

WEST VIRGINIA LEGISLATURE

2026 REGULAR SESSION

ENROLLED

Committee Substitute

for

House Bill 4265

BY DELEGATE D. SMITH

[March 14, 2026; in effect from passage]

FILED

2026 APR - 1 P 10:43

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SECRETARY OF STATE

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1 AN ACT to amend and reenact §64-9-1 *et seq.* of the Code of West Virginia, 1931, as amended,
2 relating to authorizing certain miscellaneous agencies and boards to promulgate
3 legislative rules; authoring the rules as filed, as amended, and as modified by the
4 Legislative Rule-Making Review Committee, and as amended by the Legislature; directing
5 certain miscellaneous agencies and boards to repeal current legislative rules; authorizing
6 the Department of Agriculture to promulgate a legislative rule relating to registration forms
7 and tags for registration, taxation, and control of dogs; authorizing the Department of
8 Agriculture to promulgate a legislative rule relating to grades and standards for apples;
9 authorizing the Department of Agriculture to promulgate a legislative rule relating to public
10 markets; authorizing the Department of Agriculture to promulgate a legislative rule relating
11 to the licensing of livestock dealers; authorizing the Department of Agriculture to
12 promulgate a legislative rule relating to Grade A pasteurized milk; authorizing the
13 Department of Agriculture to promulgate a legislative rule relating to select plant-based
14 derivatives and select plant-based derivative products of hemp and kratom; authorizing
15 the Department of Agriculture to promulgate a legislative rule relating to agritourism;
16 authorizing the Department of Agriculture to promulgate a legislative rule relating to
17 exempted dairy farms and milk and milk products processing; authorizing the Board of
18 Architects to promulgate a legislative rule relating to registration of architects; authorizing
19 the Board of Architects to promulgate a legislative rule relating to fees for registration of
20 architects; authorizing the Attorney General to promulgate a legislative rule relating to the
21 establishment and qualification of third-party dispute mechanisms; authorizing the
22 Attorney General to promulgate a legislative rule relating to fair treatment of crime victims
23 and witnesses; authorizing the Attorney General to promulgate a legislative rule relating
24 to the prevention of unfair or deceptive acts or practices in home improvement
25 transactions; authorizing the Attorney General to promulgate a legislative rule relating to
26 the prevention of unfair or deceptive acts or practices in the sale of damaged goods or

27 damaged products; authorizing the Attorney General to promulgate a legislative rule
28 relating to administration of preneed burial contracts; authorizing the State Auditor to
29 promulgate a legislative rule relating to standards for requisitions for payment issued by
30 the state officers on the Auditor; authorizing the Board of Barbers and Cosmetologists to
31 promulgate a legislative rule relating to qualifications, training, examination, and
32 certification of instructors in barbering, hair styling, nail technology, aesthetics, waxing,
33 and cosmetology; authorizing the Board of Barbers and Cosmetologists to promulgate a
34 legislative rule relating to operational standards for schools of barbering, cosmetology,
35 hair styling, nail technology, and aesthetics; authorizing the Board of Barbers and
36 Cosmetologists to promulgate a legislative rule relating to barber apprenticeship;
37 authorizing the Board of Barbers and Cosmetologists to promulgate a legislative rule
38 relating to waxing specialists; authorizing the Contractor Licensing Board to promulgate a
39 legislative rule relating to West Virginia Contractor Licensing Act; authorizing the Board of
40 Examiners in Counseling to promulgate a legislative rule relating to licensing; authorizing
41 the Board of Examiners in Counseling to promulgate a legislative rule relating to licensed
42 professional counselor license renewal and continuing professional education
43 requirements; authorizing the Board of Examiners in Counseling to promulgate a
44 legislative rule relating to marriage and family therapist licensing; authorizing the Board of
45 Funeral Service Examiners to promulgate a legislative rule relating to funeral directors,
46 embalmers, apprentices, courtesy card holders, and funeral establishment requirements;
47 authorizing the Board of Landscape Architects to promulgate a legislative rule relating to
48 fees; authorizing the Board of Landscape Architects to promulgate a legislative rule
49 relating to application for waiver of initial licensing fees for certain individuals; authorizing
50 the Board of Medicine to promulgate a legislative rule relating to licensure, practice
51 requirements, disciplinary and complaint procedures, and continuing education for
52 physician assistants; authorizing the Board of Medicine to promulgate a legislative rule

