KRIS WARNER  
ADMINISTRATIVE LAW DIVISION

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5/29/2025 11:06:53 AM  
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WEST VIRGINIA SECRETARY OF STATE  
KRIS WARNER  
ADMINISTRATIVE LAW DIVISION

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5/29/2025 10:42:05 AM  
Office of West Virginia  
Secretary Of State

LEGISLATIVE

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

AGENCY: Health And Human Resources TITLE-SERIES: 69-15  
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No  
RULE NAME: Recovery Residence Certification and Accreditation Program  
CITE STATUTORY AUTHORITY: W. Va. Code 16-59-2(b), 16-59-2(g)  
The above rule has been authorized by the West Virginia Legislature.  
Authorization is cited in (house or senate bill number) SB325  
Section W. Va. Code 64-5A-1 Passed On 4/11/2025 12:00:00 AM

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

June 5, 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

Jessica Y Whitmore -- 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: Office of the Inspector General TITLE-SERIES: 71-12  
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No  
RULE NAME: Hospital Licensure  
CITE STATUTORY AUTHORITY: W. Va. Code 16B-3-8  
The above rule has been authorized by the West Virginia Legislature.  
Authorization is cited in (house or senate bill number) SB325  
Section W. Va. Code 64-5B-1 Passed On 4/11/2025 12:00:00 AM

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

June 5, 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

Jessica Y Whitmore -- 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: Office of the Inspector General TITLE-SERIES: 71-13  
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: No  
RULE NAME: Birthing Center Licensure  
CITE STATUTORY AUTHORITY: W. Va. Code 16B-20-3  
The above rule has been authorized by the West Virginia Legislature.  
Authorization is cited in (house or senate bill number) SB300  
Section W. Va. Code 16B-1-1 Passed On 2/8/2024 12:00:00 AM

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

May 28, 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

Jessica Y Whitmore -- 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 ADMINISTRATIVE RULE REASSIGNMENT

Please be advised that the Legislative Rule 64 CSR 31 has been reassigned a new Title number, Series number, or both, which can now be found at 71 CSR 13.

Circumstances requiring this Administrative Rule reassignment are due to the restructuring of the West Virginia Department of Health and Human Resources as provided in HB 2006 (2023), and as amended in SB 300 (2024). The relevant statutory amendments requiring this reassignment are as follows:

The Office of the Inspector General is a separate and autonomous agency within the Department of Health as provided in §16B-2-1. The following agencies and boards, including all of the allied, advisory, affiliated, or related entities and funds associated with any agency or board, are transferred to, incorporated in and administered as a part of the Office of the Inspector General. The Office of the Inspector General, shall include:

- (A) Office of Health Facility Licensure and Certification;
- (B) Board of Review;
- (C) Foster Care Ombudsman;
- (D) Olmstead Office;
- (E) Investigations and Fraud Management;
- (F) Quality Control;
- (G) Mental Health Ombudsman;
- (H) WV Clearance for Access: Registry and Employment Screening; and
- (I) Human Rights Commission.

W. Va. Code § 5F-2-1a(c)(2).

Accordingly, please direct any inquiries concerning the Administrative Rule reassignment or its provisions directly to the filing agency.

Maureen Lewis, Director  
Administrative Law Division  
Office of the West Virginia Secretary of State  
State Capitol, Bldg. 1, Ste. 157-K  
Charleston, WV 25305



LEGISLATIVE

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

AGENCY: Office of the Inspector General TITLE-SERIES: 71-14  
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule:  
RULE NAME: Hospice Licensure Rule  
CITE STATUTORY AUTHORITY: W. Va. Code 16B-8-3  
The above rule has been authorized by the West Virginia Legislature.  
Authorization is cited in (house or senate bill number) SB300  
Section W. Va. Code 16B-1-1 Passed On 2/8/2024 12:00:00 AM

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

May 28, 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

Jessica Y Whitmore -- 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 ADMINISTRATIVE RULE REASSIGNMENT

Please be advised that the Legislative Rule 64 CSR 54 has been reassigned a new Title number, Series number, or both, which can now be found at 71 CSR 14.

Circumstances requiring this Administrative Rule reassignment are due to the restructuring of the West Virginia Department of Health and Human Resources as provided in HB 2006 (2023), and as amended in SB 300 (2024). The relevant statutory amendments requiring this reassignment are as follows:

The Office of the Inspector General is a separate and autonomous agency within the Department of Health as provided in §16B-2-1. The following agencies and boards, including all of the allied, advisory, affiliated, or related entities and funds associated with any agency or board, are transferred to, incorporated in and administered as a part of the Office of the Inspector General. The Office of the Inspector General, shall include:

- (A) Office of Health Facility Licensure and Certification;
- (B) Board of Review;
- (C) Foster Care Ombudsman;
- (D) Olmstead Office;
- (E) Investigations and Fraud Management;
- (F) Quality Control;
- (G) Mental Health Ombudsman;
- (H) WV Clearance for Access: Registry and Employment Screening; and
- (I) Human Rights Commission.

W. Va. Code § 5F-2-1a(c)(2).

Accordingly, please direct any inquiries concerning the Administrative Rule reassignment or its provisions directly to the filing agency.

Maureen Lewis, Director  
Administrative Law Division  
Office of the West Virginia Secretary of State  
State Capitol, Bldg. 1, Ste. 157-K  
Charleston, WV 25305





LEGISLATIVE

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

AGENCY: Office of the Inspector General TITLE-SERIES: 71-15  
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: No  
RULE NAME: Nursing Home Licensure Rule  
CITE STATUTORY AUTHORITY: W. Va. Code 16B-4-5, 16B-4-21(b)  
The above rule has been authorized by the West Virginia Legislature.  
Authorization is cited in (house or senate bill number) SB300  
Section W. Va. Code 16B-1-1 Passed On 2/8/2024 12:00:00 AM

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

May 28, 2025

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

August 01, 2026

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

Yes

Jessica Y Whitmore -- 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 ADMINISTRATIVE RULE REASSIGNMENT

Please be advised that the Legislative Rule 64 CSR 13 has been reassigned a new Title number, Series number, or both, which can now be found at 71 CSR 15.

