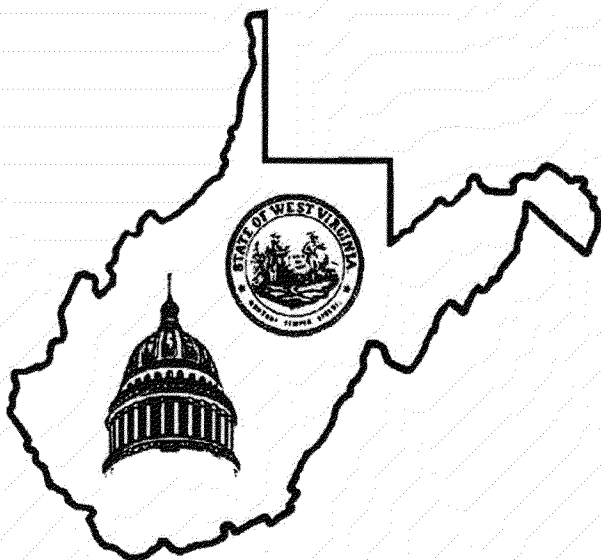




# **WEST VIRGINIA REGISTER**

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Administrative Law Division

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

Corrections & Rehabilitation  
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Health  
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Human Services  
    Bureau for Family Assistance  
Optometry  
Real Estate Commission

CHRONOLOGICAL INDEX

| CHRONOLOGICAL INDEX, VOLUME XLII ISSUE 38   |           |           |                                 |
|---------------------------------------------|-----------|-----------|---------------------------------|
| NO RULES FILED FOR PUBLIC COMMENT THIS WEEK |           |           |                                 |
| AGENCY                                      | RULE/TYPE | AUTHORITY | HEARING/COMMENT PERIOD/LOCATION |
|                                             |           |           |                                 |

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



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

|        |     |                                                                                                                                               |
|--------|-----|-----------------------------------------------------------------------------------------------------------------------------------------------|
| Column | 1.  | Agency Name, (Title and Series Number)                                                                                                        |
| Column | 2.  | Rule Title and Type                                                                                                                           |
| Column | 3.  | Date Notice of Public Hearing or Comment Period Filed                                                                                         |
| Column | 4.  | Date of Public Hearing or Last Date Comments Will Be Received                                                                                 |
| Column | 5.  | Date Emergency Rule Filed, Emergency Amendment Filed, Emergency Rule Decision Date (ERD), and Effective Date of Emergency Rule                |
| Column | 6.  | Date Agency Approved Rule Filed (Legislative Rules Only)                                                                                      |
| Column | 7.  | Review date by the Legislative Rule-Making Review Committee or Legislative Oversight Commission on Education Accountability, and Action Taken |
| Column | 8.  | Legislative Action                                                                                                                            |
| Column | 9.  | Date Agency Final Files the Rule                                                                                                              |
| Column | 10. | Date Rule is Effective                                                                                                                        |

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

## CROSS REFERENCE OF RULE MONITOR TITLE NUMBERS AND AGENCIES

| <u>TITLE NUMBER</u> | <u>NAME OF AGENCY</u>                                 |
|---------------------|-------------------------------------------------------|
| TITLE 1             | ACCOUNTANCY                                           |
| TITLE 2             | ARCHITECTS                                            |
| TITLE 3             | BARBERS AND COSMETOLOGISTS                            |
| TITLE 4             | CHIROPRACTIC EXAMINERS                                |
| TITLE 5             | DENTISTRY                                             |
| TITLE 6             | FUNERAL SERVICE EXAMINERS                             |
| TITLE 7             | PROFESSIONAL ENGINEERS                                |
| TITLE 10            | LICENSED PRACTICAL NURSES                             |
| TITLE 11            | MEDICINE                                              |
| TITLE 14            | OPTOMETRY                                             |
| TITLE 15            | PHARMACY                                              |
| TITLE 16            | PHYSICAL THERAPY                                      |
| TITLE 17            | PSYCHOLOGISTS                                         |
| TITLE 19            | REGISTERED NURSES                                     |
| TITLE 20            | SANITARIANS                                           |
| TITLE 22            | FORESTRY                                              |
| TITLE 24            | OSTEOPATHIC MEDICINE                                  |
| TITLE 25            | SOCIAL WORK EXAMINERS                                 |
| TITLE 26            | VETERINARY MEDICINE                                   |
| TITLE 27            | COUNSELING                                            |
| TITLE 29            | SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY               |
| TITLE 30            | RESPIRATORY CARE                                      |
| TITLE 31            | DIETITIANS                                            |
| TITLE 32            | ACUPUNCTURE                                           |
| TITLE 33            | WASTE MANAGEMENT, DIV. OF WATER AND WASTE MGMT.       |
| TITLE 35            | OIL AND GAS                                           |
| TITLE 36            | COAL MINE HEALTH AND SAFETY                           |
| TITLE 38            | MINING AND RECLAMATION                                |
| TITLE 42            | LABOR                                                 |
| TITLE 45            | AIR QUALITY                                           |
| TITLE 47            | WATER RESOURCES, DIV. OF WATER AND WASTE MGMT.        |
| TITLE 53            | PUBLIC ENERGY AUTHORITY                               |
| TITLE 56            | MINERS' HEALTH, SAFETY AND TRAINING                   |
| TITLE 58            | NATURAL RESOURCES                                     |
| TITLE 60            | ENVIRONMENTAL PROTECTION – SECRETARY'S OFFICE         |
| TITLE 61            | AGRICULTURE                                           |
| TITLE 64            | HEALTH                                                |
| TITLE 65            | HEALTH CARE AUTHORITY                                 |
| TITLE 71            | OFFICE OF THE INSPECTOR GENERAL                       |
| TITLE 76            | SENIOR SERVICES                                       |
| TITLE 78            | HUMAN SERVICES                                        |
| TITLE 81            | STATE POLICE                                          |
| TITLE 87            | FIRE COMMISSION                                       |
| TITLE 89            | PUBLIC DEFENDER SERVICES                              |
| TITLE 90            | CORRECTIONS                                           |
| TITLE 91            | MOTOR VEHICLES                                        |
| TITLE 103           | FIRE MARSHAL                                          |
| TITLE 110           | TAX DEPARTMENT                                        |
| TITLE 112           | TREASURER                                             |
| TITLE 114           | INSURANCE COMMISSION                                  |
| TITLE 126           | EDUCATION                                             |
| TITLE 127           | SECONDARY SCHOOLS ACTIVITIES COMMISSION               |
| TITLE 133           | HIGHER EDUCATION POLICY COMMISSION                    |
| TITLE 135           | COMMUNITY AND TECHNICAL COLLEGE EDUCATION             |
| TITLE 143           | PERSONNEL                                             |
| TITLE 144           | TOURISM                                               |
| TITLE 145           | DEVELOPMENT OFFICE                                    |
| TITLE 146           | STATE ELECTION COMMISSION                             |
| TITLE 148           | ADMINISTRATION                                        |
| TITLE 149           | CRIME, DELINQUENCY AND CORRECTIONS                    |
| TITLE 150           | PUBLIC SERVICE COMMISSION                             |
| TITLE 153           | SECRETARY OF STATE                                    |
| TITLE 155           | AUDITOR                                               |
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| TITLE 164           | SCHOOL BUILDING AUTHORITY                             |
| TITLE 174           | REAL ESTATE COMMISSION                                |
| TITLE 175           | ALCOHOL BEVERAGE CONTROL COMMISSION                   |
| TITLE 176           | ALCOHOL BEVERAGE CONTROL COMMISSION - BEER            |
| TITLE 177           | ATHLETIC COMMISSION                                   |
| TITLE 178           | RACING COMMISSION                                     |
| TITLE 179           | LOTTERY COMMISSION                                    |
| TITLE 190           | REAL ESTATE APPRAISER LICENSING & CERTIFICATION BOARD |
| TITLE 220           | MULTIMODAL TRANSPORTATION FACILITIES                  |

