

OCTOBER 21



TENTATIVE AGENDA
LEGISLATIVE RULE-MAKING REVIEW COMMITTEE
Monday, October 21, 2002
9 a.m. to 11 a.m.
Senate Finance Committee Room, M-451

1. **Approval of Minutes - September 15 and 16, 2002**
2. **Review of Legislative Rules:**
 - a. **West Virginia Board of Dental Examiners**
Rule for the West Virginia Board of Dental Examiners, 5CSR1
 - b. **Tax Commissioner**
Payment of Taxes by Electronic Funds Transfer, 110CSR10F
 - c. **Secretary of State**
Registry for Notification of a State of Emergency, 153CSR33
 - d. **Office of the State Auditor**
Standards for Requisitions for Payment Issued by State Officers on the Auditor, 155CSR1
 - e. **Office of the State Auditor**
Transaction Fee and Rate Structure, 155CSR4
 - f. **West Virginia Contractor Licensing Board**
West Virginia Contractor Licensing Act, 28CSR2
 - g. **Division of Labor**
West Virginia Manufactured Housing Construction and Safety Standards Board, 42CSR19
 - h. **Division of Labor**
Elevator Safety Act, 42CSR21
 - i. **Division of Labor**
Regulation of Trade Weights and Measures, 42CSR22
 - j. **Department of Agriculture**
Inspection of Meat and Poultry, 61CSR16

- k. **Consolidated Public Retirement Board**
Consolidated Public Retirement Board Benefit Determination and Appeal, 162CSR2
- l. **Consolidated Public Retirement Board**
Teachers Defined Benefit Plan, 162CSR4
- m. **Consolidated Public Retirement Board**
Public Employees Retirement System, 162CSR5
- n. **Consolidated Public Retirement Board**
West Virginia State Police Disability Determination and Appeal Process, 162CSR9

3. **Other Business**

Monday, October 21, 2002

9 a.m. to 11 a.m.

Legislative Rule-Making
Review Committee
(Code §29A-3-10)

Earl Ray Tomblin
ex officio nonvoting member

Robert "Bob" Kiss
ex officio nonvoting member

Senate

House

Ross, Chairman
Anderson, Vice Chairman
Minard
Snyder
Boley
Minear

Mahan, Chairman
Wills, Vice Chairman
Cann
Kominar
Faircloth
Riggs
Absent

The meeting was called to order by Mr. Ross, Co-Chairman.

The minutes of the September 15 and 16, 2002, meetings were approved.

Debra Graham, Committee Counsel, explained that the rule proposed by the *West Virginia Board of Dental Examiners-Rule for the West Virginia Board of Dental Examiners, 5CSR1*, was moved to the foot of the agenda at the Committee's September 15, meeting.

Dr. Bernard Grubler, President of the Board; Dr. Richard Gerber, member of the West Virginia Dental Association; Jennifer Blaskovich, from the West Virginia Dental Hygienist Association; and Richard Stevens, a lobbyist representing the West Virginia Dental Association addressed the Committee and responded to questions.

Mr. Cann moved that the proposed rule be modified by deleting subdivisions 8.2.1 and 8.2.u and placing the provisions in subsection 8.3, and by striking subdivision 8.3.k. The motion was adopted.

Having voted on the prevailing side, Mr. Cann asked unanimous consent to reconsider the Committee's action whereby it adopted the modification of the proposed rule. There being no objection, the modification was back before the Committee.

Mr. Minard moved that Mr. Cann's modification be divided. The motion was adopted.

Mr. Minard moved to modify the proposed rule by deleting subdivisions 8.2.1 and 8.2.u and placing the provisions in subsection 8.3. The motion was adopted.

Mr. Cann moved to modify the proposed rule by deleting subdivision 8.3.k. The motion was adopted.

Ms. Mahan moved that the Committee accept the modifications requested by the Board in a letter dated June 28, 2002. The motion was adopted.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham stated that the rule proposed by the **Tax Commissioner-Payment of Taxes by Electronic Funds Transfer, 110CSR10F**, had been laid over from the Committee's September 15, 2002, meeting.

Brenda Nichols Harper, representing the West Virginia Chamber of Commerce, and Dana Miller, representing the Tax Department, addressed the Committee and responded to questions.

