WEST VIRGINIA LEGISLATURE

2025 REGULAR SESSION

FILED
2025 APR 29 P 4: 10
OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

SB 369

Second Enrolled

Committee Substitute

for

Senate Bill 369

BY SENATOR WOODRUM

[Passed April 4, 2025; in effect from passage]

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[Passed April 4, 2025; in effect from passage]

AN ACT to amend and reenact §64-9-1 *et seq.* of the Code of West Virginia, 1931, as amended, relating to authorizing certain miscellaneous agencies and boards to promulgate legislative rules; authorizing the rules as filed, as modified, and as amended by the Legislative Rule-Making Review Committee, and as amended by the Legislature; authorizing the Department of Agriculture to promulgate a legislative rule relating to state aid for fairs and festivals; authorizing the Department of Agriculture to promulgate a legislative rule relating to the inspection of meat and poultry; authorizing the Department of Agriculture to promulgate a legislative rule relating to licensing and other fees; authorizing the Department of Agriculture to promulgate a legislative rule relating to manufacture-grade milk; authorizing the Department of Agriculture to promulgate a legislative rule relating to employment reference and inquiries and background checks; authorizing the Department of Agriculture to promulgate a legislative rule relating to fish processing; authorizing the Department of Agriculture to promulgate a legislative rule relating to select plant-based derivatives and select plant-based derivative products; authorizing the Department of Agriculture to promulgate a legislative rule relating to the Rural Rehabilitation Program; authorizing the Department of Agriculture to promulgate a legislative rule relating to raw milk; authorizing the Board of Architects to promulgate a legislative rule relating to registration of architects; authorizing the Board of Architects to promulgate a legislative rule relating to fees for registration of architects; authorizing the State Auditor to promulgate a legislative rule relating to Local Government Purchasing Card Program; authorizing the State Auditor to promulgate a legislative rule relating to private trust companies; authorizing the Board of Barbers and Cosmetologists to promulgate a legislative rule relating to the operation of barber, cosmetology, nail technology, aesthetic, hair styling, and waxing salons and schools; authorizing the Board of Barbers and Cosmetologists to promulgate a legislative rule relating to the schedule of fees; authorizing the Board of Barbers and Cosmetologists to promulgate a legislative rule

27 relating to the schedule of fines; authorizing the Board of Chiropractic Examiners to
28 promulgate a legislative rule relating to consideration of prior criminal convictions in initial
29 licensure determinations; authorizing the Board of Dentistry to promulgate a legislative
30 rule relating to continuing education requirements; authorizing the Board of Dentistry to
31 promulgate a legislative rule relating to mobile dental facilities and portable dental units;
32 authorizing the Election Commission to promulgate a legislative rule relating to the
33 regulation of campaign finance; authorizing the Board of Funeral Service Examiners to
34 promulgate a legislative rule relating to funeral director, embalmer, apprentice, courtesy
35 card holders, and funeral establishment requirements; authorizing the Massage Therapy
36 Licensure Board to promulgate a legislative rule relating to general provisions; authorizing
37 the Board of Medicine to promulgate a legislative rule relating to waiver of initial licensing
38 fees for certain initial licensure applicants; authorizing the Board of Occupational Therapy
39 to promulgate a legislative rule relating to fees for services rendered by the board;
40 authorizing the Board of Occupational Therapy to promulgate a legislative rule relating to
41 competency standards for advanced practice by occupational therapists and occupational
42 therapy assistants; authorizing the Board of Occupational Therapy to promulgate a
43 legislative rule relating to request for waiver of licensing fees for certain individuals;
44 authorizing the Board of Occupational Therapy to promulgate a legislative rule relating to
45 consideration of prior criminal convictions in initial licensure determinations; authorizing
46 the Board of Occupational Therapy to promulgate a legislative rule relating to telehealth
47 practice requirements and definitions; authorizing the Board of Osteopathic Medicine to
48 promulgate a legislative rule relating to a waiver of initial licensing fees for certain initial
49 licensure applicants; authorizing the Board of Pharmacy to promulgate a legislative rule
50 relating to licensure and practice of pharmacy; authorizing the Board of Pharmacy to
51 promulgate a legislative rule relating to the Uniform Controlled Substances Act;
52 authorizing the Board of Pharmacy to promulgate a legislative rule relating to regulations