53 relating to continuing education for physicians and podiatric physicians; authorizing the
54 Medical Imaging Technologists to promulgate a legislative rule relating to the Medical
55 Imaging and Radiation Therapy Technology Board of Examiners; authorizing the Medical
56 Imaging and Radiation Therapy Technology Board of Examiners to promulgate a
57 legislative rule relating to continuing education; authorizing the Medical Imaging and
58 Radiation Therapy Technology Board of Examiners to promulgate a legislative rule
59 relating to standards of ethics; authorizing the Municipal Pensions Oversight Board to
60 promulgate a legislative rule relating to exempt purchasing; authorizing the Board of
61 Occupational Therapy to promulgate a legislative rule relating to continuing education and
62 competence; authorizing the Board of Optometry to promulgate a legislative rule relating
63 to the Board of Optometry; authorizing the Board of Optometry to promulgate a legislative
64 rule relating to oral pharmaceutical certificates; authorizing the Board of Optometry to
65 promulgate a legislative rule relating to schedule of fees; authorizing the Board of
66 Optometry to promulgate a legislative rule relating to licensure by reciprocity; authorizing
67 the Board of Optometry to promulgate a legislative rule relating to continuing education;
68 authorizing the Board of Osteopathic Medicine to promulgate a legislative rule relating to
69 licensing procedures for osteopathic physicians; authorizing the Board of Osteopathic
70 Medicine to promulgate a legislative rule relating to osteopathic physician assistants;
71 authorizing the Board of Osteopathic Medicine to promulgate a legislative rule relating to
72 emergency temporary permits to practice during States of Emergency or States of
73 Preparedness; authorizing the Board of Pharmacy to promulgate a legislative rule relating
74 to licensure and practice of pharmacy; authorizing the Board of Pharmacy to promulgate
75 a legislative rule relating to mail-order and non-resident pharmacies; authorizing the Board
76 of Pharmacy to promulgate a legislative rule relating to registration of pharmacy
77 technicians; authorizing the Board of Pharmacy to promulgate a legislative rule relating to
78 pharmacist recovery networks; authorizing the Board of Pharmacy to promulgate a

79 legislative rule relating to immunizations administered by pharmacists, pharmacy interns,
80 and pharmacy technicians; authorizing the Board of Pharmacy to promulgate a legislative
81 rule relating to pharmacy permits; authorizing the Board of Pharmacy to promulgate a
82 legislative rule relating to pharmacists; authorizing the Board of Pharmacy to promulgate
83 a legislative rule relating to inspections; authorizing the Board of Physical Therapy to
84 promulgate a legislative rule relating to general provisions for physical therapists and
85 physical therapist assistants; authorizing the Board of Physical Therapy to promulgate a
86 legislative rule relating to general provisions for athletic trainers; authorizing the
87 Psychologists to promulgate a legislative rule relating to requirements for licensure as a
88 psychologist or a school psychologist; authorizing the Public Service Commission to
89 promulgate a legislative rule relating to the occupancy of customer-provided conduit;
90 authorizing the Real Estate Commission to promulgate a legislative rule relating to
91 licensing real estate brokers, associate brokers, and salespersons, and the conduct of
92 brokerage business; authorizing the Secretary of State to promulgate a legislative rule
93 relating to loan and grant programs under the Help America Vote Act for the purchase of
94 voting equipment, election systems, software, services, and upgrades; authorizing the
95 Senior Services to promulgate a legislative rule relating to shared table initiative for senior
96 citizens; and authorizing the Board of Social Work to promulgate a legislative rule relating
97 to the fee schedule.