Mr. Snyder moved that the proposed rule be placed at the foot of the agenda. The motion was adopted.

Ms. Graham explained that the rule proposed by the **Secretary of State-Registry for Notification of a State of Emergency, 153CSR33**, had been laid over from the Committee's September 16, 2002, meeting. Terri Helmick, Director of the Public Division with the office of the Secretary of State, addressed the Committee and responded to questions.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham stated that the rule proposed by the **Office of the State Auditor-Standards for Requisitions for Payment Issued by State Officers on the Auditor, 155CSR1**, had been laid over from the Committee's September 16, 2002, meeting. Glen Gainer, State Auditor; Ted Shanklin, from the Legislative Post Audit Division; and

Aaron Allred, Legislative Auditor; addressed the Committee and responded to questions.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham explained that the rule proposed by the *Office of the State Auditor-Transaction Fee and Rate Structure, 155CSR4*, had been laid over from the Committee's September 16, 2002, meeting. She and Mr. Gainer responded to questions from the Committee.

Mr. Kominar moved to modify the proposed rule by changing the expiration of the fee in subsection 3.3 to December 31, 2004. The motion was adopted.

Mr. Snyder moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Mahan moved that the rule proposed by the *West Virginia Contractor Licensing Board-West Virginia Contractor Licensing Act, 28CSR2*, be laid over until the Committee's November meeting. The motion was adopted.

Ms. Graham explained the rule proposed by the *Division of Labor-West Virginia Manufactured Housing Construction and Safety Standards Board, 42CSR19*. She and Andrew Brown, Assistant to the Commissioner of Labor, responded to questions from the Committee.

Ms. Mahan moved that the proposed rule be approved. The motion was adopted.

Ms. Graham reviewed her abstract on the rule proposed by the *Division of Labor-Elevator Safety Act, 42CSR21*, and stated that the Division has agreed to technical modifications.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham explained the rule proposed by the *Division of Labor-Regulation of Trade Weights and Measures, 42CSR22*, and stated that the Division has agreed to technical modifications.

Mr. Kominar moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham reviewed her abstract on the rule proposed by the *Department of Agriculture-Inspection of Meat and Poultry, 61CSR6*, and stated that the Department has agreed to technical modifications.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham explained the rule proposed by the *Consolidated Public Retirement Board-Consolidated Public Retirement Board Benefit Determination and Appeal, 162CSR2*, and stated that the Board has agreed to technical modifications.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham reviewed her abstract on the rule proposed by the *Consolidated Public Retirement Board-Teachers Defined Benefit Plan, 162CSR4*, and stated that the Board has agreed to technical modifications.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham explained the rule proposed by the *Consolidated Public Retirement Board-Public Employees Retirement System, 162CSR5*.

Mr. Anderson moved that the proposed rule be approved. The motion was adopted.

Ms. Graham reviewed her abstract on the rule proposed by the *Consolidated Public Retirement Board-West Virginia State Police Disability Determination and Appeal Process, 162CSR9*, and stated that the Board has agreed to technical modifications.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

The meeting was adjourned.

OCTOBER INTERIM ATTENDANCE
Legislative Interim Meetings
October 20, 21 and 22, 2002

Monday, October 21, 2002

9:00 - 11:00 a.m.

Legislative Rule-Making Review Committee

Earl Ray Tomblin, ex
officio nonvoting member

Robert S. Kiss, ex
officio nonvoting member

Senate

Ross, Chair
Anderson, Vice Chair
Minard
Snyder
Boley
Minear

✓
✓
✓
✓
✓
✓
✓

House

Mahan, Chair
Wills, Vice Chair
Cann
Kominar
Faircloth
Riggs

✓
✓
✓
✓
✓
✓

I certify that the attendance as noted above is correct.



Staff Person

Rule-Making Review Committee
Terri Anderson

WV
 8-2
 inserted
 to
 8-3

REGISTRATION OF PUBLIC
 AT
 COMMITTEE MEETINGS
 WEST VIRGINIA LEGISLATURE

(Expense)
 1200.00

Committee: Legislative Rule-Making Review

Date 10/21/02

Please print or write plainly.