53 governing pharmacy permits; authorizing the Board of Pharmacy to promulgate a
54 legislative rule relating to the application of waiver of initial licensing fees for certain
55 individuals; authorizing the Board of Examiners of Psychologists to promulgate a
56 legislative rule relating to consideration of prior criminal convictions in initial licensure
57 determinations and application for waiver of initial licensing fees for certain individuals;
58 authorizing the Real Estate Appraiser Licensing and Certification Board to promulgate a
59 legislative rule relating to requirements for licensure and certification; authorizing the Real
60 Estate Appraiser Licensing and Certification Board to promulgate a legislative rule relating
61 to renewal of licensure or certification; authorizing the Real Estate Appraiser Licensing
62 and Certification Board to promulgate a legislative rule relating to requirements for
63 registration and renewal of appraisal management companies; authorizing the Real Estate
64 Commission to promulgate a legislative rule relating to licensing real estate brokers,
65 associate brokers, and salespersons and the conduct of brokerage business; authorizing
66 the Real Estate Commission to promulgate a legislative rule relating to the application for
67 waiver of initial licensing fees for certain individuals; authorizing the Real Estate
68 Commission to promulgate a legislative rule relating to consideration of prior criminal
69 convictions in initial license eligibility determination; authorizing the Board of Respiratory
70 Care to promulgate a legislative rule relating to criteria for licensure; authorizing the Board
71 of Respiratory Care to promulgate a legislative rule relating to consideration of prior
72 criminal convictions in initial licensure determinations; authorizing the Board of Respiratory
73 Care to promulgate a legislative rule relating to telehealth practice requirements and
74 definitions; authorizing the Board of Sanitarians to promulgate a legislative rule relating to
75 the practice of public health sanitation; authorizing the Board of Examiners for Speech-
76 Language Pathology and Audiology to promulgate a legislative rule relating to speech-
77 language pathology and audiology assistants; authorizing the State Conservation
78 Committee to promulgate a legislative rule relating to the State Conservation Committee

79 Grant Program; and authorizing the Hope Scholarship Board to promulgate a legislative
80 rule relating to the Hope Scholarship Program.

Be it enacted by the Legislature of West Virginia:

ARTICLE 9. AUTHORIZATION FOR MISCELLANEOUS BOARDS AND AGENCIES TO PROMULGATE LEGISLATIVE RULES.

§64-9-1. Department of Agriculture.

1 (a) The legislative rule filed in the State Register on July 25, 2024, authorized under the
2 authority of §19-7-11 of this code, relating to the Department of Agriculture (state aid for fairs and
3 festivals, 61 CSR 03), is authorized.

4 (b) The legislative rule filed in the State Register on June 25, 2024, authorized under the
5 authority of §19-2B-3 of this code, relating to the Department of Agriculture (inspection of meat
6 and poultry, 61 CSR 16), is authorized.

7 (c) The legislative rule filed in the State Register on July 25, 2024, authorized under the
8 authority of §19-1-4b of this code, relating to the Department of Agriculture (licensing and other
9 fees, 61 CSR 18), is authorized.

10 (d) The legislative rule filed in the State Register on August 2, 2024, authorized under the
11 authority of §19-11E-8 of this code, modified by the Department of Agriculture to meet the
12 objections of the Legislative Rule-Making Review Committee and refiled in the State Register on
13 October 18, 2024, relating to the Department of Agriculture (West Virginia manufacture-grade
14 milk, 61 CSR 19), is authorized.