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 June 23, 2025, authorized under the
2 authority of §19-20-6 of this code, modified by the Department of Agriculture to meet the

3 objections of the Legislative Rule-Making Review Committee and refiled in the State Register on
4 October 21, 2025, relating to the Department of Agriculture (registration forms and tags for
5 registration, taxation, and control of dogs, 61 CSR 01B), is authorized.

6 (b) The legislative rule filed in the State Register on June 24, 2025, authorized under the
7 authority of §19-5-1 of this code, modified by the Department of Agriculture to meet the objections
8 of the Legislative Rule-Making Review Committee and refiled in the State Register on August 18,
9 2025, relating to the Department of Agriculture (grades and standards for apples, 61 CSR 08), is
10 authorized.

11 (c) The legislative rule filed in the State Register on July 25, 2025, authorized under the
12 authority of §19-1-4 of this code, modified by the Department of Agriculture to meet the objections
13 of the Legislative Rule-Making Review Committee and refiled in the State Register on September
14 24, 2025, relating to the Department of Agriculture (public markets, 61 CSR 11), is authorized.

15 (d) The legislative rule filed in the State Register on June 23, 2025, authorized under the
16 authority of §19-10B-9 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 August 18, 2025, relating to the Department of Agriculture (licensing of livestock dealers, 61 CSR
19 11H), is authorized.

20 (e) The legislative rule filed in the State Register on July 8, 2025, authorized under the
21 authority of §19-11E-8 of this code, modified by the Department of Agriculture to meet the
22 objections of the Legislative Rule-Making Review Committee and refiled in the State Register on
23 September 24, 2025, relating to the Department of Agriculture (Grade A pasteurized milk, 61 CSR
24 15), is authorized.

25 (f) The legislative rule filed in the State Register on July 25, 2025, authorized under the
26 authority of §19-12E-7 of this code, modified by the Department of Agriculture to meet the
27 objections of the Legislative Rule-Making Review Committee and refiled in the State Register on
28 December 4, 2025, relating to the Department of Agriculture (select plant-based derivatives and

select plant-based derivative products of hemp and kratom, 61 CSR 30), is authorized with the following amendments:

On page 3, subsection 2.20. by striking out the words "2.0 percent and naturally derived" and inserting in lieu thereof the words "10 milligrams per dose";

On page 4, subsection 2.30. after the word "occurring" by inserting the word "and";

On page 11, subsection 8.13. by striking out the word "percentage" and inserting in lieu thereof the word " milligram";

And,

On page 14, paragraph 11.2.a.2., by striking out the words "2 percent and non-naturally occurring/synthetic products" and inserting in lieu thereof the words "10 milligrams per dose and non-naturally occurring and fully synthetic products.

(g) The legislative rule filed in the State Register on July 25, 2025, authorized under the authority of §19-36-1 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 September 24, 2025, relating to the Department of Agriculture (agritourism, 61 CSR 37), is authorized.

(h) The legislative rule filed in the State Register on March 6, 2025, authorized under the authority of §19-11E-8 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 August 20, 2025, relating to the Department of Agriculture (exempted dairy farms and milk and milk products processing, 61 CSR 40), is authorized.

§64-9-2. Board of Architects.

(a) The legislative rule filed in the State Register on July 25, 2025, 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 October 8, 2025, relating to the Board of Architects (registration of architects, 2 CSR 01), is authorized.

(b) The legislative rule filed in the State Register on July 24, 2025, authorized under the authority of §30-12-3 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 October 8, 2025, relating to the Board of Architects (fees for registration of architects, 2 CSR 03), is authorized.

§64-9-3. Attorney General.

(a) The legislative rule filed in the State Register on June 5, 1985, authorized under the authority of §46A-6A-8 of this code, relating to the Attorney General (the establishment and qualification of third-party dispute mechanisms, 142 CSR 03), is authorized with the amendment set forth below:

On page 1, by adding a new subsection 1.6. to read as follows:

"1.6. Sunset Provision – This rule shall terminate and have no further force or effect on August 1, 2036."