Circumstances requiring this Administrative Rule reassignment are due to the restructuring of the West Virginia Department of Health and Human Resources as provided in HB 2006 (2023), and as amended in SB 300 (2024). The relevant statutory amendments requiring this reassignment are as follows:

The Office of the Inspector General is a separate and autonomous agency within the Department of Health as provided in §16B-2-1. The following agencies and boards, including all of the allied, advisory, affiliated, or related entities and funds associated with any agency or board, are transferred to, incorporated in and administered as a part of the Office of the Inspector General. The Office of the Inspector General, shall include:

- (A) Office of Health Facility Licensure and Certification;
- (B) Board of Review;
- (C) Foster Care Ombudsman;
- (D) Olmstead Office;
- (E) Investigations and Fraud Management;
- (F) Quality Control;
- (G) Mental Health Ombudsman;
- (H) WV Clearance for Access: Registry and Employment Screening; and
- (I) Human Rights Commission.

W. Va. Code § 5F-2-1a(c)(2).

Accordingly, please direct any inquiries concerning the Administrative Rule reassignment or its provisions directly to the filing agency.

Maureen Lewis, Director  
Administrative Law Division  
Office of the West Virginia Secretary of State  
State Capitol, Bldg. 1, Ste. 157-K  
Charleston, WV 25305



WEST VIRGINIA SECRETARY OF STATE  
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

AGENCY: Office of the Inspector General TITLE-SERIES: 71-16  
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: No  
RULE NAME: Neonatal Abstinence Syndrome Centers Licensure  
CITE STATUTORY AUTHORITY: W. Va. Code 16B-21-2

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

Authorization is cited in (house or senate bill number) SB300

Section W. Va. Code 16B-1-1 Passed On 2/8/2024 12:00:00 AM

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

May 28, 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

Jessica Y Whitmore -- 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 ADMINISTRATIVE RULE REASSIGNMENT

Please be advised that the Legislative Rule 69 CSR 09 has been reassigned a new Title number, Series number, or both, which can now be found at 71 CSR 16.

Circumstances requiring this Administrative Rule reassignment are due to the restructuring of the West Virginia Department of Health and Human Resources as provided in HB 2006 (2023), and as amended in SB 300 (2024). The relevant statutory amendments requiring this reassignment are as follows:

The Office of the Inspector General is a separate and autonomous agency within the Department of Health as provided in §16B-2-1. The following agencies and boards, including all of the allied, advisory, affiliated, or related entities and funds associated with any agency or board, are transferred to, incorporated in and administered as a part of the Office of the Inspector General. The Office of the Inspector General shall include:

- (A) Office of Health Facility Licensure and Certification;
- (B) Board of Review;
- (C) Foster Care Ombudsman;
- (D) Olmstead Office;
- (E) Investigations and Fraud Management;
- (F) Quality Control;
- (G) Mental Health Ombudsman;
- (H) WV Clearance for Access: Registry and Employment Screening; and
- (I) Human Rights Commission.

W. Va. Code § 5F-2-1a(c)(2).

Accordingly, please direct any inquiries concerning the Administrative Rule reassignment or its provisions directly to the filing agency.

Maureen Lewis, Director  
Administrative Law Division  
Office of the West Virginia Secretary of State  
State Capitol, Bldg. 1, Ste. 157-K  
Charleston, WV 25305



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2025 MAY 28 PM 3:11

NOTICE OF ADMINISTRATIVE RULE REASSIGNMENT  
OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

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

LEGISLATIVE

AGENCY: Office of the Inspector General  
TITLE-SERIES: 71-17  
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: No  
RULE NAME: Delegation of Medication Administration and Health Maintenance Tasks to Approved Medication Assistive Personnel  
CITE STATUTORY AUTHORITY: W. Va. Code 16B-10-11, 16B-14-6  
The above rule has been authorized by the West Virginia Legislature.  
Authorization is cited in (house or senate bill number) SB300  
Section W. Va. Code 16B-1-1 Passed On 2/8/2024 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:  
May 28, 2025

This rule shall terminate and have no further force or effect from the following date:  
August 01, 2028

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

Yes

Jessica Y Whitmore – 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.

Please be advised that the Legislative Rule 64 CSR 60 has been reassigned a new Title number, Series number, or both, which can now be found at 71 CSR 17.

Circumstances requiring this Administrative Rule reassignment are due to the restructuring of the West Virginia Department of Health and Human Resources as provided in HB 2006 (2023), and as amended in SB 300 (2024). The relevant statutory amendments requiring this reassignment are as follows:

The Office of the Inspector General is a separate and autonomous agency within the Department of Health as provided in §16B-2-1. The following agencies and boards, including all of the allied, advisory, affiliated, or related entities and funds associated with any agency or board, are transferred to, incorporated in and administered as a part of the Office of the Inspector General. The Office of the Inspector General, shall include:

- (A) Office of Health Facility Licensure and Certification;
- (B) Board of Review;
- (C) Foster Care Ombudsman;
- (D) Olmstead Office;
- (E) Investigations and Fraud Management;
- (F) Quality Control;
- (G) Mental Health Ombudsman;
- (H) WV Clearance for Access: Registry and Employment Screening; and
- (I) Human Rights Commission.

W. Va. Code § 5F-2-1a(c)(2).

Accordingly, please direct any inquiries concerning the Administrative Rule reassignment or its provisions directly to the filing agency.