15 (e) The legislative rule filed in the State Register on August 6, 2024, authorized under the
16 authority of §19-1-3b of this code, modified by the Department of Agriculture to meet the
17 objections of the Legislative Rule-Making Review Committee and refiled in the State Register on
18 October 16, 2024, relating to the Department of Agriculture (employment reference and inquiries
19 and background checks, 61 CSR 20), is authorized with amendment set forth below:

On page 5, by striking out all of subsection 9.1. and inserting in lieu thereof a new subsection 9.1. to read as follows:

9.1. The following provisions apply to current employees and individuals seeking employment at the WVDA who have not been previously employed by the Department.;

On page 5, paragraph 9.1.a.4., after the word "his" by inserting the words "or her";

And,

On page 5, subdivision 9.1.b., after the word "or" by inserting the word "an".

(f) The legislative rule filed in the State Register on July 30, 2024, authorized under the authority of §19-29-1 of this code, modified by the Department of Agriculture to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on December 2, 2024, relating to the Department of Agriculture (West Virginia fish processing, 61 CSR 23A), is authorized with amendment set forth below:

On page 19, by adding a new subsection designated 21.4. to read as follows:

"21.4. Up to 20,000 pounds of fish per calendar year slaughtered and/or processed at an official plant are exempt from the antemortem, postmortem, and processing inspection, provided that the fish are slaughtered and processed at an establishment licensed by the Commissioner of Agriculture and approved for fish slaughter operations."

(g) The legislative rule filed in the State Register on August 15, 2024, authorized under the authority of §19-12E-12 of this code, modified by the Department of Agriculture to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on December 3, 2024, relating to the Department of Agriculture (select plant-based derivatives and select plant-based derivative products, 61 CSR 30), is authorized with the amendment set forth below:

On page 20, subdivision 13.3.c. after the word "hemp" by inserting the words "and kratom".

(h) The legislative rule filed in the State Register on July 29, 2024, authorized under the authority of §19-1-11 of this code, relating to the Department of Agriculture (Rural Rehabilitation Program, 61 CSR 33), is authorized.

(i) The legislative rule filed in the State Register on August 15, 2024, authorized under the authority of §19-1-7 of this code, modified by the Department of Agriculture to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on December 2, 2024, relating to the Department of Agriculture (raw milk, 61 CSR 41), is authorized.

§64-9-2. Board of Architects.

(a) The legislative rule filed in the State Register on August 2, 2024, authorized under the authority of §30-12-1 of this code, modified by the Board of Architects to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on August 28, 2024, relating to the Board of Architects (registration of architects, 2 CSR 01), is authorized.

(b) The legislative rule filed in the State Register on August 13, 2024, authorized under the authority of §31I-1-13 of this code, modified by the State Auditor to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 17, 2024, relating to the State Auditor (private trust companies, 155 CSR 12), is authorized with the following amendment:

On page 1, by striking out all of subsection 1.6. and inserting in lieu thereof a new subsection 1.6. to read as follows:

1.6. Confidentiality. – Notwithstanding any provision to the contrary in Chapter 29B of the W. Va. Code, none of the following, which are submitted as part of any application for licensure under this Title, shall be subject to disclosure under the provisions of the Freedom of Information Act of the State of West Virginia or otherwise: any Form WVSAO-PTC-Bio, "Biographical Report," incorporated by reference in W. Va. Code R. 155-12-9.6, provided as Exhibit E or F to Form WVSAO-PTC-01 or otherwise; any list of Family Members or list of current or former employees

provided as Exhibit H to Form WVSAO-PTC-01 or otherwise; and any Genealogical Chart provided as Exhibit I to Form WVSAO-PTC-01 or otherwise.

§64-9-3. State Auditor.

(a) The legislative rule filed in the State Register on March 22, 2024, authorized under the authority of §6-9-2a of this code, relating to the State Auditor (Local Government Purchasing Card Program, 155 CSR 06), is authorized.