(b) The legislative rule filed in the State Register on June 12, 1985, authorized under the authority of §61-11A-6 of this code, relating to the Attorney General (fair treatment of crime victims and witnesses, 142 CSR 04), is authorized with the amendment set forth below:

On page 1, by adding a new subsection 1.5. to read as follows:

"1.5. Sunset Provision – This rule shall terminate and have no further force or effect on August 1, 2036."

(c) The legislative rule filed in the State Register on May 4, 1987, authorized under the authority of §46A-6-103 of this code, relating to the Attorney General (the prevention of unfair or deceptive acts or practices in home improvement transactions, 142 CSR 05), is authorized with the amendments set forth below:

On page 1, by adding a new subsection 1.10. to read as follows:

"1.10. Sunset Provision – This rule shall terminate and have no further force or effect on August 1, 2036."

(d) The legislative rule filed in the State Register on May 14, 1987, authorized under the authority of §46A-6-103 of this code, relating to the Attorney General (the prevention of unfair or deceptive acts or practices in the sale of damaged goods or damaged products, 142 CSR 06), is authorized with the amendments set forth below:

On page 1, by adding a new subsection 1.10. to read as follows:

"1.10. Sunset Provision – This rule shall terminate and have no further force or effect on August 1, 2036."

(e) The legislative rule filed in the State Register on May 27, 1988, authorized under the authority of §47-14-9 of this code, relating to the Attorney General (administration of preneed burial contracts, 142 CSR 08), is authorized with the amendments set forth below:

On page 1, by adding a new subsection 1.10. to read as follows:

"1.10. Sunset Provision – This rule shall terminate and have no further force or effect on August 1, 2036."

§64-9-4. State Auditor.

The legislative rule filed in the State Register on February 7, 2025, authorized under the authority of §12-3-10 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, 2025, relating to the State Auditor (standards for requisitions for payment issued by the state officers on the Auditor, 155 CSR 01), is authorized with the following amendment:

On page 8, by striking out the entirety of subsection 7.3.

§64-9-5. Board of Barbers and Cosmetologists.

(a) The legislative rule filed in the State Register on July 28, 2025, 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 September 19, 2025, relating to the Board of Barbers and Cosmetologists (qualifications,

5 training, examination, and certification of instructors in barbering, hair styling, nail technology,
6 aesthetics, waxing, and cosmetology, 3 CSR 02), is authorized with the amendments.

7 (b) The legislative rule filed in the State Register on July 28, 2025, authorized under the
8 authority of §30-27-6 of this code, modified by the Board of Barbers and Cosmetologists to meet
9 the objections of the Legislative Rule-Making Review Committee and refiled in the State Register
10 on September 19, 2025, relating to the Board of Barbers and Cosmetologists (operational
11 standards for schools of barbering, cosmetology, hair styling, nail technology, and aesthetics, 3
12 CSR 04), is authorized.

13 (c) The legislative rule filed in the State Register on July 28, 2025, authorized under the
14 authority of §30-27-6 of this code, modified by the Board of Barbers and Cosmetologists to meet
15 the objections of the Legislative Rule-Making Review Committee and refiled in the State Register
16 on September 23, 2025, relating to the Board of Barbers and Cosmetologists (barber
17 apprenticeship, 3 CSR 13), is authorized.

18 (d) The legislative rule filed in the State Register on July 28, 2025, authorized under the
19 authority of §30-27-6 of this code, relating to the Board of Barbers and Cosmetologists (waxing
20 specialists, 3 CSR 14), is authorized.

§64-9-6. Contractor Licensing Board.

1 The legislative rule filed in the State Register on July 25, 2025, authorized under the
2 authority of §30-42-5 of this code, relating to the Contractor Licensing Board (West Virginia
3 Contractor Licensing Act, 28 CSR 02), is authorized.

§64-9-7. Board of Examiners in Counseling.