Maureen Lewis, Director  
Administrative Law Division  
Office of the West Virginia Secretary of State  
State Capitol, Bldg. 1, Ste. 157-K  
Charleston, WV 25305



WEST VIRGINIA SECRETARY OF STATE

KRIS WARNER

ADMINISTRATIVE LAW DIVISION

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5/28/2025 3:15:17 PM

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2025 MAY 28 P 4: 31

LEGISLATIVE

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

AGENCY: Office of the Inspector General TITLE-SERIES: 71-18  
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: No  
RULE NAME: Nurse Aide Abuse and Neglect Registry  
CITE STATUTORY AUTHORITY: W. Va. Code 16B-3-8, 16B-4-5  
The above rule has been authorized by the West Virginia Legislature.  
Authorization is cited in (house or senate bill number) SB300

Section W. Va. Code 16B-1-1 Passed On 2/9/2024 12:00:00 AM

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

May 28, 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

Jessica Y Whitmore -- 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 ADMINISTRATIVE RULE REASSIGNMENT  
OFFICE OF THE WEST VIRGINIA  
SECRETARY OF STATE

Please be advised that the Legislative Rule 69 CSR 06 has been reassigned a new Title number, Series number, or both, which can now be found at 71 CSR 18.

Circumstances requiring this Administrative Rule reassignment are due to the restructuring of the West Virginia Department of Health and Human Resources as provided in HB 2006 (2023), and as amended in SB 300 (2024). The relevant statutory amendments requiring this reassignment are as follows:

The Office of the Inspector General is a separate and autonomous agency within the Department of Health as provided in §16B-2-1. The following agencies and boards, including all of the allied, advisory, affiliated, or related entities and funds associated with any agency or board, are transferred to, incorporated in and administered as a part of the Office of the Inspector General. The Office of the Inspector General shall include:

- (A) Office of Health Facility Licensure and Certification;
- (B) Board of Review;
- (C) Foster Care Ombudsman;
- (D) Olmstead Office;
- (E) Investigations and Fraud Management;
- (F) Quality Control;
- (G) Mental Health Ombudsman;
- (H) WV Clearance for Access: Registry and Employment Screening; and
- (I) Human Rights Commission.

W. Va. Code § 5F-2-1a(c)(2).

Accordingly, please direct any inquiries concerning the Administrative Rule reassignment or its provisions directly to the filing agency.

Maureen Lewis, Director  
Administrative Law Division  
Office of the West Virginia Secretary of State  
State Capitol, Bldg. 1, Ste. 157-K  
Charleston, WV 25305



FILED

2025 MAY 28 P 4: 31

OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

LEGISLATIVE

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

NOTICE OF ADMINISTRATIVE RULE REASSIGNMENT

AGENCY: Office of the Inspector General TITLE-SERIES: 71-19  
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: No  
RULE NAME: Alzheimer's/Dementia Special Care Units and Programs

CITE STATUTORY AUTHORITY: W. Va. Code 16B-11-5(a)  
The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) SB300

Section W. Va. Code 16B-1-1 Passed On 2/8/2024 12:00:00 AM

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

May 28, 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

Jessica Y Whitmore – 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.

Please be advised that the Legislative Rule 64 CSR 85 has been reassigned a new Title number, Series number, or both, which can now be found at 71 CSR 19.

Circumstances requiring this Administrative Rule reassignment are due to the restructuring of the West Virginia Department of Health and Human Resources as provided in HB 2006 (2023), and as amended in SB 300 (2024). The relevant statutory amendments requiring this reassignment are as follows:

The Office of the Inspector General is a separate and autonomous agency within the Department of Health as provided in §16B-2-1. The following agencies and boards, including all of the allied, advisory, affiliated, or related entities and funds associated with any agency or board, are transferred to, incorporated in and administered as a part of the Office of the Inspector General. The Office of the Inspector General, shall include:

- (A) Office of Health Facility Licensure and Certification;
- (B) Board of Review;
- (C) Foster Care Ombudsman;
- (D) Olmstead Office;
- (E) Investigations and Fraud Management;
- (F) Quality Control;
- (G) Mental Health Ombudsman;
- (H) WV Clearance for Access: Registry and Employment Screening; and
- (I) Human Rights Commission.

W. Va. Code § 5F-2-1a(c)(2).

Accordingly, please direct any inquiries concerning the Administrative Rule reassignment or its provisions directly to the filing agency.

Maureen Lewis, Director  
Administrative Law Division  
Office of the West Virginia Secretary of State  
State Capitol, Bldg. 1, Ste. 157-K  
Charleston, WV 25305



WEST VIRGINIA SECRETARY OF STATE  
KRIS WARNER  
ADMINISTRATIVE LAW DIVISION

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Office of West Virginia  
Secretary Of State



FILED

2025 MAY 28 P 4: 31

OFFICE OF THE WEST VIRGINIA  
SECRETARY OF STATE

LEGISLATIVE

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

NOTICE OF ADMINISTRATIVE RULE REASSIGNMENT

AGENCY: Office of the Inspector General TITLE-SERIES: 71-20  
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule:  
RULE NAME: Licensure of Medical Adult Day Care Centers

CITE STATUTORY AUTHORITY: W. Va. Code 16B-3-8  
The above rule has been authorized by the West Virginia Legislature.

Authorization is cited in (house or senate bill number) SB300

Section W. Va. Code 16B-1-1 Passed On 2/8/2024 12:00:00 AM

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

May 28, 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  
Jessica Y Whitmore -- 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.

Please be advised that the Legislative Rule 64 CSR 02 has been reassigned a new Title number, Series number, or both, which can now be found at 71 CSR 20.