(b) The legislative rule filed in the State Register on August 13, 2024, authorized under the authority of §31I-1-13 of this code, modified by the State Auditor to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 17, 2024, relating to the State Auditor (private trust companies, 155 CSR 12), is authorized.

§64-9-4. Board of Barbers and Cosmetologists.

(a) The legislative rule filed in the State Register on August 14, 2024, authorized under the authority of §30-27-6 of this code, modified by the Board of Barbers and Cosmetologists to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 10, 2024, relating to the Board of Barbers and Cosmetologists (operation of barber, cosmetology, nail technology, aesthetic, hair styling, and waxing salons and schools, 3 CSR 05), is authorized.

(b) The legislative rule filed in the State Register on August 20, 2024, authorized under the authority of §30-27-6 of this code, modified by the Board of Barbers and Cosmetologists to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 11, 2024, relating to the Board of Barbers and Cosmetologists (schedule of fees, 3 CSR 06), is authorized.

(c) The legislative rule filed in the State Register on August 20, 2024, authorized under the authority of §30-1-8 of this code, modified by the Board of Barbers and Cosmetologists to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State

Register on October 8, 2024, relating to the Board of Barbers and Cosmetologists (schedule of fines, 3 CSR 07), is authorized.

§64-9-5. Board of Chiropractic Examiners.

The legislative rule filed in the State Register on October 18, 2024, authorized under the authority of §30-1-24 of this code, relating to the Board of Chiropractic Examiners (consideration of prior criminal convictions in initial licensure determinations, 4 CSR 08), is authorized.

§64-9-6. Board of Dentistry.

(a) The legislative rule filed in the State Register on July 23, 2024, authorized under the authority of §30-4-6 of this code, modified by the Board of Dentistry to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on November 15, 2024, relating to the Board of Dentistry (continuing education requirements, 5 CSR 11), is authorized with the amendment set forth below:

"On page 8, subdivision 3.9.2., after the word "least", by striking out the number "3" and inserting in lieu thereof the number "2";

And,

On page 8, subdivision 3.9.2., by striking out the following "drug diversion training and best practice prescribing of controlled substances training and training on prescribing and administration of an opioid antagonist " and inserting in lieu thereof "infection control training"."

(b) The legislative rule filed in the State Register on July 22, 2024, authorized under the authority of §30-4-6 of this code, modified by the Board of Dentistry to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on November 15, 2024, relating to the Board of Dentistry (mobile dental facilities and portable dental units, 5 CSR 14), is authorized.

§64-9-7. Election Commission.

The legislative rule filed in the State Register on August 30, 2024, authorized under the authority of §3-1A-5 of this code, modified by the Election Commission to meet the objections of

the Legislative Rule-Making Review Committee and refiled in the State Register on January 3, 2025, relating to the Election Commission (regulation of campaign finance, 146 CSR 03), is authorized with the amendments set forth below:

On page 6, by striking out all of paragraph 2.28.2.e.;

On page 13, subsection 6.5. by striking out the words "or candidate's leadership PAC"

On page 22, subdivision 13.2.1. by striking out the words "including a leadership PAC";

And,

On page 28, by striking out all of subsection 14.8. and inserting in lieu there of a new subsection 14.8. to read as follows:

14.8. Candidate PAC Activities; Prohibitions:

14.8.1. A candidate seeking or an individual holding statewide or legislative office may:

14.8.1.a. Be the principal officer, treasurer, fundraiser, or decision maker for a PAC;

14.8.1.b. Receive contributions to the PAC: *Provided*, that contributions received are subject to the contribution limitations in W. Va. Code § 3-8-5c and the regulation of coordinated expenditures in W. Va. Code § 3-8-9a and subsection 14.2 of this Section;

14.8.1.c. Receive reimbursement for travel and other expenses incurred in the performance of duties for the PAC, and for purchases made on behalf of the PAC: *Provided*, that no reimbursement shall be made for any activities that would constitute personal use or prohibited expenditures; and

14.8.1.d. Sponsor another candidate or individual holding statewide or legislative office for non-campaign political activities as follows:

14.8.1.d.1. For political events not specifically organized for any candidate's committee or campaign, political party events, political meetings, and expenses related thereto such as necessary travel, hotels, meals, and entry fees.