NAME	ADDRESS	REPRESENTING	Please check (X) if you desire to make a statement.
Jennifer Klaskovich	RD #5 Box 104 Wheeling WV	WVDHA *	X
DANA Miller	902 Valley Rd Charleston, WV	TAX	X
Teresa Robertson	Bldg 5 Room 1000	CPRB	
Karen Copeland	Bldg 5 Room 1000	CPRB	if needed
Bennie Bwoebler	Wheeling	W.V Bd of Dental Exam	if needed
James G. Anderson	Beckley	"	"
John F Papkolo	"	"	"
Cynthia Maret	St Albans	WVDHA	
Brenda Nichols	WV Chamber PO Box 2789, Clarks	WV Chamber of Com	X
Dr. Richard Gerber	911 5th St. Vienna, WV 26105	West Virginia Dental Assoc	X

TENTATIVE AGENDA
LEGISLATIVE RULE-MAKING REVIEW COMMITTEE
Monday, October 21, 2002
9 a.m. to 11 a.m.
Senate Finance Committee Room, M-451

1. Approval of Minutes - September 15 and 16, 2002

2. Review of Legislative Rules:

Approved ✓
as modified

West Virginia Board of Dental Examiners

Rule for the West Virginia Board of Dental Examiners, 5CSR1

- Foot of Agenda September 15, 2002
- Lay over from May 21, 2002, meeting
- Technical Modifications
- Agrees to Technical Modifications

Foot of ✓
agenda

Tax Commissioner

Payment of Taxes by Electronic Funds Transfer, 110CSR10F

- Lay over from September 15, 2002
- Technical Modifications

Approved ✓
as modified

Secretary of State

Registry for Notification of a State of Emergency, 153CSR33

- Lay over from September 16, 2002
- Technical Modifications

Approved ✓
as modified

Office of the State Auditor

Standards for Requisitions for Payment Issued by State Officers on the Auditor, 155CSR1

- Lay over from September 16, 2002
- Technical Modifications

modified ✓

Office of the State Auditor

Transaction Fee and Rate Structure, 155CSR4

- Lay over from September 16, 2002
- NO Technical Modifications

Laid over ✓

West Virginia Contractor Licensing Board
West Virginia Contractor Licensing Act, 28CSR2

- Technical Modifications

Approved ✓

Division of Labor
West Virginia Manufactured Housing Construction and Safety Standards Board, 42CSR19

- NO Technical Modifications

Approved by
as mod.

Division of Labor
Elevator Safety Act, 42CSR21

- Technical Modifications

Approved ✓
as mod

Division of Labor
Regulation of Trade Weights and Measures, 42CSR22

- Technical Modifications

Approved ✓

Department of Agriculture
Inspection of Meat and Poultry, 61CSR16

- NO Technical Modifications

Approved ✓
as modified

Consolidated Public Retirement Board
Consolidated Public Retirement Board Benefit Determination and Appeal, 162CSR2

- Technical Modifications

Approved ✓
as modified

Consolidated Public Retirement Board
Teachers Defined Benefit Plan, 162CSR4

- Technical Modifications

Approved ✓

Consolidated Public Retirement Board
Public Employees Retirement System, 162CSR5

- NO Technical Modifications

Approved ✓
as modified

Consolidated Public Retirement Board
West Virginia State Police Disability Determination and Appeal Process, 162CSR9

- Technical Modifications

3. Other Business

Monday, October 21, 2002

9:00 - 11:00 a.m.

Legislative Rule-Making Review Committee

Earl Ray Tomblin, ex
officio nonvoting member

Robert S. Kiss, ex
officio nonvoting member

Senate

Ross, Chair _____
Anderson, Vice Chair _____
Minard _____
Snyder _____
Boley _____
Minear _____

House

Mahan, Chair _____
Wills, Vice Chair _____
Cann _____
Kominar _____
Faircloth _____
Riggs _____

Ross - meeting
minutes approved

8.3.K ^{pg} 12

L pg 12
U pg 13

~~Del. Mahan~~ - modified

Dentists 5CSR1

Pres. of the Board

Dr. Gruber - responded to questions / addressed
Committee

Dr. Gruber - pres. WV Dental Assoc. advised to
come in respond to q's.