Circumstances requiring this Administrative Rule reassignment are due to the restructuring of the West Virginia Department of Health and Human Resources as provided in HB 2006 (2023), and as amended in SB 300 (2024). The relevant statutory amendments requiring this reassignment are as follows:

The Office of the Inspector General is a separate and autonomous agency within the Department of Health as provided in §16B-2-1. The following agencies and boards, including all of the allied, advisory, affiliated, or related agencies and funds associated with any agency or board, are transferred to, incorporated in and administered as a part of the Office of the Inspector General. The Office of the Inspector General, shall include:

- (A) Office of Health Facility Licensure and Certification;
- (B) Board of Review;
- (C) Foster Care Ombudsman;
- (D) Olmstead Office;
- (E) Investigations and Fraud Management;
- (F) Quality Control;
- (G) Mental Health Ombudsman;
- (H) WV Clearance for Access: Registry and Employment Screening; and
- (I) Human Rights Commission.

W. Va. Code § 5F-2-1a(c)(2).

Accordingly, please direct any inquiries concerning the Administrative Rule reassignment or its provisions directly to the filing agency.

Maureen Lewis, Director  
Administrative Law Division  
Office of the West Virginia Secretary of State  
State Capitol, Bldg. 1, Ste. 157-K  
Charleston, WV 25305



FILED

2025 MAY 28 P 3:31

OFFICE OF THE WEST VIRGINIA  
SECRETARY OF STATE

LEGISLATIVE

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

AGENCY: Office of the Inspector General TITLE-SERIES: 71-21  
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: No  
RULE NAME: Assisted Living Residences

CITE STATUTORY AUTHORITY: W. Va. Code 16B-5-5  
The above rule has been authorized by the West Virginia Legislature.  
Authorization is cited in (house or senate bill SB300

Section W. Va. Code 16B-1-1 Passed On 2/8/2024 12:00:00 AM  
This rule is filed with the Secretary of State. This rule becomes effective on the following date:

May 28, 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  
Jessica Y Whitmore -- 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 ADMINISTRATIVE RULE REASSIGNMENT

Please be advised that the Legislative Rule 64 CSR 14 has been reassigned a new Title number, Series number, or both, which can now be found at 71 CSR 21.

Circumstances requiring this Administrative Rule reassignment are due to the restructuring of the West Virginia Department of Health and Human Resources as provided in HB 2006 (2023), and as amended in SB 300 (2024). The relevant statutory amendments requiring this reassignment are as follows:

The Office of the Inspector General is a separate and autonomous agency within the Department of Health as provided in §16B-2-1. The following agencies and boards, including all of the allied, advisory, affiliated, or related entities and funds associated with any agency or board, are transferred to, incorporated in and administered as a part of the Office of the Inspector General. The Office of the Inspector General, shall include:

- (A) Office of Health Facility Licensure and Certification;
- (B) Board of Review;
- (C) Foster Care Ombudsman;
- (D) Olmstead Office;
- (E) Investigations and Fraud Management;
- (F) Quality Control;
- (G) Mental Health Ombudsman;
- (H) WV Clearance for Access: Registry and Employment Screening; and
- (I) Human Rights Commission.

W. Va. Code § 5F-2-1a(c)(2).

Accordingly, please direct any inquiries concerning the Administrative Rule reassignment or its provisions directly to the filing agency.

Maureen Lewis, Director  
Administrative Law Division  
Office of the West Virginia Secretary of State  
State Capitol, Bldg. 1, Ste. 157-K  
Charleston, WV 25305



FILED

2025 MAY 28 P 4:31

OFFICE OF THE WEST VIRGINIA  
NOTICE OF ADMINISTRATIVE RULE REASSIGNMENT

LEGISLATIVE

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

AGENCY: Office of the Inspector General TITLE-SERIES: 71-22  
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule:  
RULE NAME: Legally Unlicensed Health Care Homes  
CITE STATUTORY AUTHORITY: W. Va. Code 16B-6-1a(a)  
The above rule has been authorized by the West Virginia Legislature.  
Authorization is cited in (house or senate bill number) SB300  
Section W. Va. Code 16B-1-1 Passed On 2/8/2024 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:  
May 28, 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  
Jessica Y Whitmore -- 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.

Please be advised that the Legislative Rule 64 CSR 50 has been reassigned a new Title number, Series number, or both, which can now be found at 71 CSR 22.

Circumstances requiring this Administrative Rule reassignment are due to the restructuring of the West Virginia Department of Health and Human Resources as provided in HB 2006 (2023), and as amended in SB 300 (2024). The relevant statutory amendments requiring this reassignment are as follows:

The Office of the Inspector General is a separate and autonomous agency within the Department of Health as provided in §16B-2-1. The following agencies and boards, including all of the allied, advisory, affiliated, or related entities and funds associated with any agency or board, are transferred to, incorporated in and administered as a part of the Office of the Inspector General. The Office of the Inspector General, shall include:

- (A) Office of Health Facility Licensure and Certification;
- (B) Board of Review;
- (C) Foster Care Ombudsman;
- (D) Olmstead Office;
- (E) Investigations and Fraud Management;
- (F) Quality Control;
- (G) Mental Health Ombudsman;
- (H) WV Clearance for Access: Registry and Employment Screening; and
- (I) Human Rights Commission.

W. Va. Code § 5F-2-1a(c)(2).

Accordingly, please direct any inquiries concerning the Administrative Rule reassignment or its provisions directly to the filing agency.

Maureen Lewis, Director  
Administrative Law Division  
Office of the West Virginia Secretary of State  
State Capitol, Bldg. 1, Ste. 157-K  
Charleston, WV 25305





FILED

2025 MAY 28 P 4:31

OFFICE OF THE SECRETARY OF STATE

LEGISLATIVE

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

AGENCY: Office of the Inspector General TITLE-SERIES: 71-23  
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: No  
RULE NAME: Residential Care Communities  
CITE STATUTORY AUTHORITY: W. Va. Code 16B-9-3(k), 16B-9-5  
The above rule has been authorized by the West Virginia Legislature.  
Authorization is cited in (house or senate bill number) SB300  
Section W.Va. Code 16B-1-1 Passed On 2/8/2024 12:00:00 AM

This rule is filed with the Secretary of State. This rule becomes effective on the following date:  
May 28, 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

Jessica Y Whitmore -- 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 ADMINISTRATIVE RULE REASSIGNMENT

Please be advised that the Legislative Rule 64 CSR 75 has been reassigned a new Title number, Series number, or both, which can now be found at 71 CSR 23.