§64-9-8. Board of Funeral Service Examiners.

The legislative rule filed in the State Register on August 29, 2024, authorized under the authority of §30-6-6 of this code, modified by the Board of Funeral Service Examiners to meet the

3 objections of the Legislative Rule-Making Review Committee and refiled in the State Register on
4 November 22, 2024, relating to the Board of Funeral Service Examiners (funeral director,
5 embalmer, apprentice, courtesy card holders, and funeral establishment requirements, 6 CSR
6 01), is authorized.

§64-9-9. Massage Therapy Licensure Board.

1 The legislative rule filed in the State Register on August 30, 2024, authorized under the
2 authority of §30-37-6 of this code, relating to the Massage Therapy Licensure Board (general
3 provisions, 194 CSR 01), is authorized.

§64-9-10. Board of Medicine.

1 The legislative rule filed in the State Register on April 1, 2024, authorized under the
2 authority of §30-1-23 of this code, relating to the Board of Medicine (waiver of initial licensing fees
3 for certain initial licensure applicants, 11 CSR 13), is authorized.

§64-9-11. Board of Occupational Therapy.

1 (a) The legislative rule filed in the State Register on June 4, 2024, authorized under the
2 authority of §30-28-7 of this code, relating to the Board of Occupational Therapy (fees for services
3 rendered by the Board, 13 CSR 03), is authorized.

4 (b) The legislative rule filed in the State Register on June 4, 2024, authorized under the
5 authority of §30-28-7 of this code, modified by the Board of Occupational Therapy to meet the
6 objections of the Legislative Rule-Making Review Committee and refiled in the State Register on
7 August 29, 2024, relating to the Board of Occupational Therapy (competency standards for
8 advanced practice by occupational therapists and occupational therapy assistants, 13 CSR 05),
9 is authorized.

10 (c) The legislative rule filed in the State Register on January 10, 2024, authorized under
11 the authority of §30-28-6 of this code, relating to the Board of Occupational Therapy (request for
12 waiver of licensing fees for certain individuals, 13 CSR 07), is authorized.

13 (d) The legislative rule filed in the State Register on January 10, 2024, authorized under
14 the authority of §30-28-7 of this code, modified by the Board of Occupational Therapy to meet the
15 objections of the Legislative Rule-Making Review Committee and refiled in the State Register on
16 August 29, 2024, relating to the Board of Occupational Therapy (consideration of prior criminal
17 convictions in initial licensure determinations, 13 CSR 08), is authorized.

18 (e) The legislative rule filed in the State Register on June 4, 2024, authorized under the
19 authority of §30-1-26 of this code, modified by the Board of Occupational Therapy to meet the
20 objections of the Legislative Rule-Making Review Committee and refiled in the State Register on
21 August 29, 2024, relating to the Board of Occupational Therapy (telehealth practice,
22 requirements, and definitions, 13 CSR 09), is authorized.

§64-9-12. Board of Osteopathic Medicine.

1 The legislative rule filed in the State Register on November 15, 2023, authorized under
2 the authority of §30-1-23 of this code, relating to the Board of Osteopathic Medicine (waiver of
3 initial licensing fees for certain initial licensure applicants, 24 CSR 08), is authorized.

§64-9-13. Board of Pharmacy.

1 (a) The legislative rule filed in the State Register on August 29, 2024, authorized under
2 the authority of §30-5-7 of this code, modified by the Board of Pharmacy to meet the objections
3 of the Legislative Rule-Making Review Committee and refiled in the State Register on October
4 16, 2024, relating to the Board of Pharmacy (licensure and practice of pharmacy, 15 CSR 01), is
5 authorized.