Jennifer Blaskovich - WV Dental Hygienist Assoc. -

modified advised to come in respond to q's

Del. Cann - L + U in ^{Sub} Section 8.2 be moved
to subsection 8.3. + delete
8.3.K on pg 15

Richard Stevens - Executive Dirtr WV Dent Assoc.
respond to q's in advised to come

~~Del. Anderson~~

Del. Minard reconsider motion Del. Cann

Del. Minard - move the modcas to divide

Sen Anderson - modify 8.3.K - delete - adptd

Mahon - accept modfcaas between Board & Assoc.
adpted

Mahon - modified

B TAX Commissioner 110CSR10F

DAG - explains rule w/ lead D - last meet

Brenda Nichols Harper - WV Chamber of Commerce -

address crule re respond 1 ga 2 crule

Dana Miller - Tax Dept - address 1 crule re
respond 1 ga

~~Ampton~~

Monard move 1 ft v t agenda

C. 505 153CR33

DAG explains th to rule w/ lead D bes

no rule w/ rule

~~Stern~~ Helmick - 505 ofc - address crule respond
1 ga

Mahon - modified

d. Auditor 155CSR1

DAG explained problem v t rule

Colin Gainer - Auditor - responded L ga

Ted Shanklin - Legislative Post Audit Division -

responded L ga

Aaron Allred - addressed crule

Mahan - w/ mafase

e Auditor 155CSR4

DAG explained problem v t rule - responded L

ga

Mr. Gainer - responded L ga L crule

~~Snyder~~ Komisar ^{modified} Effective Date Dec. 31 2004 - adopted

Snyder Modified

f. WV Contractor

Mahan Lay Over til Nove

g. Labor 42CSR19

DAG explained t rule - responded L ga

Andrew Brown - Asst Com. of Labor - responded

L ga L crule

Crule write proof v crule modified

Mahan - as filed

h. Labor 42CSR21

DAG replans to mil
Mahon - Modified

i. Labor 42CSR22

DAG replans to mil
Kominar - modified

j. Agriculture 61CSR6

DAG replans to mil
Mahon - as filed

k. CPRB 162CSR2

DAG replans to mil
Mahon - modified

l. CPRB 162CSR4

DAG replans to mil
Mahon - modified

m. CPRB - 162CSR5

DAG replans mil
Anderson - as filed

n. CPRB - 162CSR9

DAG replans to mil
Mahon - modified

OCTOBER 22



TENTATIVE AGENDA
LEGISLATIVE RULE-MAKING REVIEW COMMITTEE
Tuesday, October 22, 2002
2 p.m. to 4 p.m.
Government Organization Committee Room, 213-E

1. Review of Legislative Rules:

- a. **Board of Funeral Service Examiners**
General Provisions, 6CSR1
- b. **Board of Funeral Service Examiners**
Crematory Requirements, 6CSR2
- c. **Board of Pharmacy**
Controlled Substances Monitoring, 15CSR8
- d. **Board of Pharmacy**
Board of Pharmacy Rules for Pharmacist Recovery Networks, 15CSR10
- e. **Board of Pharmacy**
Board of Pharmacy Fees for Pharmacist Recovery Networks, 15CSR11
- f. **Insurance Commissioner**
Examiners' Compensation, Qualifications and Classification, 114CSR15
- g. **Insurance Commissioner**
AIDS Regulations, 114CSR27
- h. **Insurance Commissioner**
"Tail" Malpractice Insurance Covering Certain Medical and Allied Health Care Providers, 114CSR30
- i. **Insurance Commissioner**
Group Accident and Sickness Insurance Minimum Policy Coverage Schedule, 114CSR39
- j. **Insurance Commissioner**
Quality Assurance, 114CSR53