Circumstances requiring this Administrative Rule reassignment are due to the restructuring of the West Virginia Department of Health and Human Resources as provided in HB 2006 (2023), and as amended in SB 300 (2024). The relevant statutory amendments requiring this reassignment are as follows:

The Office of the Inspector General is a separate and autonomous agency within the Department of Health as provided in §16B-2-1. The following agencies and boards, including all of the allied, advisory, affiliated, or related entities and funds associated with any agency or board, are transferred to, incorporated in and administered as a part of the Office of the Inspector General. The Office of the Inspector General, shall include:

- (A) Office of Health Facility Licensure and Certification;
- (B) Board of Review;
- (C) Foster Care Ombudsman;
- (D) Olmstead Office;
- (E) Investigations and Fraud Management;
- (F) Quality Control;
- (G) Mental Health Ombudsman;
- (H) WV Clearance for Access: Registry and Employment Screening; and
- (I) Human Rights Commission.

W. Va. Code § 5F-2-1a(c)(2).

Accordingly, please direct any inquiries concerning the Administrative Rule reassignment or its provisions directly to the filing agency.

Maureen Lewis, Director  
Administrative Law Division  
Office of the West Virginia Secretary of State  
State Capitol, Bldg. 1, Ste. 157-K  
Charleston, WV 25305



WEST VIRGINIA SECRETARY OF STATE  
KRIS WARNER  
ADMINISTRATIVE LAW DIVISION

eFILED  
5/28/2025 4:05:18 PM  
Office of West Virginia  
Secretary Of State



FILED

2025 MAY 28 P 4:31

LEGISLATIVE

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

AGENCY: Office of the Inspector General TITLE-SERIES: 71-24  
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: No  
RULE NAME: Syringe Services Program Licensure  
CITE STATUTORY AUTHORITY: W. Va. Code 16-64-7  
The above rule has been authorized by the West Virginia Legislature.  
Authorization is cited in (house or senate bill number) SB300  
Section W. Va. Code 16B-1-1 Passed On 2/8/2024 12:00:00 AM

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

May 28, 2025

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

August 01, 2026

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

Yes

Jessica Y Whitmore -- 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 ADMINISTRATIVE RULE REASSIGNMENT  
WEST VIRGINIA  
SECRETARY OF STATE

Please be advised that the Legislative Rule 69 CSR 17 has been reassigned a new Title number, Series number, or both, which can now be found at 71 CSR 24.

Circumstances requiring this Administrative Rule reassignment are due to the restructuring of the West Virginia Department of Health and Human Resources as provided in HB 2006 (2023), and as amended in SB 300 (2024). The relevant statutory amendments requiring this reassignment are as follows:

The Office of the Inspector General is a separate and autonomous agency within the Department of Health as provided in §16B-2-1. The following agencies and boards, including all of the allied, advisory, affiliated, or related entities and funds associated with any agency or board, are transferred to, incorporated in and administered as a part of the Office of the Inspector General. The Office of the Inspector General, shall include:

- (A) Office of Health Facility Licensure and Certification;
- (B) Board of Review;
- (C) Foster Care Ombudsman;
- (D) Olmstead Office;
- (E) Investigations and Fraud Management;
- (F) Quality Control;
- (G) Mental Health Ombudsman;
- (H) WV Clearance for Access: Registry and Employment Screening; and
- (I) Human Rights Commission.

W. Va. Code § 5F-2-1a(c)(2).

Accordingly, please direct any inquiries concerning the Administrative Rule reassignment or its provisions directly to the filing agency.

Maureen Lewis, Director  
Administrative Law Division  
Office of the West Virginia Secretary of State  
State Capitol Bldg. 1, Ste. 157-K  
Charleston, WV 25305



LEGISLATIVE

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

AGENCY: Office of the Inspector General TITLE-SERIES: 71-25  
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No  
RULE NAME: Behavioral Health Centers Licensure  
CITE STATUTORY AUTHORITY: W. Va. Code 27-9-1, 27-17-3  
The above rule has been authorized by the West Virginia Legislature.  
Authorization is cited in (house or senate bill number) SB325  
Section W\_Va\_Code 64-5B-1 Passed On 4/11/2025 12:00:00 AM

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

June 5, 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

Jessica Y Whitmore -- 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: Office of the Inspector General TITLE-SERIES: 71-26  
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: No  
RULE NAME: Chronic Pain Management Clinic Licensure  
CITE STATUTORY AUTHORITY: W. Va. Code 16B-7-9  
The above rule has been authorized by the West Virginia Legislature.  
Authorization is cited in (house or senate bill number) SB300  
Section W\_Va\_Code 18B-1-1 Passed On 2/8/2024 12:00:00 AM

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

May 28, 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

Jessica Y Whitmore -- 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.



FILED

2025 MAY 28 P 4:31

OFFICE OF THE SECRETARY OF STATE

NOTICE OF ADMINISTRATIVE RULE REASSIGNMENT

Please be advised that the Legislative Rule 69 CSR 08 has been reassigned a new Title number, Series number, or both, which can now be found at 71 CSR 26.