6 (b) The legislative rule filed in the State Register on August 29, 2024, authorized under
7 the authority of §60A-3-301 of this code, modified by the Board of Pharmacy to meet the
8 objections of the Legislative Rule-Making Review Committee and refiled in the State Register on
9 October 16, 2024, relating to the Board of Pharmacy (Uniform Controlled Substances Act, 15
10 CSR 02), is authorized.

11 (c) The legislative rule filed in the State Register on August 29, 2024, authorized under
12 the authority of §30-5-7 of this code, modified by the Board of Pharmacy to meet the objections
13 of the Legislative Rule-Making Review Committee and refiled in the State Register on October
14 16, 2024, relating to the Board of Pharmacy (regulations governing pharmacy permits, 15 CSR
15 15), is authorized.

16 (d) The legislative rule filed in the State Register on July 24, 2024, authorized under the
17 authority of §30-1-23 of this code, relating to the Board of Pharmacy (application of waiver of initial
18 licensing fees for certain individuals, 15 CSR 18), is authorized.

§64-9-14. Board of Examiners of Psychologists.

1 The legislative rule filed in the State Register on August 13, 2024, authorized under the
2 authority of §30-21-6 of this code, modified by the Board of Examiners of Psychologists to meet
3 the objections of the Legislative Rule-Making Review Committee and refiled in the State Register
4 on August 28, 2024, relating to the Board of Examiners of Psychologists (consideration of prior
5 criminal convictions in initial licensure determinations and application for waiver of initial licensing
6 fees for certain individuals, 17 CSR 07), is authorized.

§64-9-15. Real Estate Appraiser Licensing and Certification Board.

1 (a) The legislative rule filed in the State Register on August 30, 2024, authorized under
2 the authority of §30-38-9 of this code, modified by the Real Estate Appraiser Licensing and
3 Certification Board to meet the objections of the Legislative Rule-Making Review Committee and
4 refiled in the State Register on October 7, 2024, relating to the Real Estate Appraiser Licensing
5 and Certification Board (requirements for licensure and certification, 190 CSR 02), is authorized.

6 (b) The legislative rule filed in the State Register on August 30, 2024, authorized under
7 the authority of §30-38-9 of this code, modified by the Real Estate Appraiser Licensing and
8 Certification Board to meet the objections of the Legislative Rule-Making Review Committee and

refiled in the State Register on October 7, 2024, relating to the Real Estate Appraiser Licensing and Certification Board (renewal of licensure or certification, 190 CSR 03), is authorized.

(c) The legislative rule filed in the State Register on August 30, 2024, authorized under the authority of §30-38-9 of this code, modified by the Real Estate Appraiser Licensing and Certification Board to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 7, 2024, relating to the Real Estate Appraiser Licensing and Certification Board (requirements for registration and renewal of appraisal management companies, 190 CSR 05), is authorized.

§64-9-16. Real Estate Commission.

(a) The legislative rule filed in the State Register on August 14, 2024, authorized under the authority of §30-40-8 of this code, modified by the Real Estate Commission to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 15, 2024, relating to the Real Estate Commission (licensing real estate brokers, associate brokers, and salespersons and the conduct of brokerage business, 174 CSR 01), is authorized with the amendment set forth below:

On page 2, subsection 3.1., by striking out the word "biannual" and inserting in lieu thereof the word "biennial".

(b) The legislative rule filed in the State Register on June 27, 2024, authorized under the authority of §30-1-23 of this code, relating to the Real Estate Commission (application for waiver of initial licensing fees for certain individuals, 174 CSR 06), is authorized with the amendment set forth below:

On page 2, subdivision 2.7. by striking out "§30-1-22" and inserting in lieu thereof "§30-01-23".

15 (c) The legislative rule filed in the State Register on August 9, 2024, authorized under the
16 authority of §30-1-24 of this code, relating to the Real Estate Commission (consideration of prior
17 criminal convictions in initial license eligibility determination, 174 CSR 07), is authorized.