1 (a) The legislative rule filed in the State Register on July 28, 2025, authorized under the
2 authority of §30-31-6 of this code, modified by the Board of Examiners in Counseling to meet the
3 objections of the Legislative Rule-Making Review Committee and refiled in the State Register on
4 October 21, 2025, relating to the Board of Examiners in Counseling (licensing, 27 CSR 01), is
5 authorized with the following amendment:

On page 3, subsection 5.1., after the word "Board." By adding the following:

"Provided, That an individual covered by W. Va. Code §30-1-27 shall be subject only to the requirements for licensure found in W. Va. Code §30-1-27."

(b) The legislative rule filed in the State Register on July 28, 2025, authorized under the authority of §30-31-6 of this code, modified by the Board of Examiners in Counseling to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 21, 2025, relating to the Board of Examiners in Counseling (licensed professional counselor license renewal and continuing professional education requirements, 27 CSR 03), is authorized.

(c) The legislative rule filed in the State Register on July 28, 2025, authorized under the authority of §30-31-6 of this code, modified by the Board of Examiners in Counseling to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 21, 2025, relating to the Board of Examiners in Counseling (marriage and family therapist licensing, 27 CSR 08), is authorized with the following amendment:

On page 3, subsection 5.1., after the word "Board." by adding the following:

"Provided, That an individual covered by W. Va. Code §30-1-27 shall be subject only to the requirements for licensure found in W. Va. Code §30-1-27."

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

The legislative rule filed in the State Register on July 25, 2025, authorized under the authority of §30-6-6 of this code, modified by the Board of Funeral Service Examiners to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on September 10, 2025, relating to the Board of Funeral Service Examiners (funeral directors, embalmers, apprentices, courtesy card holders, and funeral establishment requirements, 6 CSR 01), is authorized.

§64-9-10. Board of Landscape Architects.

1 (a) The legislative rule filed in the State Register on July 25, 2025, authorized under the
2 authority of §30-22-7 of this code, relating to the Board of Landscape Architects (fees, 9 CSR 03),
3 is authorized.

4 (b) The legislative rule filed in the State Register on July 25, 2025, authorized under the
5 authority of §30-1-23 of this code, relating to the Board of Landscape Architects (application for
6 waiver of initial licensing fees for certain individuals, 9 CSR 04), is authorized.

§64-9-11. Board of Medicine.

1 (a) The legislative rule filed in the State Register on July 25, 2025, authorized under the
2 authority of §30-3E-3 of this code, relating to the Board of Medicine (licensure, practice
3 requirements, disciplinary and complaint procedures, continuing education, physician assistants,
4 11 CSR 01B), is authorized.

5 (b) The legislative rule filed in the State Register on July 25, 2025, authorized under the
6 authority of §30-3-7 of this code, relating to the Board of Medicine (continuing education for
7 physicians and podiatric physicians, 11 CSR 06), is authorized.

§64-9-12. Medical Imaging and Radiation Therapy Technology Board of Examiners.

1 (a) The legislative rule filed in the State Register on June 3, 2025, authorized under the
2 authority of §30-23-7 of this code, modified by the Medical Imaging Technologists to meet the
3 objections of the Legislative Rule-Making Review Committee and refiled in the State Register on
4 August 13, 2025, relating to the Medical Imaging Technologists (Medical Imaging and Radiation
5 Therapy Technology Board of Examiners, 18 CSR 01), is authorized.

6 (b) The legislative rule filed in the State Register on June 3, 2025, authorized under the
7 authority of §30-23-7 of this code, relating to the Medical Imaging and Radiation Therapy
8 Technology Board of Examiners (continuing education, 18 CSR 02), is authorized.

9 (c) The legislative rule filed in the State Register on July 16, 2025, authorized under the
10 authority of §30-23-7 of this code, modified by the Medical Imaging and Radiation Therapy

Technology Board of Examiners to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on August 13, 2025, relating to the Medical Imaging and Radiation Therapy Technology Board of Examiners (standards of ethics, 18 CSR 05), is authorized.

§64-9-13. Municipal Pensions Oversight Board.

