

# WEST VIRGINIA CODE: §30-25-5

## **§30-25-5. Powers and duties of the board.**

(a) The board has all the powers and duties set forth in this article, by rule, in article one of this chapter and elsewhere in law.

(b) The board shall:

- (1) Hold meetings, conduct hearings and administer examinations;
- (2) Establish requirements for licenses and permits;
- (3) Establish procedures for submitting, approving and rejecting applications for licenses and permits;
- (4) Determine the qualifications of any applicant for licenses and permits;
- (5) Prepare, conduct, administer and grade examinations for licenses;
- (6) Determine the passing grade for the examinations;
- (7) Maintain records of the examinations the board or a third party administers, including the number of persons taking the examinations and the pass and fail rate;
- (8) Hire, discharge, establish the job requirements and fix the compensation of the executive director;
- (9) Maintain an office, and hire, discharge, establish the job requirements and fix the compensation of employees, investigators and contracted employees necessary to enforce the provisions of this article;
- (10) Investigate alleged violations of the provisions of this article, legislative rules, orders and final decisions of the board;
- (11) Conduct disciplinary hearings of persons regulated by the board;
- (12) Determine disciplinary action and issue orders;
- (13) Institute appropriate legal action for the enforcement of the provisions of this article;
- (14) Maintain an accurate registry of names and addresses of all persons regulated by the board;
- (15) Keep accurate and complete records of its proceedings, and certify the same as may be necessary and appropriate;

- (16) Establish the continuing education requirements for licensees;
  - (17) Issue, renew, combine, deny, restrict, suspend, restrict, revoke or reinstate licenses and permits;
  - (18) Establish a fee schedule;
  - (19) Propose rules in accordance with the provisions of article three, chapter twenty-nine-a of this code to implement the provisions of this article; and
  - (20) Take all other actions necessary and proper to effectuate the purposes of this article.
- (c) The board may:
- (1) Contract with third parties to administer examinations required under the provisions of this article;
  - (2) Sue and be sued in its official name as an agency of this state; and
  - (3) Confer with the Attorney General or his or her assistant in connection with legal matters and questions.