- k. **Insurance Commissioner**
Standards for Safeguarding Consumer Information, 114CSR62
- l. **Insurance Commissioner**
Standard Motor Vehicle Policy Provisions, 114CSR63
- m. **Insurance Commissioner**
Mental Health Parity, 114CSR64
- n. **Division of Air Quality**
Standards of Performance for New Stationary Sources Pursuant to 40 CFR Part 60, 45CSR16
- o. **Division of Air Quality**
To Prevent and Control Air Pollution from Hazardous Waste Treatment, Storage or Disposal Facilities, 45CSR25
- p. **Division of Air Quality**
Nox Budget Trading Program as a Means of Control and Reduction of Nitrogen Oxides from Electric Generating Units, 45CSR26
- q. **Division of Air Quality**
Requirements for Operating Permits, 45CSR30
- r. **Division of Air Quality**
Acid Rain Provisions and Permits, 45CSR33
- s. **Division of Air Quality**
Emission Standards for Hazardous Air Pollutants for Source Categories Pursuant to 40 CFR Part 63, 45CSR34
- t. **Division of Personnel**
Administrative Rule of the West Virginia Division of Personnel, 143CSR1
- u. **West Virginia Board of Medicine**
Licensure, Disciplinary and Complaint Procedures, Continuing Education, Physician Assistants, 11CSR1B

2. **Other Business**

Tuesday, October 22, 2002

2 p.m. to 4 p.m.

Legislative Rule-Making
Review Committee
(Code §29A-3-10)

Earl Ray Tomblin
ex officio nonvoting member

Robert "Bob" Kiss
ex officio nonvoting member

Senate

House

Ross, Chairman

Mahan, Chairman

Anderson, Vice Chairman

Wills, Vice Chairman

Minard

Cann

Absent

Snyder

Kominar

Boley

Faircloth

Absent

Minear

Riggs

Absent

The meeting was called to order by Mr. Ross, Co-Chairman.

Mr. Ross stated that the rules proposed by the *Board of Funeral Service Examiners-General Provisions, 6CSR1 and Crematory Requirements, 6CSR2*; and *Insurance Commissioner-Group Accident and Sickness Insurance Minimum Policy Coverage Schedule, 114CSR30*; have been removed from the agenda.

Debra Graham, Committee Counsel, explained the rule proposed by the *Board of Pharmacy-Controlled Substances Monitoring, 15CSR8*, responded to questions and stated that the Board has agreed to technical modifications.

Mr. Minard moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham reviewed her abstract on the rule proposed by the *Board of Pharmacy-Board of Pharmacy Rules for Pharmacist Recovery Networks, 15CSR10*, and stated that the Board has agreed to technical modifications.

William Douglass, Executive Director of the Board, and Richard Stevens, a lobbyist representing the West Virginia Pharmacists Association, addressed the Committee and responded to questions.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham explained the rule proposed by the *Board of Pharmacy-Fees for Pharmacist Recovery Networks, 15CSR11*, and responded to questions.

Ms. Mahan moved that the Committee recommend that the Board withdraw the proposed rule. The motion was adopted.

Connie Bowling, Associate Counsel, reviewed her abstract on the rule proposed by the *Insurance Commissioner-Examiners' Compensation, Qualifications and Classification, 114CSR15*, and stated that the Commissioner has agreed to technical modifications.

Mr. Minard moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Bowling explained the rule proposed by the *Insurance Commissioner-AIDS Regulations, 114CSR27*, and stated that the Commissioner has agreed to technical modifications.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Bowling reviewed her abstract on the rule proposed by the *Insurance Commissioner-"Tail" Malpractice Insurance Covering Certain Medical and Allied Health Care Providers, 114CSR30*.

Mr. Minard moved that the proposed rule be approved. The motion was adopted.

Ms. Bowling explained the rule proposed by the *Insurance Commissioner-Quality Assurance, 114CSR53*.

Ms. Mahan moved that the proposed rule be approved. The motion was adopted.

Ms. Bowling reviewed her abstract on the rule proposed by the *Insurance Commissioner-Standards for Safeguarding Consumer Information, 114CSR62*, and stated that the Commissioner has agreed to technical modifications.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Bowling explained the rule proposed by the *Insurance Commissioner-Standard Motor Vehicle Policy Provisions, 114CSR63*, and stated that the Commissioner has agreed to technical modifications.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Bowling reviewed her abstract on the rule proposed by the *Insurance Commissioner-Mental Health Parity, 114CSR64*, and stated that the Commissioner has agreed to technical modifications. She also explained proposed modifications requested by the Commissioner.