Circumstances requiring this Administrative Rule reassignment are due to the restructuring of the West Virginia Department of Health and Human Resources as provided in HB 2006 (2023), and as amended in SB 300 (2024). The relevant statutory amendments requiring this reassignment are as follows:

The Office of the Inspector General is a separate and autonomous agency within the Department of Health as provided in §16B-2-1. The following agencies and boards, including all of the allied, advisory, affiliated, or related entities and funds associated with any agency or board, are transferred to, incorporated in and administered as a part of the Office of the Inspector General. The Office of the Inspector General, shall include:

- (A) Office of Health Facility Licensure and Certification;
- (B) Board of Review;
- (C) Foster Care Ombudsman;
- (D) Olnstead Office;
- (E) Investigations and Fraud Management;
- (F) Quality Control;
- (G) Mental Health Ombudsman;
- (H) WV Clearance for Access: Registry and Employment Screening; and
- (I) Human Rights Commission.

W. Va. Code § 5F-2-1a(c)(2).

Accordingly, please direct any inquiries concerning the Administrative Rule reassignment or its provisions directly to the filing agency.

Maureen Lewis, Director  
Administrative Law Division  
Office of the West Virginia Secretary of State  
State Capitol, Bldg. 1, Ste. 157-K  
Charleston, WV 25305



WEST VIRGINIA SECRETARY OF STATE  
KRIS WARNER  
ADMINISTRATIVE LAW DIVISION

eFILED  
5/29/2025 9:39:26 AM  
Office of West Virginia  
Secretary Of State

LEGISLATIVE

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

AGENCY: Office of the Inspector General TITLE-SERIES: 71-27  
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: No  
RULE NAME: Medication-Assisted Treatment - Opioid Treatment Programs  
CITE STATUTORY AUTHORITY: W. Va. Code 16B-13-13  
The above rule has been authorized by the West Virginia Legislature.  
Authorization is cited in (house or senate bill number) SB300  
Section W. Va. Code 16B-1-1 Passed On 2/8/2024 12:00:00 AM

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

May 29, 2025

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

August 01, 2027

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

Yes

Jessica Y Whitmore -- 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.



FILED

2025 MAY 29 A 10:50

OFFICE OF THE WEST VIRGINIA  
SECRETARY OF STATE



WEST VIRGINIA SECRETARY OF STATE  
KRIS WARNER  
ADMINISTRATIVE LAW DIVISION

eFILED  
5/29/2025 10:40:03 AM  
Office of West Virginia  
Secretary Of State

LEGISLATIVE

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

NOTICE OF ADMINISTRATIVE RULE REASSIGNMENT

Please be advised that the Legislative Rule 69 CSR 11 has been reassigned a new Title number, Series number, or both, which can now be found at 71 CSR 27.

Circumstances requiring this Administrative Rule reassignment are due to the restructuring of the West Virginia Department of Health and Human Resources as provided in HB 2006 (2023), and as amended in SB 300 (2024). The relevant statutory amendments requiring this reassignment are as follows:

The Office of the Inspector General is a separate and autonomous agency within the Department of Health as provided in §16B-2-1. The following agencies and boards, including all of the allied, advisory, affiliated, or related entities and funds associated with any agency or board, are transferred to, incorporated in and administered as a part of the Office of the Inspector General. The Office of the Inspector General, shall include:

- (A) Office of Health Facility Licensure and Certification;
- (B) Board of Review;
- (C) Foster Care Ombudsman;
- (D) Olmstead Office;
- (E) Investigations and Fraud Management;
- (F) Quality Control;
- (G) Mental Health Ombudsman;
- (H) WV Clearance for Access: Registry and Employment Screening; and
- (I) Human Rights Commission.

W. Va. Code § 5F-2-1a(c)(2).

Accordingly, please direct any inquiries concerning the Administrative Rule reassignment or its provisions directly to the filing agency.

Maureen Lewis, Director  
Administrative Law Division  
Office of the West Virginia Secretary of State  
State Capitol Bldg. 1, Ste. 157-K  
Charleston, WV 25305

AGENCY: Office of the Inspector General TITLE-SERIES: 71-28  
RULE TYPE: Legislative Amendment to Existing Rule: No Repeal of existing rule: No  
RULE NAME: Medication-Assisted Treatment - Office-Based Medication-Assisted Treatment  
CITE STATUTORY AUTHORITY: W. Va. Code 16B-13-13  
The above rule has been authorized by the West Virginia Legislature.  
Authorization is cited in (house or senate bill number) SB300  
Section W. Va. Code 16B-1-1 Passed On 2/8/2024 12:00:00 AM

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

MAY 29, 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

Jessica Y Whitmore -- 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.



FILED

2025 MAY 29 A 10:50

LEGISLATIVE

OFFICE OF THE SECRETARY OF STATE

## NOTICE OF ADMINISTRATIVE RULE REASSIGNMENT

Please be advised that the Legislative Rule 69 CSR 12 has been reassigned a new Title number, Series number, or both, which can now be found at 71 CSR 28.

Circumstances requiring this Administrative Rule reassignment are due to the restructuring of the West Virginia Department of Health and Human Resources as provided in HB 2006 (2023), and as amended in SB 300 (2024). The relevant statutory amendments requiring this reassignment are as follows:

The Office of the Inspector General is a separate and autonomous agency within the Department of Health as provided in §16B-2-1. The following agencies and boards, including all of the allied, advisory, affiliated, or related entities and funds associated with any agency or board, are transferred to, incorporated in and administered as a part of the Office of the Inspector General. The Office of the Inspector General, shall include:

- (A) Office of Health Facility Licensure and Certification;
- (B) Board of Review;
- (C) Foster Care Ombudsman;
- (D) Olmstead Office;
- (E) Investigations and Fraud Management;
- (F) Quality Control;
- (G) Mental Health Ombudsman;
- (H) WV Clearance for Access: Registry and Employment Screening; and
- (I) Human Rights Commission.

W. Va. Code § 5F-2-1a(c)(2).

Accordingly, please direct any inquiries concerning the Administrative Rule reassignment or its provisions directly to the filing agency.