| RULE MONITOR                             |                                                                                                          |           |           |                                 |                 |                                                        |       |           |
|------------------------------------------|----------------------------------------------------------------------------------------------------------|-----------|-----------|---------------------------------|-----------------|--------------------------------------------------------|-------|-----------|
| AGENCY/SERIES NUMBER                     | RULE                                                                                                     | NOTICE    | HEARING   | EMER RULE                       | AGENCY APPROVED | LRMRC/LOCEA ACTION                                     | LEGIS | EFFECTIVE |
| Administration (148-25)                  | One-Stop-Shop Permitting Program Legislative                                                             | 6/10/2025 | 7/25/2025 | 6/9/2025 Approved<br>6/10/2025  | 8/22/2025       |                                                        |       |           |
| Agriculture (61-01B)<br>Sunset Provision | Registration Forms and Tags for Dogs<br>Registration, Taxation and Control of Dogs<br>Legislative        |           |           |                                 | 6/24/2025       |                                                        |       |           |
| Agriculture (61-08)<br>Sunset Provision  | West Virginia Grades and Standards for Apples<br>Legislative                                             |           |           |                                 | 6/24/2025       | Modified & Approved<br>8/13/2025<br>Filed<br>8/18/2025 |       |           |
| Agriculture (61-11)                      | Regulations Governing Public Markets<br>Legislative                                                      | 6/25/2025 | 7/25/2025 |                                 | 7/25/2025       | Modified & Approved<br>9/7/2025                        |       |           |
| Agriculture (61-11H)<br>Sunset Provision | Licensing of Livestock Dealers<br>Legislative                                                            |           |           |                                 | 6/23/2025       | Modified & Approved<br>8/5/2025<br>Filed<br>8/18/2025  |       |           |
| Agriculture (61-15)                      | Grade "A" Pasteurized Milk<br>Legislative                                                                | 6/4/2025  | 7/4/2025  | 6/4/2025 Approved<br>6/10/2025  | 7/8/2025        | Modified & Approved<br>9/7/2025                        |       |           |
| Agriculture (61-30)                      | Select Plant-Based Derivatives and Select Plant-Based Derivative Products-Hemp and Kratom<br>Legislative | 6/10/2025 | 7/10/2025 | 6/10/2025 Approved<br>6/10/2025 | 7/25/2025       |                                                        |       |           |
| Agriculture (61-37)                      | Agritourism<br>Legislative                                                                               | 6/25/2025 | 7/25/2025 |                                 | 7/25/2025       | Modified & Approved<br>9/7/2025                        |       |           |
| Agriculture (61-40)<br>Sunset Provision  | WV Exempted Dairy Farms and Milk and Milk Products Processing Rules<br>Legislative                       |           |           |                                 | 3/6/2025        | Modified & Approved<br>8/5/2025<br>Filed<br>8/20/2025  |       |           |
| Air Quality (45-01)                      | Alternative Emission Limitations During Startup and Shutdown<br>Legislative                              | 5/30/2025 | 7/1/2025  |                                 | 7/22/2025       |                                                        |       |           |
| Air Quality (45-08)                      | Ambient Air Quality Standards<br>Legislative                                                             | 5/30/2025 | 7/1/2025  |                                 | 7/23/2025       |                                                        |       |           |
| Air Quality (45-16)                      | Standards of Performance for New Stationary Sources<br>Legislative                                       | 5/30/2025 | 7/1/2025  |                                 | 7/23/2025       |                                                        |       |           |

| RULE MONITOR                                       |                                                                                                                                                                      |           |           |           |                    |                                                       |                                  |
|----------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|-----------|-----------|--------------------|-------------------------------------------------------|----------------------------------|
| AGENCY/SERIES<br>NUMBER                            | RULE                                                                                                                                                                 | NOTICE    | HEARING   | EMER RULE | AGENCY<br>APPROVED | LRMRC/LOCEA<br>ACTION                                 | LEGIS<br>FINAL FILE<br>EFFECTIVE |
| Air Quality<br>(45-18)                             | Control of Air Pollution from Combustion of Solid Waste Legislative                                                                                                  | 5/30/2025 | 7/1/2025  |           | 7/23/2025          |                                                       |                                  |
| Air Quality<br>(45-25)                             | Control of Air Pollution from Hazardous Waste Treatment, Storage and Disposal Facilities Legislative                                                                 | 5/30/2025 | 7/1/2025  |           | 7/23/2025          | Approved<br>9/7/2025                                  |                                  |
| Air Quality<br>(45-34)                             | Emission Standards for Hazardous Air Pollutants Legislative                                                                                                          | 5/30/2025 | 7/1/2025  |           | 7/23/2025          | Approved<br>9/7/2025                                  |                                  |
| Air Quality<br>(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  |           | 7/23/2025          | Approved<br>9/7/2025                                  |                                  |
| Alcohol Beverage<br>Control Commission<br>(175-02) | Private Club Licensing Legislative                                                                                                                                   | 6/18/2025 | 7/18/2025 |           | 7/22/2025          | Modified & Approved<br>9/7/2025<br>Filed<br>9/11/2025 |                                  |
| Architects<br>(2-01)                               | Registration of Architects Legislative                                                                                                                               | 6/12/2025 | 7/12/2025 |           | 7/25/2025          |                                                       |                                  |
| Architects<br>(2-03)                               | Fees for Registration of Architects Legislative                                                                                                                      | 6/12/2025 | 7/12/2025 |           | 7/24/2025          |                                                       |                                  |
| Auditor<br>(155-01)                                | Standards for Requisitions for Payment Issued by State Officers on the Auditor Legislative                                                                           | 1/2/2025  | 2/3/2025  |           | 2/7/2025           |                                                       |                                  |
| Barbers and<br>Cosmetologists<br>(3-02)            | Qualifications, Training, Examination, and Certification of Instructors in Barbering, Hair Styling, Nail Technology, Aesthetics, Waxing, and Cosmetology Legislative | 6/17/2025 | 7/25/2025 |           | 7/28/2025          | Modified & Approved<br>9/5/2025                       |                                  |
| Barbers and<br>Cosmetologists<br>(3-04)            | Operational Standards for Schools of Barbering, Cosmetology, Hair Styling, Nail Technology, Waxing, and Aesthetics Legislative                                       | 6/17/2025 | 7/25/2025 |           | 7/28/2025          | Modified & Approved<br>9/5/2025                       |                                  |
| Barbers and<br>Cosmetologists<br>(3-13)            | Barber Apprenticeship Legislative                                                                                                                                    | 6/17/2025 | 7/25/2025 |           | 7/28/2025          | Modified & Approved<br>9/5/2025                       |                                  |

| RULE MONITOR                                                        |                                                                                                                                 |                                                                                                                                                                                  |           |                                                                                     |                    |                                                      |       |            |           |
|---------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|-------------------------------------------------------------------------------------|--------------------|------------------------------------------------------|-------|------------|-----------|
| AGENCY/SERIES<br>NUMBER                                             | RULE                                                                                                                            | NOTICE                                                                                                                                                                           | HEARING   | EMER RULE                                                                           | AGENCY<br>APPROVED | LRMRC/LOCEA<br>ACTION                                | LEGIS | FINAL FILE | EFFECTIVE |
| Barbers and<br>Cosmetologists<br>(3-14)                             | Waxing Specialist<br>Legislative                                                                                                | 6/18/2025                                                                                                                                                                        | 7/25/2025 |                                                                                     | 7/28/2025          | Approved<br>9/5/2025                                 |       |            |           |
|                                                                     | Coal Mine Health<br>and Safety<br>(36-60)                                                                                       | Rules and Regulations Governing<br>Equipment and Operations for<br>Open-Pit Mines, the Surface of<br>Underground Mines, Preparation<br>Plants and Loadouts<br>Legislative Exempt | 6/24/2025 | 7/24/2025                                                                           |                    |                                                      |       |            |           |
| Community and<br>Technical College<br>Education<br>(135-28)         | Skilled Trades Apprenticeship<br>Nontraditional Degree (STAND)<br>Program<br>Legislative                                        | 6/2/2025                                                                                                                                                                         | 7/3/2025  | 6/2/2025<br>Approved<br>7/9/2025<br>Amendment<br>8/5/2025<br>Effective<br>9/16/2025 | 7/18/2025          | Modified & Approved<br>9/8/2025<br>Filed<br>9/9/2025 |       |            |           |
| Community and<br>Technical College<br>Education<br>(135-43, repeal) | Purchasing Efficiencies<br>Legislative                                                                                          | 6/3/2025                                                                                                                                                                         | 7/7/2025  |                                                                                     | 7/18/2025          |                                                      |       |            |           |
| Contractor Licensing<br>Board<br>(28-02)                            | West Virginia Contractor<br>Licensing Act<br>Legislative                                                                        | 6/25/2025                                                                                                                                                                        | 7/25/2025 |                                                                                     | 7/25/2025          | Approved<br>9/10/2025                                |       |            |           |
| Counseling<br>(27-01)                                               | Licensing Rule<br>Legislative                                                                                                   | 6/25/2025                                                                                                                                                                        | 7/24/2025 |                                                                                     | 7/28/2025          |                                                      |       |            |           |
| Counseling<br>(27-03)                                               | Licensed Professional Counselor<br>License Requirements and<br>Continuing Professional Education<br>Requirements<br>Legislative | 6/25/2025                                                                                                                                                                        | 7/24/2025 |                                                                                     | 7/28/2025          |                                                      |       |            |           |
| Counseling<br>(27-05)                                               | Disciplinary and Complaint<br>Procedures for Counselors<br>Procedural                                                           | 6/25/2025                                                                                                                                                                        | 7/24/2025 |                                                                                     |                    |                                                      |       |            |           |
| Counseling<br>(27-06)                                               | Contested Case Hearing<br>Procedure<br>Procedural                                                                               | 6/25/2025                                                                                                                                                                        | 7/24/2025 |                                                                                     |                    |                                                      |       |            |           |
| Counseling<br>(27-07)                                               | Open Meeting and Bylaws<br>Procedural                                                                                           | 6/25/2025                                                                                                                                                                        | 7/24/2025 |                                                                                     |                    |                                                      |       |            |           |
| Counseling<br>(27-08)                                               | Marriage and Family Therapist<br>Licensing<br>Legislative                                                                       | 6/25/2025                                                                                                                                                                        | 7/24/2025 |                                                                                     | 7/28/2025          |                                                      |       |            |           |
| Counseling<br>(27-11)                                               | Disciplinary and Complaint<br>Procedures for Marriage and<br>Family Therapist<br>Procedural                                     | 6/25/2025                                                                                                                                                                        | 7/24/2025 |                                                                                     |                    |                                                      |       |            |           |



