

WEST VIRGINIA CODE: §30-10-20

§30-10-20. Procedures for hearing; right of appeal.

- (a) Hearings shall be governed by the provisions of section eight, article one of this chapter.
- (b) The board may conduct the hearing or elect to have an administrative law judge conduct the hearing.
- (c) If the hearing is conducted by an administrative law judge, the administrative law judge shall prepare a proposed written order containing findings of fact and conclusions of law at the conclusion of a hearing. The proposed order may contain proposed disciplinary actions if the board so directs. The board may accept, reject or modify the decision of the administrative law judge.
- (d) Any member or the executive director of the board has the authority to administer oaths, examine any person under oath and issue subpoenas and subpoenas duces tecum.
- (e) If, after a hearing, the board determines the licensee, permittee, registrant or certificate holder has violated this article, a formal written decision shall be prepared which contains findings of fact, conclusions of law and a specific description of the disciplinary actions imposed.