The legislative rule filed in the State Register on October 9, 2024, authorized under the authority of §8-22-18a of this code, relating to the Municipal Pensions Oversight Board (exempt purchasing, 211 CSR 02), is authorized.

§64-9-14. Board of Occupational Therapy.

The legislative rule filed in the State Register on June 3, 2025, authorized under the authority of §30-28-7 of this code, relating to the Board of Occupational Therapy (continuing education and competence, 13 CSR 04), is authorized.

§64-9-15. Board of Optometry.

(a) The legislative rule filed in the State Register on July 23, 2025, authorized under the authority of §30-8-6 of this code, modified by the Board of Optometry to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on September 18, 2025, relating to the Board of Optometry (the Board of Optometry, 14 CSR 01), is authorized.

(b) The legislative rule filed in the State Register on July 23, 2025, authorized under the authority of §30-8-6 of this code, modified by the Board of Optometry to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on September 18, 2025, relating to the Board of Optometry (oral pharmaceutical certificate, 14 CSR 02), is authorized.

(c) The legislative rule filed in the State Register on July 23, 2025, authorized under the authority of §30-8-6 of this code, modified by the Board of Optometry to meet the objections of

the Legislative Rule-Making Review Committee and refiled in the State Register on September 18, 2025, relating to the Board of Optometry (schedule of fees, 14 CSR 05), is authorized.

(d) The legislative rule effective August 15, 2011, authorized under the authority of §30-8-1 of this code, relating to the Board of Optometry (interview evaluation, 14 CSR 06), is repealed.

(e) The legislative rule filed in the State Register on July 23, 2025, authorized under the authority of §30-8-6 of this code, modified by the Board of Optometry to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on September 18, 2025, relating to the Board of Optometry (licensure by reciprocity, 14 CSR 08), is authorized.

(f) The legislative rule filed in the State Register on July 23, 2025, authorized under the authority of §30-8-6 of this code, modified by the Board of Optometry to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on September 18, 2025, relating to the Board of Optometry (continuing education, 14 CSR 10), is authorized.

§64-9-16. Board of Osteopathic Medicine.

(a) The legislative rule filed in the State Register on July 28, 2025, authorized under the authority of §30-14-14 of this code, modified by the Board of Osteopathic Medicine to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on December 9, 2025, relating to the Board of Osteopathic Medicine (licensing procedures for osteopathic physicians, 24 CSR 01), is authorized.

(b) The legislative rule filed in the State Register on July 28, 2025, authorized under the authority of §30-14-14 of this code, modified by the Board of Osteopathic Medicine to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on December 9, 2025, relating to the Board of Osteopathic Medicine (osteopathic physician assistants, 24 CSR 02), is authorized.

(c) The legislative rule filed in the State Register on March 27, 2025, authorized under the authority of §30-14-14 of this code, relating to the Board of Osteopathic Medicine (emergency

11 Technology Board of Examiners to meet the objections of the Legislative Rule-Making Review
12 Committee and refiled in the State Register on August 13, 2025, relating to the Medical Imaging
13 and Radiation Therapy Technology Board of Examiners (standards of ethics, 18 CSR 05), is
14 authorized.

§64-9-13. Municipal Pensions Oversight Board.

1 The legislative rule filed in the State Register on October 9, 2024, authorized under the
2 authority of §8-22-18a of this code, relating to the Municipal Pensions Oversight Board (exempt
3 purchasing, 211 CSR 02), is authorized.

§64-9-14. Board of Occupational Therapy.

1 The legislative rule filed in the State Register on June 3, 2025, authorized under the
2 authority of §30-28-7 of this code, relating to the Board of Occupational Therapy (continuing
3 education and competence, 13 CSR 04), is authorized.

§64-9-15. Board of Optometry.

1 (a) The legislative rule filed in the State Register on July 23, 2025, authorized under the
2 authority of §30-8-6 of this code, modified by the Board of Optometry to meet the objections of
3 the Legislative Rule-Making Review Committee and refiled in the State Register on September
4 18, 2025, relating to the Board of Optometry (the Board of Optometry, 14 CSR 01), is authorized.