| RULE MONITOR                                    |                                                                                                                                                        |                      |                      |                               |                 |                                              |       |            |           |
|-------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------|----------------------|-------------------------------|-----------------|----------------------------------------------|-------|------------|-----------|
| AGENCY/SERIES NUMBER                            | RULE                                                                                                                                                   | NOTICE               | HEARING              | EMER RULE                     | AGENCY APPROVED | LRMRC/LOCEA ACTION                           | LEGIS | FINAL FILE | EFFECTIVE |
| Counseling (27-12)                              | Contested Case Hearing Procedures for Marriage and Family Therapist Procedural                                                                         | 6/25/2025            | 7/24/2025            |                               |                 |                                              |       |            |           |
| Crime Delinquency and Correction (149-02)       | Law Enforcement Training and Certification Legislative                                                                                                 | 6/24/2025            | 7/24/2025            |                               | 7/24/2025       | Modified & Approved 9/5/2025                 |       |            |           |
| Dentistry (5-09)                                | Application Procedures for Licensure or Certificate Procedural                                                                                         | 8/27/2025            | 9/26/2025            |                               |                 |                                              |       |            |           |
| Economic Development (145-16) Sunset Provision  | Tourism Development Districts Legislative                                                                                                              |                      |                      |                               | 10/8/2024       | Approved 8/5/2025                            |       |            |           |
| Education (126-089)                             | West Virginia Design and Equipment Requirements for School Transportation Vehicles (4334) Legislative Exempt                                           | 5/14/2025            | 6/14/2025            |                               |                 |                                              |       |            |           |
| Financial Institutions, Division of (106-05)    | Rule Pertaining to Mortgage Lenders, Brokers, and Loan Originators Legislative                                                                         | 6/19/2025            | 7/21/2025            |                               | 7/24/2025       | Modified & Approved 9/5/2025 Filed 9/10/2025 |       |            |           |
| Financial Institutions, Division of (106-07)    | Installation, Operation and Sharing of Customer Bank Communication Terminals and the Utilization of Nonexclusive Access Interchange System Legislative | 6/19/2025            | 7/21/2025            |                               | 7/23/2025       | Approved 9/5/2025                            |       |            |           |
| Financial Institutions, Division of (106-17)    | Notice and Treatment of Joint Accounts Legislative                                                                                                     | 6/19/2025            | 7/21/2025            |                               | 7/23/2025       | Approved 9/5/2025                            |       |            |           |
| Financial Institution (106-21) Sunset Provision | Rule Pertaining to the Fintech Regulatory Sandbox Legislative                                                                                          |                      |                      |                               | 2/3/2025        | Approved 8/5/2025                            |       |            |           |
| 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 | 6/3/2025        | Modified & Approved 9/5/2025                 |       |            |           |
| Forestry (22-06)                                | Rules for the Certification of Managed Timberland Legislative                                                                                          | 6/24/2025            | 7/24/2025            |                               | 7/25/2025       |                                              |       |            |           |

| RULE MONITOR                                              |                                                                                                                              |           |           |                                   |                    |                                                            |       |            |           |
|-----------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------|-----------|-----------|-----------------------------------|--------------------|------------------------------------------------------------|-------|------------|-----------|
| AGENCY/SERIES<br>NUMBER                                   | RULE                                                                                                                         | NOTICE    | HEARING   | EMER RULE                         | AGENCY<br>APPROVED | LRMRC/OCEA<br>ACTION                                       | LEGIS | FINAL FILE | EFFECTIVE |
| Funeral Service<br>Examiners<br>(6-01)                    | Funeral Director, Embalmer,<br>Apprentice, Courtesy Card<br>Holders and Funeral<br>Establishment Requirements<br>Legislative | 6/19/2025 | 7/22/2025 | 6/19/2025<br>Approved<br>7/9/2025 | 7/25/2025          | Modified & Approved<br>9/5/2025<br>Filed<br>9/10/2025      |       |            |           |
| Health<br>(64-19)                                         | Water Well Regulations<br>Legislative                                                                                        |           |           |                                   |                    | Authorized as Modified<br>w/Certain Amendments<br>9/5/2025 |       |            |           |
| Health<br>(64-45)                                         | Lead Abatement Licensing<br>Legislative                                                                                      | 6/24/2025 | 7/24/2025 |                                   | 7/25/2025          |                                                            |       |            |           |
| Health<br>(64-48)                                         | Emergency Medical Services<br>Legislative                                                                                    | 6/23/2025 | 7/23/2025 |                                   | 7/24/2025          | Modified & Approved<br>9/10/2025<br>Filed<br>9/18/2025     |       |            |           |
| Health<br>(64-51)                                         | Fees for Services<br>Legislative                                                                                             | 6/24/2025 | 7/24/2025 |                                   | 7/25/2025          |                                                            |       |            |           |
| Health<br>(64-57)                                         | Clinical Laboratory Practitioner<br>Licensure<br>Legislative                                                                 | 6/23/2025 | 7/23/2025 |                                   | 7/24/2025          |                                                            |       |            |           |
| Health<br>(64-59)                                         | Patient Rights at State-Operated<br>Mental Health Facilities<br>Legislative                                                  | 6/25/2025 | 7/25/2025 |                                   | 7/25/2025          | Approved<br>9/10/2025                                      |       |            |           |
| Health<br>(64-67, repeal)                                 | Distribution of State Funds for<br>Support of Local Boards of Health<br>Legislative                                          | 6/23/2025 | 7/23/2025 |                                   | 7/24/2025          |                                                            |       |            |           |
| Health<br>(64-73)                                         | Basic Public Health Service<br>Standards for Local Boards of<br>Health<br>Legislative                                        | 6/23/2025 | 7/23/2025 |                                   | 7/25/2025          |                                                            |       |            |           |
| Health<br>(64-115)                                        | Diabetes Self-Management<br>Education<br>Legislative                                                                         | 6/24/2025 | 7/24/2025 |                                   | 7/25/2025          |                                                            |       |            |           |
| Health Care<br>Authority<br>(65-29)<br>Sunset Provision   | Exemption from Certificate of<br>Need<br>Legislative                                                                         |           |           |                                   | 7/21/2025          | Approved<br>8/12/2025                                      |       |            |           |
| Higher Education<br>Policy Commission<br>(133-41)         | Health Sciences Program<br>Procedural                                                                                        | 6/30/2025 | 7/30/2025 |                                   |                    |                                                            |       |            |           |
| Higher Education<br>Policy Commission<br>(133-43, repeal) | Purchasing Efficiencies<br>Legislative                                                                                       | 6/30/2025 | 7/30/2025 |                                   | 7/31/2025          |                                                            |       |            |           |
| Higher Education<br>Policy Commission<br>(133-48, repeal) | Research Trust Fund<br>Legislative                                                                                           | 6/30/2025 | 7/30/2025 |                                   | 7/31/2025          | Approved<br>9/12/2025                                      |       |            |           |