Maureen Lewis, Director  
Administrative Law Division  
Office of the West Virginia Secretary of State  
State Capitol, Bldg. 1, Ste. 157-K  
Charleston, WV 25305

# Orders Report

| Docket Number | Agency                           | Respondent       | Date Rendered |
|---------------|----------------------------------|------------------|---------------|
| 24-101-W      | Medicine, West Virginia Board Of | John Cherian, MD | 5/20/2025     |

## Public Notice

### West Virginia Department of Environmental Protection Division of Air Quality

**Comment Period Opens:** May 30, 2025  
**Comment Period Closes:** July 1, 2025

**Publication:** Charleston Newspapers and West Virginia State Register  
**Publication Date:** May 30, 2025  
**Type of Notice:** Public Comment Period and Public Hearing  
**Location:** Statewide

**Proposed Activity:** DAQ 2026 Legislative Rules  
**Project Description:** The DAQ proposed legislative rules include:  
45CSR1 (Alternative Emission Limitations During Startup and Shutdown Operations)  
45CSR8 (Ambient Air Quality Standards)  
45CSR16 (Standards of Performance for New Stationary Sources)  
45CSR18 (Control of Air Pollution from Combustion of Solid Waste)  
45CSR25 (Control of Air Pollution from Hazardous Waste Treatment, Storage and Disposal Facilities)  
45CSR34 (Emission Standards for Hazardous Air Pollutants)  
45CSR43 (Cross-State Air Pollution Rule to Control Annual Nitrogen Oxides Emissions, Annual Sulfur Dioxide Emissions, and Ozone Season Nitrogen Oxides Emissions)  
45CSR45 (Standards of Performance for Existing Crude Oil and Natural Gas Facilities)

These rules are filed to enable the State of West Virginia to maintain primary enforcement in these areas. The agency anticipates (1) working to reconsider, modify, or withdraw various current federal rules and standards from the prior administration; and (2) modifying its rules, as needed, to align with those updated federal rules.

DAQ is limiting public comments to the proposed revisions to the rules and is not accepting comments unrelated to the proposed revisions.

Upon authorization and promulgation, final rules 45CSR16 and 45CSR34 will be submitted to the United States Environmental Protection Agency (EPA) to fulfill federal obligations under the Clean Air Act (CAA), including delegations and authorizations. Upon authorization and promulgation, final rules 45CSR1, 45CSR8, 45CSR18, 45CSR43, and 45CSR45 will be submitted for approval to EPA as a revision to the State Implementation Plan pursuant to the federal CAA.

The proposed rules are available at:

- the Secretary of State's website at <https://apps.sos.wv.gov/adlaw/csr/>,
- If you do not have internet capability, please contact Sandie Adkins or Nicole Ernest at (304) 926-0475 for alternatives.

**Point of Contact:** Laura Jennings ([laura.m.jennings@wv.gov](mailto:laura.m.jennings@wv.gov) or 304-926-0475)

The DAQ is holding the public hearing virtually. Instructions for participating and providing verbal comments are provided below. Both verbal and written comments will be made part of the official rulemaking record. Written comments may be submitted at any time during the public comment period as instructed below. Written comments must be received by 5:00 pm on July 1, 2025. Written comments received afterwards will not be accepted.

**Written Comments:**

- E-mail written comments to [Laura.M.Jennings@wv.gov](mailto:Laura.M.Jennings@wv.gov) with "2026 Proposed DAQ Rule Comments" in the subject line, or
- Mail hard copy comments to the attention of Laura Jennings at the WV Department of Environmental Protection, Division of Air Quality, 601 57th Street SE, Charleston, WV 25304.

**Public Hearing:** July 1, 2025, at 6:00 p.m.

The purpose of the public hearing is to receive comments concerning the 2026 proposed DAQ legislative rules identified above. A Response to Comments document will be prepared as part of the rulemaking process. A separate hearing will be held for each of the proposed rules. The hearings will be held sequentially and will commence immediately following the conclusion of the hearing for the previously identified proposed rule.

Registration is required by 4:00 p.m. on July 1, 2025 to participate in the hearings. To register, please complete the participant registration form at <https://forms.gle/CUGnonudnJg52eWYx8>. To register to speak, please indicate "yes" you want to provide verbal comments on the record when you register with the previously provided link. A confirmation e-mail will be sent with your responses when you register. A separate email with information on how to join the public hearing will be sent shortly after registration closes at 4:00 p.m. on July 1, 2025. If you do not have internet access and want to register, please contact Sandie Adkins or Nicole Ernest at (304) 926-0475. Registration for the online hearing is required to fulfill the state's obligation under federal air quality regulations to document the list of participants.

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



**WEST VIRGINIA HEALTH CARE AUTHORITY  
CERTIFICATE OF NEED**

100 Dee Drive  
Charleston, West Virginia 25311-1600

05/23/2025

**LEGAL NOTICE**

The West Virginia Health Care Authority announces the following Certificate of Need activities for the week ending **05/23/2025**.

**LETTER OF INTENT RECEIVED**

May 19, 2025 - Family Senior Care, Inc., CON File #25-2-13286-PC, for the provision of personal care services in Mason County, West Virginia. Capital Expenditure \$3,800.

May 22, 2025 - Hometown Care, CON File #25-10/11-13288-BH, for the provision of IDD Waiver Services in Hancock, Brooke, Ohio and Marshall Counties in West Virginia. Capital Expenditure \$1,500.

**CERTIFICATE OF NEED APPLICATION RECEIVED**

May 19, 2025 - Camden-Clark Memorial Hospital Corporation and Camden-Clark Physician Corporation, CON File #25-5-13279-P, for the development of an ambulatory health care facility in Parkersburg, Wood County, West Virginia.; Capital Expenditure \$730,000.