5 (b) The legislative rule filed in the State Register on July 23, 2025, authorized under the
6 authority of §30-8-6 of this code, modified by the Board of Optometry to meet the objections of
7 the Legislative Rule-Making Review Committee and refiled in the State Register on September
8 18, 2025, relating to the Board of Optometry (oral pharmaceutical certificate, 14 CSR 02), is
9 authorized.

10 (c) The legislative rule filed in the State Register on July 23, 2025, authorized under the
11 authority of §30-8-6 of this code, modified by the Board of Optometry to meet the objections of

the Legislative Rule-Making Review Committee and refiled in the State Register on September 18, 2025, relating to the Board of Optometry (schedule of fees, 14 CSR 05), is authorized.

(d) The legislative rule effective August 15, 2011, authorized under the authority of §30-8-1 of this code, relating to the Board of Optometry (interview evaluation, 14 CSR 06), is repealed.

(e) The legislative rule filed in the State Register on July 23, 2025, authorized under the authority of §30-8-6 of this code, modified by the Board of Optometry to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on September 18, 2025, relating to the Board of Optometry (licensure by reciprocity, 14 CSR 08), is authorized.

(f) The legislative rule filed in the State Register on July 23, 2025, authorized under the authority of §30-8-6 of this code, modified by the Board of Optometry to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on September 18, 2025, relating to the Board of Optometry (continuing education, 14 CSR 10), is authorized.

§64-9-16. Board of Osteopathic Medicine.

(a) The legislative rule filed in the State Register on July 28, 2025, authorized under the authority of §30-14-14 of this code, modified by the Board of Osteopathic Medicine to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on December 9, 2025, relating to the Board of Osteopathic Medicine (licensing procedures for osteopathic physicians, 24 CSR 01), is authorized.

(b) The legislative rule filed in the State Register on July 28, 2025, authorized under the authority of §30-14-14 of this code, modified by the Board of Osteopathic Medicine to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on December 9, 2025, relating to the Board of Osteopathic Medicine (osteopathic physician assistants, 24 CSR 02), is authorized.

(c) The legislative rule filed in the State Register on March 27, 2025, authorized under the authority of §30-14-14 of this code, relating to the Board of Osteopathic Medicine (emergency

temporary permits to practice during States of Emergency or States of Preparedness, 24 CSR 09), is authorized.

§64-9-17. Board of Pharmacy.

(a) The legislative rule filed in the State Register on July 24, 2025, authorized under the authority of §30-5-7 of this code, modified by the Board of Pharmacy to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 22, 2025, relating to the Board of Pharmacy (licensure and practice of pharmacy, 15 CSR 01), is authorized.

(b) The legislative rule filed in the State Register on July 24, 2025, authorized under the authority of §30-5-7 of this code, modified by the Board of Pharmacy to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 22, 2025, relating to the Board of Pharmacy (mail-order and non-resident pharmacies, 15 CSR 06), is authorized.

(c) The legislative rule filed in the State Register on July 24, 2025, authorized under the authority of §30-5-11a of this code, modified by the Board of Pharmacy to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 22, 2025, relating to the Board of Pharmacy (registration of pharmacy technicians, 15 CSR 07), is authorized.

(d) The legislative rule filed in the State Register on July 24, 2025, authorized under the authority of §30-5-7 of this code, modified by the Board of Pharmacy to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 22, 2025, relating to the Board of Pharmacy (pharmacist recovery networks, 15 CSR 10), is authorized.

(e) The legislative rule filed in the State Register on July 24, 2025, authorized under the authority of §30-5-7 of this code, modified by the Board of Pharmacy to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 22, 2025,

relating to the Board of Pharmacy (immunizations administered by pharmacists, pharmacy interns, and pharmacy technicians, 15 CSR 12), is authorized.