| RULE MONITOR                                      |                                                                                                                       |           |           |           |                    |                                                        |       |            |           |
|---------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------|-----------|-----------|-----------|--------------------|--------------------------------------------------------|-------|------------|-----------|
| AGENCY/SERIES<br>NUMBER                           | RULE                                                                                                                  | NOTICE    | HEARING   | EMER RULE | AGENCY<br>APPROVED | LRMRC/LOCEA<br>ACTION                                  | LEGIS | FINAL FILE | EFFECTIVE |
| Higher Education<br>Policy Commission<br>(133-63) | Mental Health Loan Repayment<br>Program<br>Legislative                                                                | 6/30/2025 | 7/30/2025 |           | 7/31/2025          | Approved<br>9/12/2025                                  |       |            |           |
| Higher Education<br>Policy Commission<br>(133-64) | Administrative Exemption<br>Legislative                                                                               | 6/30/2025 | 7/30/2025 |           | 7/31/2025          |                                                        |       |            |           |
| Highways<br>(157-03)                              | Construction and Reconstruction<br>of State Roads<br>Legislative                                                      | 6/24/2025 | 7/24/2025 |           | 8/7/2025           |                                                        |       |            |           |
| Insurance Comm.<br>(114-02A)<br>Sunset Provision  | Fingerprinting Requirements for<br>Applicants for Insurance Producer<br>and Insurance Adjuster License<br>Legislative |           |           |           | 4/16/2025          | Approved<br>8/5/2025                                   |       |            |           |
| Insurance Comm.<br>(114-07, repeal)               | Premium Financing of Life<br>Insurance for College Students<br>Legislative                                            | 6/19/2025 | 7/19/2025 |           | 7/22/2025          | Approved<br>8/5/2025                                   |       |            |           |
| Insurance Comm.<br>(114-09, repeal)               | Mass Marketing of Property and<br>Liability Insurance<br>Legislative                                                  | 6/25/2025 | 7/25/2025 |           | 7/25/2025          | Approved<br>8/5/2025                                   |       |            |           |
| Insurance Comm.<br>(114-10, repeal)               | Advertisement of Accident and<br>Sickness Insurance<br>Legislative                                                    | 6/19/2025 | 7/19/2025 |           | 7/22/2025          | Approved<br>8/5/2025                                   |       |            |           |
| Insurance Comm.<br>(114-25)<br>Sunset Provision   | Insurance Adjusters<br>Legislative                                                                                    |           |           |           | 4/16/2025          | Approved<br>8/5/2025                                   |       |            |           |
| Insurance Comm.<br>(114-35)                       | Insurance Holding Company<br>Systems<br>Legislative                                                                   | 6/19/2025 | 7/19/2025 |           | 7/22/2025          | Modified & Approved<br>8/12/2025<br>Filed<br>8/21/2025 |       |            |           |
| Insurance Comm.<br>(114-40)<br>Sunset Provision   | Credit for Reinsurance<br>Legislative                                                                                 |           |           |           | 4/16/2025          | Modified & Approved<br>8/13/2025<br>Filed<br>8/21/2025 |       |            |           |
| Insurance Comm.<br>(114-64)<br>Sunset Provision   | Mental Health Parity<br>Legislative                                                                                   |           |           |           | 4/16/2025          | Approved<br>8/5/2025                                   |       |            |           |
| Labor<br>(42-09)                                  | Child Labor<br>Legislative                                                                                            | 6/23/2025 | 7/23/2025 |           | 7/24/2025          | Modified & Approved<br>9/5/2025<br>Filed<br>9/10/2025  |       |            |           |
| Landscape<br>Architects<br>(9-03)                 | Fees<br>Legislative                                                                                                   | 6/25/2025 | 7/25/2025 |           | 7/25/2025          |                                                        |       |            |           |

| RULE MONITOR                                                                   |                                                                                                                                                           |           |           |           |                 |                                                       |       |           |
|--------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|-----------|-----------|-----------------|-------------------------------------------------------|-------|-----------|
| AGENCY/SERIES NUMBER                                                           | RULE                                                                                                                                                      | NOTICE    | HEARING   | EMER RULE | AGENCY APPROVED | LRMRC/LOCEA ACTION                                    | LEGIS | EFFECTIVE |
| Landscape Architects (9-04)<br>Sunset Provision                                | Application for Waiver of Initial Licensing Fees for Certain Individuals<br>Legislative                                                                   |           |           |           | 7/25/2025       | Approved<br>8/5/2025                                  |       |           |
| Lottery Commission (179-10)<br>Sunset Provision                                | West Virginia Lottery Interactive Wagering Rule<br>Legislative                                                                                            |           |           |           | 6/25/2025       | Approved<br>8/5/2025                                  |       |           |
| Medicine (11-01B)                                                              | Licensure, Practice Requirements, Disciplinary and Complaint Procedures, Continuing Education, Physician Assistants<br>Legislative                        | 6/24/2025 | 7/24/2025 |           | 7/25/2025       |                                                       |       |           |
| Medicine (11-06)                                                               | Continuing Education for Physicians and Podiatric Physicians<br>Legislative                                                                               | 6/24/2025 | 7/24/2025 |           | 7/25/2025       |                                                       |       |           |
| Medical Imaging and Radiation Therapy Tech. Board of Examiners (18-01)         | WV Medical Imaging and Radiation Therapy Tech. Board of Examiners<br>Legislative                                                                          | 4/11/2025 | 5/31/2025 |           | 6/3/2025        | Modified & Approved<br>8/5/2025<br>Filed<br>8/13/2025 |       |           |
| Medical Imaging and Radiation Therapy Tech. Board of Examiners (18-02, repeal) | Continuing Education<br>Legislative                                                                                                                       | 4/1/2025  | 5/31/2025 |           | 6/3/2025        | Approved<br>8/5/2025                                  |       |           |
| Medical Imaging and Radiation Therapy Tech. Board of Examiners (18-05)         | Standard of Ethics<br>Legislative                                                                                                                         | 6/13/2025 | 7/15/2025 |           | 7/16/2025       | Modified & Approved<br>8/5/2025<br>Filed<br>8/13/2025 |       |           |
| Miners Health Safety and Training (56-08)<br>Sunset Provision                  | Rule Governing the Submission and Approval of a Comprehensive Mine Safety Program for Coal Mining Operations in the State of West Virginia<br>Legislative |           |           |           | 9/24/2024       | Approved<br>8/5/2025                                  |       |           |
| Motor Vehicles (91-11, repeal)                                                 | Motor Vehicle Equipment<br>Legislative                                                                                                                    | 6/23/2025 | 7/23/2025 |           | 7/24/2025       | Approved<br>8/5/2025                                  |       |           |
| Motor Vehicles (91-13)                                                         | Compulsory Motor Vehicle Liability Insurance<br>Legislative                                                                                               | 6/23/2025 | 7/23/2025 |           | 7/24/2025       | Modified & Approved<br>9/5/2025                       |       |           |
| Motor Vehicles (91-25)<br>Sunset Provision                                     | Special Purpose Vehicles<br>Legislative                                                                                                                   |           |           |           | 6/23/2025       | Approved<br>8/5/2025                                  |       |           |