May 23, 2025 - Wheeling Hospital CON File #25-10-13283-P, for the development of an ambulatory health care facility in Ohio County, West Virginia through the development of a regional cancer center to include, but not limited to, medical oncology services relocated from Reynolds Memorial Hospital; capital expenditure \$140,760,000.

**PROJECTS DETERMINED NOT REVIEWABLE**

May 1, 2025 - Charleston Area Medical Center, Inc., CON File #25-1-13277-X, for the CAMC GVMC's ambulatory health care facility at 3115 Seneca Trail, Peterstown, Monroe County, West Virginia to be designated as a Rural Health Clinic (RHC). There is no capital expenditure associated with this project.

April 9, 2025 - Reynolds Memorial Hospital, Inc., CON File #25-10-13257-X, for the relocation for RMH's Rapid Care services at 215 Lafayette Avenue, Moundsville,

**OTHER**

Marshall County, West Virginia to 134 Lafayette Avenue, Moundsville, Marshall County, West Virginia. The capital expenditure is approximately \$1,500,000.

April 8, 2025 - St. Joseph's Hospital of Buckhannon, Inc., CON File #25-7-13248-X, for the relocation of an ambulatory health care facility from 72 Courtland Acres Lane, Thomas, Tucker County, West Virginia (601 square foot) to 132 Courtland Acres Lane, Thomas, Tucker County, West Virginia (581 square foot). The capital expenditure associated with this proposed project is to be less than \$10,000.

August 19, 2024 - Trinity West, CON File #24-11-13067-X, for a determination of reviewability from Trinity West ("Trinity"), through Robert Coffield, for the total relocation of Trinity's existing ambulatory health care facility ("AHCF"). The capital expenditure associated with this project is \$57,050.

**PROJECTS EXEMPT FROM REVIEW**

May 12, 2025 - ADF Behavioral Health Services, Inc. d/b/a Generations Behavioral Health, CON File #25-1-13282-X, for the development of an outpatient drug and alcohol treatment program and behavioral health services located at 1842 Harper Road, Beckley, Raleigh County, West Virginia.

May 19, 2025 - Bright Life Mental Health & Recovery Services, PLLC, CON File #25-1-13272-X, for the purchase of Myers and Associates Counseling and establish an office located at 152 Misty Lane, Princeton, Mercer County, West Virginia.

May 19, 2025 - Camden on Gauley Medical Center, Inc. d/b/a Camden Family Health, CON File #25-4-13267-X, for the development of a school-based clinic at Nicholas County Career and Technical Center to be located at 25 Milam Addition Road, Craigsville, Nicholas County, West Virginia.

May 19, 2025 - Community Health System, Inc., CON File #25-1-13261-X, for the provision of a new clinic located at 214 Professional Park, Beckley, Raleigh County, West Virginia.

May 20, 2025 - Eastern Panhandle Mental Health Care, Inc., d/b/a EastRidge Health Systems, CON File #25-9-13263-X, for the addition of six beds located at 7091 Hedgesville Road Project that EastRidge owns. The 7091 Hedgesville Road Project will be the sister location to the 77 Edith Lane, Hedgesville, WV 25427 location that is currently operating as a Transitional Residential Program.

May 19, 2025 - Generations Health & Wellness, LLC, CON File #25-4-13266-X, for the development and operations of a drug and alcohol treatment program and the provision of related counseling services to be located at 502 Main Street, Oak Hill, Fayette County, West Virginia.

May 19, 2025 - Hometown Care, CON File #25-7-13280-X, for the request to purchase and establishment of a 3-bed licensed residential home for members of the Intellectual Development Disability Waiver Program to be located at 92 Monte Vista Drive, Elkins, Randolph County, West Virginia.

OTHER

May 19, 2025 - Hope for Tomorrow, LLC, CON File #25-2-13273-X, for the provision of providing behavioral health services and outpatient substance abuse services to be located at 1410 Jefferson Blvd, Point Pleasant, Mason County, West Virginia.

#### **CERTIFICATE OF NEED APPROVAL ISSUED**

May 14, 2025 - Mountaineer Home Care Services, LLC, CON File #25-6/7/9-13223-PC, for the provision of providing personal care services through West Virginia Medicaid in Berkeley, Braxton, Monongalia, Marion, Upshur, Harrison, Preston, and Lewis counties in West Virginia. The capital expenditure associated with the project is \$1,500,000.

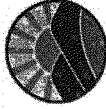
May 14, 2025 - West Virginia University Hospitals, Inc., CON File #25-6-13224-P, for the relocating the Histology, Cytology, and Cyto genetics laboratory services to a 13,500 square foot space constructed within the former Viatrix manufacturing facility on Chestnut Road in Morgantown, Monongalia County, West Virginia. The capital expenditure associated with the project is \$12,674,000.00.

#### **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 25, 2025 - Corridor H Physical Therapy, LLC, CON File #24-7-12894-P, for the development of a physical therapy facility at 4 Sawmill Road, Horner, Lewis County, West Virginia; capital expenditure \$490,000.

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



## **WEST VIRGINIA TAX DIVISION**

**Eric Nelson**  
Secretary of Revenue

**Matthew Irby**  
Tax Commissioner

### **ADMINISTRATIVE NOTICE 2025-03 ACUTE CARE TAX RATE CHANGE**

West Virginia Code §11-27-38(b) requires the State Tax Commissioner to publish applicable rates for the additional gross receipts tax on eligible acute care hospitals.

As allowed by the Centers for Medicare and Medicaid Services and calculated by the West Virginia Bureau for Medical Services, the rate of tax on eligible acute care hospitals pursuant to W. Va. Code §11-27-38(b) shall be 3.85%, effective July 1, 2025.

Please consult the State Tax Division website, at <http://tax.wv.gov>, for additional information.

**Notice of this determination shall be filed in the West Virginia Register.**

Issued: May 29, 2025

**Matthew Irby**  
State Tax Commissioner