Ms. Mahan moved that the Committee accept the modifications requested by the Commissioner. The motion was adopted.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Joseph Altizer, Associate Counsel, explained the rule proposed by the *Division of Air Quality-Standards of Performance for New Stationary Sources Pursuant to 40 CFR Part 60, 45CSR16*.

Mr. Minard moved that the proposed rule be approved. The motion was adopted.

Mr. Altizer reviewed his abstract on the rule proposed by the *Division of Air Quality-To Prevent and Control Air Pollution from Hazardous Waste Treatment, Storage or Disposal Facilities, 45CSR25*.

Mr. Minard moved that the proposed rule be approved. The motion was adopted.

Mr. Altizer explained the rule proposed by the *Division of Air Quality-NOx Budget Trading Program as a Means of Control and Reduction of Nitrogen Oxides from Electric Generating Units, 45CSR26*.

Mr. Minard moved that the proposed rule be approved. The motion was adopted.

Mr. Altizer reviewed his abstract on the rule proposed by the *Division of Air Quality-Requirements for Operating Permits, 45CSR30*.

Mr. Minard moved that the proposed rule be approved. The motion was adopted.

Mr. Altizer explained the rule proposed by the *Division of Air Quality-Acid Rain Provisions and Permits, 45CSR33*. He also explained proposed modifications requested by the Division.

Ms. Mahan moved that the Committee accept the modifications requested by the Division. The motion was adopted.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Mr. Altizer reviewed his abstract on the rule proposed by the *Division of Air Quality-Emission Standards for Hazardous Air Pollutants for Source Categories Pursuant to 40 CFR Part 63, 45CSR34*.

Mr. Kominar moved that the proposed rule be approved. The motion was adopted.

Daniel Kimble, Associate Counsel, explained the rule proposed by the *Division of Personnel-Administrative Rule of the West Virginia Division of Personnel, 143CSR1*, and stated that the Division has agreed to technical modifications.

Ms. Mahan moved that the proposed rule be approved as modified. The motion was adopted.

Ms. Graham reviewed her abstract on the rule proposed by the *Board of Medicine-Licensure, Disciplinary and Complaint Procedures, Continuing Education, Physician Assistants, 11CSR1B*, responded to questions and stated that the Board has agreed to technical modifications.

Mr. Minard moved that the proposed rule be approved as modified. The motion was adopted.

The meeting was adjourned.

OCTOBER INTERIM ATTENDANCE
Legislative Interim Meetings
October 20, 21 and 22, 2002

Tuesday, October 22, 2002

2:00 - 4:00 p.m.

Legislative Rule-Making Review Committee

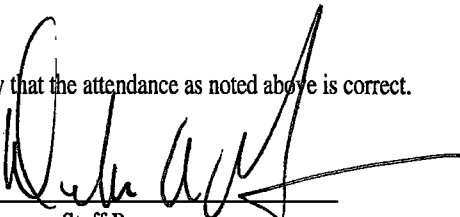
Earl Ray Tomblin, ex
officio nonvoting member

Robert S. Kiss, ex
officio nonvoting member

Senate
Ross, Chair ✓
Anderson, Vice Chair ✓
Minard ✓
Snyder ✓
Boley ✓
Minear ✓

House
Mahan, Chair ✓
Wills, Vice Chair ✓
Cann ✓
Kominar ✓
Faircloth
Riggs

I certify that the attendance as noted above is correct.



Staff Person

Rule-Making Review Committee
Terri Anderson

Tuesday, October 22, 2002

2:00 - 4:00 p.m.

Legislative Rule-Making Review Committee

Earl Ray Tomblin, ex
officio nonvoting member

Robert S. Kiss, ex
officio nonvoting member

Senate

Ross, Chair

Anderson, Vice Chair

Minard

Snyder

Boley

Minear

✓
✓
✓
✓
✓
✓

House

Mahan, Chair

Wills, Vice Chair

Cann

Kominar

Faircloth

Riggs

✓
✓
✓
✓

Minard
adopted

Pharmacy - Controlled Substances
Approve as mod

Mahan
adopted

Pharmacy - Recovery Networks
William Douglas - Exec Dir responded to q's
Richard Stevens - supports program
Approve as mod