| RULE MONITOR                                                          |                                                                                                                                         |           |           |                                   |                    |                                                       |       |            |           |
|-----------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------|-----------|-----------|-----------------------------------|--------------------|-------------------------------------------------------|-------|------------|-----------|
| AGENCY/SERIES<br>NUMBER                                               | RULE                                                                                                                                    | NOTICE    | HEARING   | EMER RULE                         | AGENCY<br>APPROVED | LRMRC/LOCEA<br>ACTION                                 | LEGIS | FINAL FILE | EFFECTIVE |
| Municipal Pensions<br>Oversight Board<br>(211-02)<br>Sunset Provision | Exempt Purchasing<br>Legislative                                                                                                        |           |           |                                   | 10/9/2024          | Approved<br>8/5/2025                                  |       |            |           |
| Natural Resources<br>(58-14, repeal)                                  | Rules Governing Small Arms<br>Hunting<br>Legislative                                                                                    | 6/24/2025 | 7/24/2025 |                                   | 7/25/2025          | Approved<br>8/5/2025                                  |       |            |           |
| Natural Resources<br>(58-21)                                          | Wildlife Rehabilitation<br>Legislative                                                                                                  | 6/24/2025 | 7/24/2025 |                                   | 7/25/2025          |                                                       |       |            |           |
| Natural Resources<br>(58-26)                                          | Special Boating Rules<br>Legislative                                                                                                    | 6/24/2025 | 7/24/2025 |                                   | 7/25/2025          |                                                       |       |            |           |
| Natural Resources<br>(58-46)<br>Sunset Provision                      | Defining the Terms Used in All<br>Hunting and Trapping<br>Legislative                                                                   |           |           |                                   | 3/31/2025          | Approved<br>8/5/2025                                  |       |            |           |
| Natural Resources<br>(58-47)                                          | Prohibitions When Hunting and<br>Trapping<br>Legislative                                                                                | 6/24/2025 | 7/24/2025 |                                   | 7/25/2025          |                                                       |       |            |           |
| Natural Resources<br>(58-50)<br>Sunset Provision                      | Deer Hunting Rule<br>Legislative                                                                                                        |           |           |                                   | 3/31/2025          | Approved<br>8/5/2025                                  |       |            |           |
| Natural Resources<br>(58-56)<br>Sunset Provision                      | Special Migratory Game Bird<br>Hunting<br>Legislative                                                                                   |           |           |                                   | 3/31/2025          | Approved<br>8/5/2025                                  |       |            |           |
| Occupational<br>Therapy<br>(13-04)                                    | Continuing Education and<br>Competence<br>Legislative                                                                                   | 4/17/2025 | 6/1/2025  |                                   | 6/3/2025           | Approved<br>8/5/2025                                  |       |            |           |
| Office of Technology<br>(163-03)<br>Sunset Provision                  | Cyber Reporting<br>Legislative                                                                                                          |           |           |                                   | 7/18/2025          | Modified & Approved<br>8/5/2025<br>Filed<br>8/14/2025 |       |            |           |
| Office of the<br>Inspector General<br>(71-15)                         | Nursing Home Licensure<br>Legislative                                                                                                   | 6/24/2025 | 7/24/2025 |                                   | 7/25/2025          |                                                       |       |            |           |
| Office of the<br>Inspector General<br>(71-17)                         | Delegation of Medication<br>Administration and Health<br>Maintenance Tasks to Approved<br>Medication Assistive Personnel<br>Legislative | 6/23/2025 | 7/23/2025 |                                   | 7/25/2025          |                                                       |       |            |           |
| Office of the<br>Inspector General<br>(71-24)                         | Syringe Services Program<br>Licensure<br>Legislative                                                                                    | 6/23/2025 | 7/23/2025 |                                   | 7/25/2025          |                                                       |       |            |           |
| Optometry<br>(14-01)                                                  | Rules of the West Virginia Board<br>of Optometry<br>Legislative                                                                         | 6/10/2025 | 7/10/2025 | 6/10/2025<br>Approved<br>7/9/2025 | 7/23/2025          | Modified & Approved<br>9/5/2025<br>Filed<br>9/18/2025 |       |            |           |

| RULE MONITOR                                           |                                                                                                                                           |           |           |                                   |                    |                                                       |       |            |           |
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| AGENCY/SERIES<br>NUMBER                                | RULE                                                                                                                                      | NOTICE    | HEARING   | EMER RULE                         | AGENCY<br>APPROVED | LRMRC/LOCEA<br>ACTION                                 | LEGIS | FINAL FILE | EFFECTIVE |
| Optometry<br>(14-02)                                   | Oral Pharmaceutical Certificate<br>Legislative                                                                                            | 6/10/2025 | 7/10/2025 |                                   | 7/23/2025          | Modified & Approved<br>9/5/2025<br>Filed<br>9/18/2025 |       |            |           |
| Optometry<br>(14-05)                                   | Schedule of Fees<br>Legislative                                                                                                           | 6/10/2025 | 7/10/2025 | 6/10/2025<br>Approved<br>7/9/2025 | 7/23/2025          | Modified & Approved<br>9/5/2025<br>Filed<br>9/18/2025 |       |            |           |
| Optometry<br>(14-08)                                   | Licensure by Reciprocity<br>Legislative                                                                                                   | 6/10/2025 | 7/10/2025 | 6/10/2025<br>Approved<br>7/9/2025 | 7/23/2025          | Modified & Approved<br>9/5/2025<br>Filed<br>9/18/2025 |       |            |           |
| Optometry<br>(14-10)                                   | Continuing Education<br>Legislative                                                                                                       | 6/10/2025 | 7/10/2025 |                                   | 7/23/2025          | Modified & Approved<br>9/5/2025<br>Filed<br>9/18/2025 |       |            |           |
| Osteopathic<br>Medicine<br>(24-01)                     | Licensing Procedures for<br>Osteopathic Physicians<br>Legislative                                                                         | 6/25/2025 | 7/25/2025 |                                   | 7/28/2025          |                                                       |       |            |           |
| Osteopathic<br>Medicine<br>(24-02)                     | Osteopathic Physician Assistants<br>Legislative                                                                                           | 6/25/2025 | 7/25/2025 |                                   | 7/28/2025          |                                                       |       |            |           |
| Osteopathic<br>Medicine<br>(24-09)<br>Sunset Provision | Emergency Temporary Permits to<br>Practice During States of<br>Emergency or States of<br>Preparedness<br>Legislative                      |           |           |                                   | 3/27/2025          | Approved<br>8/5/2025                                  |       |            |           |
| Pharmacy<br>(15-01)                                    | Licensure and Practice of<br>Pharmacy<br>Legislative                                                                                      | 6/19/2025 | 7/19/2025 |                                   | 7/24/2025          |                                                       |       |            |           |
| Pharmacy<br>(15-06)                                    | Mail-Order and Non-Resident<br>Pharmacies<br>Legislative                                                                                  | 6/19/2025 | 7/19/2025 |                                   | 7/24/2025          |                                                       |       |            |           |
| Pharmacy<br>(15-07)                                    | Board of Pharmacy Rules for<br>Registration of Pharmacy<br>Technicians<br>Legislative                                                     | 6/19/2025 | 7/19/2025 |                                   | 7/24/2025          |                                                       |       |            |           |
| Pharmacy<br>(15-10)                                    | Board of Pharmacy Rules for<br>Pharmacist Recovery Networks<br>Legislative                                                                | 6/19/2025 | 7/19/2025 |                                   | 7/24/2025          |                                                       |       |            |           |
| Pharmacy<br>(15-12)                                    | Board of Pharmacy Rules for<br>Immunizations Administered by<br>Pharmacists, Pharmacy Interns,<br>and Pharmacy Technicians<br>Legislative | 6/19/2025 | 7/19/2025 |                                   | 7/24/2025          |                                                       |       |            |           |

| RULE MONITOR                                               |                                                                                                                      |                        |                        |                                    |                       |                                                        |       |           |
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| AGENCY/SERIES NUMBER                                       | RULE                                                                                                                 | NOTICE                 | HEARING                | EMER RULE                          | AGENCY APPROVED       | LRMRC/LOCEA ACTION                                     | LEGIS | EFFECTIVE |
| Pharmacy (15-15)                                           | Rules Governing Pharmacy Permits Legislative                                                                         | 6/19/2025              | 7/19/2025              |                                    | 7/24/2025             |                                                        |       |           |
| Pharmacy (15-16)                                           | Rules Governing Pharmacist Legislative                                                                               | 6/19/2025              | 7/19/2025              |                                    | 7/24/2025             |                                                        |       |           |
| Pharmacy (15-19)                                           | Inspections Legislative                                                                                              | 6/19/2025              | 7/19/2025              |                                    | 7/24/2025             |                                                        |       |           |
| Physical Therapy (16-01)                                   | General Provisions for Physical Therapist and Physical Therapist Assistants Legislative                              | 2/25/2025<br>6/17/2025 | 3/28/2025<br>7/17/2025 | 2/21/2025<br>Approved<br>2/25/2025 | 4/1/2025<br>7/24/2025 |                                                        |       |           |
| Physical Therapy (16-05)                                   | General Provisions for Athletic Trainers Legislative                                                                 | 6/17/2025              | 7/17/2025              |                                    | 7/24/2025             |                                                        |       |           |
| Psychologists (17-03)                                      | Requirements for Licensure as a Psychologist And/OR a School Psychologist Legislative                                | 7/16/2025              | 8/16/2025              | 7/9/2025<br>Effective<br>8/20/2025 | 8/18/2025             |                                                        |       |           |
| Public Service Commission (150-37)<br>Sunset Provision     | Rules Governing the Occupancy of Customer-Provided Conduit Legislative                                               |                        |                        |                                    | 3/12/2025             | Approved<br>8/5/2025                                   |       |           |
| Racing Commission (178-01)                                 | Thoroughbred Racing Legislative                                                                                      | 6/23/2025              | 7/23/2025              |                                    | 7/24/2025             |                                                        |       |           |
| Racing Commission (178-10)<br>Sunset Provision             | Advance Deposit Account Wagering (ADW) Legislative                                                                   |                        |                        |                                    | 7/22/2025             | Approved<br>8/5/2025                                   |       |           |
| Real Estate Commission (174-01)                            | Licensing Real Estate Brokers, Associate Brokers, and Salespersons and the Conduct of Brokerage Business Legislative | 7/1/2025               | 7/30/2025              |                                    | 7/31/2025             | Modified & Approved<br>9/10/2025<br>Filed<br>9/18/2025 |       |           |
| Rehabilitation Services (198-01)<br>Sunset Provision       | Ron Yost Personal Assistance Services Act Board Legislative                                                          |                        |                        |                                    | 3/31/2025             | Approved<br>8/5/2025                                   |       |           |
| Risk and Insurance Management (115-01)<br>Sunset Provision | Mine Subsidence Insurance Legislative                                                                                |                        |                        |                                    | 7/18/2025             | Modified & Approved<br>8/5/2025<br>Filed<br>8/14/2025  |       |           |
| Risk and Insurance Management (115-02)                     | Public Entities Insurance Program Legislative                                                                        | 6/2/2025               | 7/1/2025               |                                    | 7/8/2025              |                                                        |       |           |