§64-9-17. Board of Respiratory Care.

1 (a) The legislative rule filed in the State Register on August 30, 2024, authorized under
2 the authority of §30-34-6 of this code, relating to the Board of Respiratory Care (criteria for
3 licensure, 30 CSR 01), is authorized with the amendments set forth below:
4 On page 1, by striking out all of subsection 2.4.;
5 On page 1, paragraph 3.1.2., by striking out the words "On or after July 1, 2022 holds"
6 and inserting in lieu thereof the word "Holds".;
7 On page 1, paragraph 3.1.3., by striking out the words "Prior to July 1, 2022 holds" and
8 inserting in lieu thereof the word "Holds".;
9 On page 2, subsection 3.3, by deleting the subsection in its entirety.;
10 On page 2, subsection 4.1, after the words "Respiratory therapists" by striking out the
11 words "licensed prior to July 1, 2022,".;
12 And,
13 On page 2, subsection 4.2, by striking out the subsection in its entirety.
14 (b) The legislative rule filed in the State Register on February 27, 2024, authorized under
15 the authority of §30-1-23 of this code, modified by the Board of Respiratory Care to meet the
16 objections of the Legislative Rule-Making Review Committee and refiled in the State Register on
17 September 9, 2024, relating to the Board of Respiratory Care (consideration of prior criminal
18 convictions in initial licensure determinations, 30 CSR 10), is authorized.
19 (c) The legislative rule filed in the State Register on January 26, 2024, authorized under
20 the authority of §30-1-26 of this code, modified by the Board of Respiratory Care to meet the
21 objections of the Legislative Rule-Making Review Committee and refiled in the State Register on

September 9, 2024, relating to the Board of Respiratory Care (telehealth practice requirements and definitions, 30 CSR 11), is authorized with the amendment set forth below:

On page 2, subdivision 5.2.4. by striking out the word "statue" and inserting in lieu thereof the word "statute";

And,

On page 3, after "§30-11-6." by inserting the words "Authorized Procedures.".

§64-9-18. Board of Sanitarians.

The legislative rule filed in the State Register on August 30, 2024, authorized under the authority of §30-17-6 of this code, modified by the Board of Sanitarians to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on November 18, 2024, relating to the Board of Sanitarians (the practice of public health sanitation, 20 CSR 04), is authorized.

§64-9-19. Board of Examiners for Speech-Language Pathology and Audiology.

The legislative rule filed in the State Register on July 22, 2024, authorized under the authority of §30-32-7 of this code, modified by the Board of Examiners for Speech-Language Pathology and Audiology to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on November 14, 2024, relating to the Board of Examiners for Speech-Language Pathology and Audiology (speech-language pathology and audiology assistants, 29 CSR 02), is authorized.

§64-9-20. State Conservation Committee.

The legislative rule filed in the State Register on October 30, 2023, authorized under the authority of §19-21A-4 of this code, relating to the State Conservation Committee (State Conservation Committee grant program, 63 CSR 03), is authorized.

§64-9-21. Hope Scholarship Board.

The legislative rule filed in the State Register on August 9, 2024, authorized under the authority of §18-31-9 of this code, modified by the Hope Scholarship Board to meet the objections

3 of the Legislative Rule-Making Review Committee and refiled in the State Register on November
4 20, 2024, relating to the Hope Scholarship Board (Hope Scholarship Program, 112 CSR 18), is
5 authorized.

The Clerk of the Senate and the Clerk of the House of Delegates hereby certify that the foregoing bill is correctly enrolled.

.....
Clerk of the Senate

.....
Clerk of the House of Delegates

FILED
2025 APR 29 P 4: 10
OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

Originated in the Senate.

In effect from passage.

.....
President of the Senate

.....
Speaker of the House of Delegates

The within is approved this the 29th

Day of April, 2025.

PATRICK MORRISEY
Governor

PRESENTED TO THE GOVERNOR

APR 9 2025

Time 9:40am