## WEST VIRGINIA CODE: §30-6-6

## §30-6-6. Rule-making authority.

- (a) The board shall propose rules for legislative approval in accordance with the provisions of article three, chapter twenty-nine-a of this code to implement the provisions of this article including, but not limited to, the following:
- (1) The general practice of embalming, funeral directing and cremating, and operating a funeral establishment and crematory: Provided, That the board cannot require that an applicant for a license to operate a funeral establishment or crematory have either an embalmer's or funeral director's license, or a certificate to operate a crematory.
- (2) The examinations administered under this article:
- (3) The issuing and renewing of licenses, certificates and courtesy cards, including establishing a staggered biennial renewal schedule;
- (4) The requirements for inactive licensees;
- (5) The registration and regulation of apprentices;
- (6) Establish a cremation procedure and crematory requirements;
- (7) Establish inspection requirements for funeral establishments and crematories, including an inspection of a new facility and annual inspections of existing facilities;
- (8) Establish inspector and investigator requirements;
- (9) Setting the fees charged under the provisions of this article;
- (10) Setting the fines assessed under the provisions of this article;
- (11) Implementing requirements for continuing education for licensees;
- (12) Denying, suspending, revoking, reinstating or limiting the practice of a licensee or certificate of qualification;
- (13) The investigation and resolution of complaints against persons licensed, certified or registered under this article;
- (14) Establish advertising standards; and
- (15) Propose any other rules necessary to effectuate the provisions of this article.
- (b) All rules in effect on the effective date of this article shall remain in effect until they are

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withdrawn, revoked or amended.