| RULE MONITOR                                                             |                                                                                                                                                                                   |           |           |           |                    |                                                       |       |            |           |
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| AGENCY/SERIES<br>NUMBER                                                  | RULE                                                                                                                                                                              | NOTICE    | HEARING   | EMER RULE | AGENCY<br>APPROVED | LRMRC/LOCEA<br>ACTION                                 | LEGIS | FINAL FILE | EFFECTIVE |
| Risk and Insurance<br>Management<br>(115-06, repeal)                     | Preferred Medical Liability and<br>High Risk Medical Liability<br>Program<br>Legislative                                                                                          | 6/19/2025 | 7/20/2025 |           | 7/21/2025          | Approved<br>8/5/2025                                  |       |            |           |
| Secretary of State<br>(153-10)<br>Sunset Provision                       | Loan and Grant Programs Under<br>the Help America Vote Act<br>(HAVA) for the Purchase of Voting<br>Equipment, Election Systems,<br>Software, Services and Upgrades<br>Legislative |           |           |           | 6/24/2025          | Approved<br>8/5/2025                                  |       |            |           |
| Senior Services<br>(76-04)                                               | West Virginia State Plan for Aging<br>Programs<br>Interpretive                                                                                                                    | 4/2/2025  | 5/1/2025  |           |                    |                                                       |       | 6/23/2025  | 10/1/2025 |
| Senior Services<br>(76-06)<br>Sunset Provision                           | Shared Table Initiative for Senior<br>Citizens<br>Legislative                                                                                                                     |           |           |           | 7/21/2025          |                                                       |       |            |           |
| Social Work<br>Examiners<br>(25-03)<br>Sunset Provision                  | Fee Schedule<br>Legislative                                                                                                                                                       |           |           |           | 7/25/2025          | Approved<br>8/5/2025                                  |       |            |           |
| State Emergency<br>Response<br>Commission<br>(55-01)<br>Sunset Provision | Emergency Planning and<br>Community Right-To-Know<br>Legislative                                                                                                                  |           |           |           | 1/8/2025           | Modified & Approved<br>8/5/2025<br>Filed<br>8/13/2025 |       |            |           |
| State Police<br>(81-03)                                                  | West Virginia State Police Career<br>Progression System<br>Legislative                                                                                                            | 6/23/2025 | 7/23/2025 |           | 7/23/2025          | Modified & Approved<br>9/5/2025                       |       |            |           |
| State Police<br>(81-05)                                                  | Contracted Police or Security<br>Services<br>Legislative                                                                                                                          | 6/23/2025 | 7/23/2025 |           | 7/23/2025          | Modified & Approved<br>9/5/2025                       |       |            |           |
| State Police<br>(81-08)                                                  | West Virginia State Police<br>Member Grievance Procedure<br>Legislative                                                                                                           | 6/23/2025 | 7/23/2025 |           | 7/23/2025          | Modified & Approved<br>9/7/2025                       |       |            |           |
| Tax<br>(110-01H)                                                         | Valuation of Timberland and<br>Managed Timberland<br>Legislative                                                                                                                  | 6/24/2025 | 7/24/2025 |           | 7/25/2025          | Approved<br>9/7/2025                                  |       |            |           |
| Tax<br>(110-01M)                                                         | Valuation of Public Utility Property<br>for Ad Valorem Property Tax<br>Purposes<br>Legislative                                                                                    | 6/25/2025 | 7/25/2025 |           | 7/25/2025          | Modified & Approved<br>9/7/2025                       |       |            |           |
| Tax<br>(110-13FF)<br>Sunset Provision                                    | Tax Credit for Providing Vehicles<br>to Low-Income Workers<br>Legislative                                                                                                         |           |           |           | 3/31/2025          | Modified & Approved<br>8/5/2025<br>Filed<br>8/26/2025 |       |            |           |



| RULE MONITOR                                                       |                                                                                 |           |                                          |           |                    |                                 |       |            |           |
|--------------------------------------------------------------------|---------------------------------------------------------------------------------|-----------|------------------------------------------|-----------|--------------------|---------------------------------|-------|------------|-----------|
| AGENCY/SERIES<br>NUMBER                                            | RULE                                                                            | NOTICE    | HEARING                                  | EMER RULE | AGENCY<br>APPROVED | LRMRC/LOCEA<br>ACTION           | LEGIS | FINAL FILE | EFFECTIVE |
| Tax<br>(110-13GG)<br>Sunset Provision                              | Downstream Natural Gas<br>Manufacturing Investment Tax<br>Credit<br>Legislative |           |                                          |           | 3/31/2025          | Approved<br>8/5/2025            |       |            |           |
| Tax<br>(110-13II)<br>Sunset Provision                              | High-Wage Growth Business Tax<br>Credit<br>Legislative                          |           |                                          |           | 3/31/2025          | Approved<br>8/5/2025            |       |            |           |
| Tax<br>(110-13Q, repeal)                                           | Commercial Patent Incentives Tax<br>Credit<br>Legislative                       | 6/24/2025 | 7/24/2025                                |           | 7/25/2025          | Approved<br>9/7/2025            |       |            |           |
| Tax<br>(110-16A)                                                   | On-Line Bingo and Raffles<br>Legislative                                        | 6/24/2025 | 7/24/2025                                |           | 7/25/2025          | Modified & Approved<br>9/7/2025 |       |            |           |
| Tax<br>(110-19, repeal)                                            | Soft Drinks Tax<br>Legislative                                                  | 6/24/2025 | 7/24/2025                                |           | 7/25/2025          | Approved<br>8/5/2025            |       |            |           |
| Tax<br>(110-21H)                                                   | Income Tax Credits for Property<br>Taxes Paid<br>Legislative                    | 6/24/2025 | 7/24/2025                                |           | 7/25/2025          | Modified & Approved<br>9/7/2025 |       |            |           |
| Tax<br>(110-36)                                                    | Preread Cemetary Companies<br>Legislative                                       | 6/24/2025 | 7/24/2025                                |           | 7/25/2025          | Approved<br>9/10/2025           |       |            |           |
| Waste Mgmt. Div. of<br>Water & Waste<br>Mgmt.<br>(33-20)           | Hazardous Waste Management<br>System<br>Legislative                             | 5/30/2025 | 7/15/2025                                |           | 7/23/2025          |                                 |       |            |           |
| Water Resources,<br>Division of Water &<br>Waste Mgmt.<br>(47-02)  | Requirements Governing Water<br>Quality Standards<br>Legislative                | 5/30/2025 | 7/15/2025<br>Extended<br>to<br>7/21/2025 |           | 7/24/2025          |                                 |       |            |           |
| Water Resources,<br>Division of Water &<br>Waste Mgmt.<br>(47-09B) | Carbon Dioxide Sequestration<br>Fee Schedule<br>Legislative                     | 5/30/2025 | 7/15/2025                                |           | 7/24/2025          |                                 |       |            |           |