(f) The legislative rule filed in the State Register on July 24, 2025, authorized under the authority of §30-5-7 of this code, modified by the Board of Pharmacy to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 22, 2025, relating to the Board of Pharmacy (pharmacy permits, 15 CSR 15), is authorized.

(g) The legislative rule filed in the State Register on July 24, 2025, authorized under the authority of §30-5-7 of this code, modified by the Board of Pharmacy to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 22, 2025, relating to the Board of Pharmacy (pharmacists, 15 CSR 16), is authorized.

(h) The legislative rule filed in the State Register on July 24, 2025, authorized under the authority of §30-5-7 of this code, modified by the Board of Pharmacy to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 22, 2025, relating to the Board of Pharmacy (inspections, 15 CSR 19), is authorized.

§64-9-18. Board of Physical Therapy.

(a) The legislative rule filed in the State Register on July 24, 2025, authorized under the authority of §30-20-6 of this code, modified by the Board of Physical Therapy to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 21, 2025, relating to the Board of Physical Therapy (general provisions for physical therapist and physical therapist assistant, 16 CSR 01), is authorized.

(b) The legislative rule filed in the State Register on July 24, 2025, authorized under the authority of §30-20A-2 of this code, modified by the Board of Physical Therapy to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 21, 2025, relating to the Board of Physical Therapy (general provisions for athletic trainers, 16 CSR 05), is authorized.

§64-9-19. Psychologists.

1 The legislative rule filed in the State Register on August 18, 2025, authorized under the
2 authority of §30-21-6 of this code, modified by the Psychologists to meet the objections of the
3 Legislative Rule-Making Review Committee and refiled in the State Register on December 19,
4 2025, relating to the Psychologists (requirements for licensure as a psychologist or a school
5 psychologist, 17 CSR 03), is authorized.

§64-9-20. Public Service Commission.

1 The legislative rule filed in the State Register on March 12, 2025, authorized under the
2 authority of §24-2E-3 of this code, relating to the Public Service Commission (the occupancy of
3 customer-provided conduit, 150 CSR 37), is authorized.

§64-9-21. Real Estate Commission.

1 The legislative rule filed in the State Register on July 31, 2025, authorized under the
2 authority of §30-40-8 of this code, modified by the Real Estate Commission to meet the objections
3 of the Legislative Rule-Making Review Committee and refiled in the State Register on September
4 18, 2025, relating to the Real Estate Commission (licensing real estate brokers, associate
5 brokers, and salespersons, and the conduct of brokerage business, 174 CSR 01), is authorized
6 with the following amendment:

7 On page 13, by striking out the entirety of subsection 16.4.

§64-9-22. Secretary of State.

1 The legislative rule filed in the State Register on June 24, 2025, authorized under the
2 authority of §3-1-48 of this code, relating to the Secretary of State (loan and grant programs under
3 the Help America Vote Act for the purchase of voting equipment, election systems, software,
4 services, and upgrades, 153 CSR 10), is authorized.

§64-9-23. Senior Services.

Enr CS for HB 4265

1 The legislative rule filed in the State Register on July 21, 2025, authorized under the
2 authority of §16-5S-9a of this code, relating to the Senior Services (shared table initiative for
3 senior citizens, 76 CSR 06), is authorized.

§64-9-24. Board of Social Work.

1 The legislative rule filed in the State Register on July 25, 2025, authorized under the
2 authority of §30-30-6 of this code, relating to the Board of Social Work (fee schedule, 25 CSR
3 03), is authorized.

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



Clerk of the House of Delegates



Clerk of the Senate

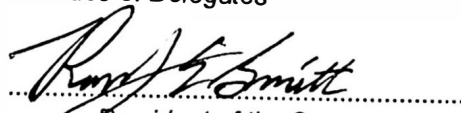
Originated in the House of Delegates.

In effect from passage.

2026 APR - 1 P 10:43
OFFICE OF THE SECRETARY OF STATE

FILED


Speaker of the House of Delegates


President of the Senate

The within is approved this the 1st
Day of April, 2026.


Governor