Mahan
adopted

Pharmacy - Rec Network fees
Withdraw

Ins - Examiners
Approve as mod

Mahan

Ins C - AIDS
Approve as mod

Minard
adopted

Ins - Tail
Approve

Mahan

Ins - Quality
Approve

Mahan

Ins C - Safeguarding
Approve as mod

Mahan

Ins C - Std Motor Vehicle
Approve as mod

Mahan
adopted

Ins - Mental Health
Approve as mod
Adopt
Approve mods of Ins C

Minard

Air Quality - New Stationary
Approve

Minard

Air Quality - Air Bill
Approve

Minard

AQ - 100x
Approve

Minard

AQ - Op. Permits
Approve

AQ - Acid Rain
Makun AQ wants to update data
adopted
Makun Agree as end

AQ - Emission SAs
Approve
Romina

Div of P
Dan the Man explained
Approve as mod
Makun
adopted

TENTATIVE AGENDA
LEGISLATIVE RULE-MAKING REVIEW COMMITTEE
Tuesday, October 22, 2002
2 p.m. to 4 p.m.
House Government Organization Committee Room, 213-E

1. Review of Legislative Rules:

Removed a. Board of Funeral Service Examiners
General Provisions, 6CSR1

- Technical Modifications

Removed b. Board of Funeral Service Examiners
Crematory Requirements, 6CSR2

- Technical Modifications

*Approved c.
as mod.* Board of Pharmacy
Controlled Substances Monitoring, 15CSR8

- Technical Modifications

*Approved d.
as mod* Board of Pharmacy
Board of Pharmacy Rules for Pharmacist Recovery Networks,
15CSR10

- Technical Modifications

w/draw e. Board of Pharmacy
Board of Pharmacy Fees for Pharmacist Recovery Networks,
15CSR11

- NO Technical Modifications

*Approved f.
as mod* Insurance Commissioner
Examiners' Compensation, Qualifications and Classification,
114CSR15

- Technical Modifications

Approved *vs.*
as mod

Insurance Commissioner
AIDS Regulations, 114CSR27

- Technical Modifications

Approved *h.*

Insurance Commissioner
"Tail" Malpractice Insurance Covering Certain Medical and Allied Health Care Providers, 114CSR30

- NO Technical Modifications

Removed *i.*

Insurance Commissioner
Group Accident and Sickness Insurance Minimum Policy Coverage Schedule, 114CSR39

- Technical Modifications

Approved *i.*

Insurance Commissioner
Quality Assurance, 114CSR53

- NO Technical Modifications

Approved *ck.*
as mod

Insurance Commissioner
Standards for Safeguarding Consumer Information, 114CSR62

- Technical Modifications

Approved *i.*
as mod

Insurance Commissioner
Standard Motor Vehicle Policy Provisions, 114CSR63

- Technical Modifications

Approved *m.*
as mod

Insurance Commissioner
Mental Health Parity, 114CSR64

- Technical Modifications

Approved *n.*

Division of Air Quality
Standards of Performance for New Stationary Sources Pursuant to 40 CFR Part 60, 45CSR16

- NO Technical Modifications



Approved

Division of Air Quality

To Prevent and Control Air Pollution from Hazardous Waste Treatment, Storage or Disposal Facilities, 45CSR25

- NO Technical Modifications

Approved

Division of Air Quality

Nox Budget Trading Program as a Means of Control and Reduction of Nitrogen Oxides from Electric Generating Units, 45CSR26

- NO Technical Modifications

Approved

Division of Air Quality

Requirements for Operating Permits, 45CSR30

- NO Technical Modifications

Approved
as mod

Division of Air Quality

Acid Rain Provisions and Permits, 45CSR33

- ~~NO~~ Technical Modifications

Approved

Division of Air Quality

Emission Standards for Hazardous Air Pollutants for Source Categories Pursuant to 40 CFR Part 63, 45CSR34

- NO Technical Modifications

Approved
as mod

Division of Personnel

Administrative Rule of the West Virginia Division of Personnel, 143CSR1

- Technical Modifications

Approved
as mod

West Virginia Board of Medicine

Licensure, Disciplinary and Complaint Procedures, Continuing Education, Physician Assistants, 11CSR1B

- Technical Modifications

2. Other Business