WEST VIRGINIA SECRETARY OF STATE

KRIS WARNER

ADMINISTRATIVE LAW DIVISION

**FILED**  
9/18/2025 10:00:51 AM  
Office of West Virginia  
Secretary Of State

FILED

LEGISLATIVE

2025 SEP 17 P 12:46

OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

WEST VIRGINIA DIVISION OF CORRECTIONS & REHABILITATION

POLICY DIRECTIVE UPDATES

| NUMBER | DATE            | SUBJECT                                      |
|--------|-----------------|----------------------------------------------|
| 111.03 | 15 October 2025 | Fiscal Management                            |
| 129.24 | 15 October 2025 | Employee and Offender Interaction Guidelines |
| 149.00 | 15 October 2025 | Retirement Recognitions                      |
| 305.00 | 15 October 2025 | Inmate/Resident Count                        |
| 324.00 | 15 October 2025 | Escape Procedures                            |
| 326.03 | 15 October 2025 | Protective Custody                           |
| 328.00 | 15 October 2025 | Access to Courts and Counsel                 |
| 503.01 | 15 October 2025 | Inmates Voting Absentee Ballots              |

NOTICE OF RULE MODIFICATION OF A PROPOSED RULE

AGENCY: Health  
RULE TYPE: Legislative  
RULE NAME: EMERGENCY MEDICAL SERVICES  
CITE AUTHORITY: W. Va. Code §16-1-4, §16-4C-6, §16-4C-14, and §16-4C-23  
TITLE-SERIES: 64-48

The above proposed Legislative rules, following review by the Legislative Rule Making Review Committee, is hereby modified as a result of review and comment by the Legislative Rule Making Review Committee. The attached modifications are filed with the Secretary of State.

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

Yes

Virginia M Payne -- 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.



|                                                                                                                                   |                                                                       |                                                                                                                              |                   |
|-----------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------|-------------------|
| <b>WEST VIRGINIA<br/>SECRETARY OF STATE</b><br>MAC WARNER<br>ADMINISTRATIVE LAW DIVISION<br>INCOME MAINTENANCE MANUAL CHANGE FORM |                                                                       | Please Stamp Filing Date<br><b>FILED</b><br>2025 SEP 16 A 10:00 LEGISLATIVE<br>OFFICE OF WEST VIRGINIA<br>SECRETARY OF STATE |                   |
| <b>NOTICE OF FILING CHANGES TO PUBLIC ASSISTANCE<br/>MANUAL WITH THE SECRETARY OF STATE</b>                                       |                                                                       |                                                                                                                              |                   |
| AGENCY:                                                                                                                           | West Virginia Department of<br>Human Services                         | BUREAU:                                                                                                                      | Family Assistance |
| TITLE OF MANUAL TO<br>WHICH POLICY IS BEING FILED: Income Maintenance Manual                                                      |                                                                       |                                                                                                                              |                   |
| STATE<br>RULE:                                                                                                                    | FEDERAL<br>RULE:                                                      | EFFECTIVE<br>DATE:                                                                                                           | October 1, 2025   |
| CHANGE NUMBER:                                                                                                                    | Updated New Income Maintenance Manual 869                             |                                                                                                                              |                   |
| CHAPTERS/SECTIONS EFFECTED: 4, 4-Appendices, 10                                                                                   |                                                                       |                                                                                                                              |                   |
| SEE DW-17 FORM FOR SPECIFIC CHANGES / MODIFICATIONS                                                                               |                                                                       |                                                                                                                              |                   |
| REASON FOR<br>MANUAL CHANGE:                                                                                                      | For SNAP, to update annual eligibility numbers due to mass<br>change. |                                                                                                                              |                   |

THIS IS PART OF AN EXISTING LEGISLATIVE RULE

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

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

*Mary G. [Signature]*  
Authorized Signature

NOTICE OF RULE MODIFICATION OF A PROPOSED RULE

AGENCY: Optometry  
RULE TYPE: Legislative  
RULE NAME: RULES OF THE WEST VIRGINIA  
BOARD OF OPTOMETRY  
CITE AUTHORITY: 30-8-1 et. seq.

TITLE-SERIES: 14-01

The above proposed Legislative rules, following review by the Legislative Rule Making Review Committee, is hereby modified as a result of review and comment by the Legislative Rule Making Review Committee. The attached modifications are filed with the Secretary of State.

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

Yes

Lesley McCallister -- 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 RULE MODIFICATION OF A PROPOSED RULE

AGENCY: Optometry  
RULE TYPE: Legislative  
RULE NAME: ORAL PHARMACEUTICAL CERTIFICATE  
CITE AUTHORITY: W. Va. Code §30-8-6, §30-8-9, and §30-8-14.

TITLE-SERIES: 14-02

The above proposed Legislative rules, following review by the Legislative Rule Making Review Committee, is hereby modified as a result of review and comment by the Legislative Rule Making Review Committee. The attached modifications are filed with the Secretary of State.

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

Yes

Lesley McCallister -- 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 RULE MODIFICATION OF A PROPOSED RULE

AGENCY: Optometry  
RULE TYPE: Legislative  
RULE NAME: SCHEDULE OF FEES  
CITE AUTHORITY: W. Va. Code §30-8-5

TITLE-SERIES: 14-05

The above proposed Legislative rules, following review by the Legislative Rule Making Review Committee, is hereby modified as a result of review and comment by the Legislative Rule Making Review Committee. The attached modifications are filed with the Secretary of State.

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

Yes

Lesley McCallister -- 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 RULE MODIFICATION OF A PROPOSED RULE

AGENCY: Optometry  
RULE TYPE: Legislative  
RULE NAME: LICENSURE BY RECIPROCITY  
CITE AUTHORITY: W. Va. Code §30-8-13

TITLE-SERIES: 14-08

The above proposed Legislative rules, following review by the Legislative Rule Making Review Committee, is hereby modified as a result of review and comment by the Legislative Rule Making Review Committee. The attached modifications are filed with the Secretary of State.

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

Yes

Lesley McCallister -- 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 RULE MODIFICATION OF A PROPOSED RULE

AGENCY: Optometry  
RULE TYPE: Legislative  
RULE NAME: CONTINUING EDUCATION  
CITE AUTHORITY: W. Va. Code §30-8-1, et seq. and W. Va. Code §30-8-7a

TITLE-SERIES: 14-10

The above proposed Legislative rules, following review by the Legislative Rule Making Review Committee, is hereby modified as a result of review and comment by the Legislative Rule Making Review Committee. The attached modifications are filed with the Secretary of State.

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

Yes

Lesley McCallister -- 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 RULE MODIFICATION OF A PROPOSED RULE

AGENCY: Real Estate Commission  
RULE TYPE: Legislative  
RULE NAME: Licensing Real Estate Brokers, Associate Brokers, and Salespersons and the Conduct of Brokerage Business  
TITLE-SERIES: 174-01  
CITE AUTHORITY: 30-40-8

The above proposed Legislative rules, following review by the Legislative Rule Making Review Committee, is hereby modified as a result of review and comment by the Legislative Rule Making Review Committee. The attached modifications are filed with the Secretary of State.

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

Yes

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

# Orders Report

| Docket Number      | Agency                | Respondent                                     | Date Rendered |
|--------------------|-----------------------|------------------------------------------------|---------------|
| 2022-02            | Ethics Commission     | Lillie Jenkins                                 | 11/7/2024     |
| 2022-04            | Ethics Commission     | James E. Marino                                | 11/7/2024     |
| 24-3-12972-P       | Health Care Authority | Charleston Area Medical Center, Inc.           | 8/27/2025     |
| 25-1-13317-P       | Health Care Authority | Princeton Community Hospital                   | 8/27/2025     |
| 25-3-13323-P       | Health Care Authority | Charleston Area Medical Center, Inc.           | 8/27/2025     |
| 25-3-13268-X       | Health Care Authority | Thomas Memorial Hospital Association           | 8/13/2025     |
| 25-3-13268-X       | Health Care Authority | d/b/a Thomas Memorial Hospital                 | 8/13/2025     |
| 24-3-13064-PV      | Health Care Authority | Thomas Memorial Hospital Association           | 8/13/2025     |
| 24-3-13064-PV      | Health Care Authority | d/b/a Thomas Memorial Hospital                 | 8/13/2025     |
| 23-1/3/5/6-12837-A | Health Care Authority | UnitedHealth Group Incorporated                | 8/13/2025     |
| 25-5-13227-P       | Health Care Authority | Wetzel County Hospital                         | 8/13/2025     |
| 25-1-13343-X       | Health Care Authority | Princeton Community Hospital Association, Inc. | 8/13/2025     |
| 25-1-13343-X       | Health Care Authority | d/b/a Princeton Community Hospital             | 8/13/2025     |

# OFFICE OF TAX APPEAL DECISIONS

| NO.    | SYNOPOSIS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | DATE ISSUED |
|--------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|
| 23-156 | <p>On October 5, 2023, the Taxpayer Services Division of the West Virginia State Tax Department (hereinafter the “Tax Commissioner” or “Respondent”) issued a Notice of Assessment, against the Petitioner, AAA (hereinafter the “Petitioner”). This assessment was issued pursuant to the authority of the State Tax Commissioner, granted to him by the provisions of Chapter 11, Article 10 <i>et seq.</i> of the West Virginia Code. The assessment was for Motor Fuel Importer Tax for the period of December 31, 2020, through January 31, 2023, for a total assessed tax liability of \$XX. Written notice of this assessment was served on the Petitioner, as required by law.</p> <p>Thereafter, on October 24, 2023, the Petitioner timely filed with this Tribunal, the West Virginia Office of Tax Appeals, a petition for reassessment. <i>See</i> W. Va. Code Ann. §§ 11-10A-8(1); 11-10A-9 (West 2010).</p> <p>On November 6, 2024, in accordance with the provisions of West Virginia Code Section 11-10A-10 an evidentiary hearing was held. The parties then filed post-hearing briefs, and the matter became ripe for decision at the conclusion of the briefing schedule.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 05/27/2025  |
| 23-157 | <p>On October 5, 2023, the Taxpayer Services Division of the West Virginia State Tax Department (hereinafter the “Tax Commissioner” or “Respondent”) issued a Notice of Assessment, against the Petitioner, AAA (hereinafter the “Petitioner”). This assessment was issued pursuant to the authority of the State Tax Commissioner, granted to him by the provisions of Chapter 11, Article 10 <i>et seq.</i> of the West Virginia Code. The assessment was for Motor Fuel Producer tax for the period of November 30, 2022, through June 30, 2023, for a total assessed tax liability of \$4,143,034.59. Written notice of this assessment was served on the Petitioner, as required by law.</p> <p>Thereafter, on October 26, 2023, the Petitioner timely filed with this Tribunal, the West Virginia Office of Tax Appeals, a petition for reassessment. <i>See</i> W. Va. Code Ann. §§ 11-10A-8(1); 11-10A-9 (West 2010).</p> <p>Thereafter, at some unknown time prior to the evidentiary hearing in this matter, the assessment described above was withdrawn. On November 20, 2024, a new assessment was issued. This assessment was issued against BBB. The purpose of the withdrawal and issuance of a new assessment was due to the fact that the parties agreed that the original assessment had been issued against the wrong Taxpayer. During the evidentiary hearing that was held in this matter, the parties orally stipulated to that fact. The November 20, 2024, assessment contained an identical amount of tax due, however, it differed in the amounts of additions and the amounts of interest due. As will be discussed in greater detail below, the Tax Commissioner has agreed to waive the additions to the tax assessed.</p> <p>On December 16, 2024, in accordance with the provisions of West Virginia Code Section 11-10A-10 an evidentiary hearing was held. The parties then filed post-hearing briefs, and the matter became ripe for decision at the conclusion of the briefing schedule.</p> | 05/27/2025  |



OFFICE OF TAX APPEAL DECISIONS

| NO.     | SYNOPOSIS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | DATE ISSUED |
|---------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|
| 24-1013 | <p>On December 26, 2023, Respondent Matthew R. Irby, State Tax Commissioner (hereafter “Tax Commissioner” or “Respondent”), issued a Property Tax Ruling that upheld the decision by the Assessor of Mountainside County, West Virginia (“Assessor”), to deny Farm Use Valuation to the Petitioners Richard XX, Mary XX, James XX, John XX, and Janet XX (hereafter referenced collectively as “Petitioners”) for Tax Year 2024. The Assessor denied their application as untimely filed and certified the question of Farm Use Valuation to the Tax Commissioner.</p> <p>The Petitioners challenged the Tax Commissioner’s Property Tax Ruling by filing a Petition for Appeal with the Office of Tax Appeals on February 13, 2024. On August 15, 2024, the parties appeared by Videoconference for an Evidentiary Hearing in Charleston, West Virginia. Petitioner John XX (“Mr. XX”) appeared pro se, and Seth E. Harper, Assistant Attorney General, represented the Tax Commissioner. The matter became ripe for decision on November 29, 2024, when the post-hearing brief filing period ended, and the hearing record closed.</p> | 05/28/2025  |

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

09/15/2025

**LEGAL NOTICE**

The West Virginia Health Care Authority announces the following Certificate of Need activities for the week ending **09/12/2025**.

**LETTER OF INTENT RECEIVED**

September 11, 2025 - WMC Physician Practices, LLC, CON File #25-11-13384-P, for the development of an ambulatory health care facility in Brooke County, West Virginia. Capital Expenditure \$85,000.

**CERTIFICATE OF NEED APPLICATION RECEIVED**

September 12, 2025 - Adoration Hospice Care Acquisitions, LLC, CON File #25-4/6/7-13379-A, to become the sole member of LHCG LII, LLC which offers hospice services in Barbour, Braxton, Harrison, Lewis, Randolph, Upshur and Webster Counties in West Virginia. Capital Expenditure \$300,000.

September 8, 2025 - Kinstead Family Services, LLC, CON File #25-2/3-13378-BH, for the provision of CSED Waiver Services in Cabell, Putnam, Kanawha, Lincoln, Mason and Wayne Counties in West Virginia. Capital Expenditure \$10,000.

**APPLICATIONS DECLARED COMPLETE AND UNDER REVIEW**

September 12, 2025 - Kinstead Family Services, LLC, CON File #25-2/3-13378-BH, for the provision of CSED Waiver Services in Cabell, Putnam, Kanawha, Lincoln, Mason and Wayne Counties in West Virginia. Capital Expenditure \$10,000.

**ORDER TO WITHDRAW CON APPLICATION ISSUED**

September 8, 2025 - Princeton Community Hospital, CON File #25-1-13317-P, for developing a neurosurgeon physician office practice in Princeton, Mercer County, West Virginia, to be called Mercer Medical Group Neurosurgery. Capital Expenditure \$55,000.

OTHER

**CERTIFICATE OF NEED APPROVAL ISSUED**

September 8, 2025 - Charleston Area Medical Center, Inc., CON File #25-3-13323-P, for the development of an ambulatory health care facilities at 4408 MacCorkle Avenue, SE, Charleston, Kanawha County, West Virginia, through the acquisition of David Phillips, MD's private office practice of medicine, and the employment of six existing support staff who are currently providing services at this location. The capital expenditure associated with the project is \$140,000.00.

**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:

September 8, 2025 - Charleston Area Medical Center, Inc., CON File #24-3-12972-P, for the development of an ambulatory health care facility through the acquisition of The Rheumatology Group in South Charleston, Kanawha County, West Virginia. Capital Expenditure \$3,893,176.49.

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

Gordon C. Lane, Jr.  
Interim Executive Director

OTHER

## Notice of Review

September 16, 2025

### NEWS ITEM

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

September 12, 2025 - Kinsteed Family Services, LLC d/b/a Crytzer Group, LLC, CON File #25-2/3-13378-BH, for the provision of CSED Waiver Services in Cabell, Putnam, Kanawha, Lincoln, Mason and Wayne Counties in West Virginia. Capital Expenditure \$10,000.

September 15, 2025 - Adoration Hospice Care Acquisitions, LLC, CON File #25-4/6/7-13379-A, to become the sole member of LHCG LII, LLC which offers services in Barbour, Braxton, Harrison, Lewis, Randolph, Upshur and Webster Counties in West Virginia. Capital Expenditure \$300,000.

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

The review cycle begins on **September 15, 2025**.

On or before **October 14, 2025**, any affected person has the right to request that the Authority hold a public hearing on the projects as part of the review. If a public hearing is conducted during the course of the review, a notice of hearing, specifying the date, time and location of the hearing, will be issued to affected persons.

If no public hearing is requested, the file closing date will be **October 20, 2025**. After that date, no further information or evidence will be accepted by the Authority for the remainder of the review of the applications.

The Decision on the project referenced above will be issued by the Authority after it has reviewed the contents of the case files of the projects, including the application, additional information submitted to the Authority during the review, and the record of any Authority public hearing. If there is no request for public hearing, the Decision will be issued on or before **November 13, 2025**.

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

Sept. 16, 2025  
Date

Gordon C. Lane, Jr.  
Interim Executive Director  
West Virginia Health Care Authority