November 14, 2011

5:00 p.m. to 7:00 p.m.

<u>Legislative Rule-Making</u> <u>Review Committee</u> <u>(Code §29A-3-10</u>)

Earl Ray Tomblin	Richard Thompson				
ex officio nonvoting member	ex officio nonvoting member				

Senate

House

Minard, Chair Snyder, Vice Chair	Absent	Brown, Chair Poling, Vice Chair	
Laird, IV		Fleischauer	
Unger	Absent	Talbott	Absent
Boley		Overington	
Facemyer	Absent	Sobonya	

The meeting was called to order by Delegate Brown, Chair.

Delegate Brown moved that the minutes of the October 11 & 12, 2011, meeting be approved. The motion was adopted.

Charles Roskovensky, Associate Counsel, explained his abstract on the rule proposed by the WV Board of Professional Surveyors, Examination and Licensing of Professional Surveyors in West Virginia, 23CSR1, stated that the Board has agreed to technical modifications and responded to questions from the Committee.

Senator Minard moved that the proposed rule be approved as modified. The motion was adopted.

Debra Graham, Chief Counsel, reviewed her abstract on the rule proposed by the WV Division of Human Services, Family Child Care Facility Licensing Requirements, 78CSR18, and stated that the Division has agreed to technical modifications.

Diedre Craythorne with the Division responded to questions from the Committee.

Senator Minard moved that the proposed rule be approved as modified. The motion was adopted.

Miss Graham explained her abstract on the rule proposed by the WV Division of Human Services, Family Child Care Home Registration Requirements, 78CSR19, and stated that the Division has agreed to technical modifications.

Senator Minard moved that the proposed rule be approved as modified. The motion was adopted.

Miss Graham explained her abstract on the rule proposed by the WV Division of Human Services, Child Care Quality Rating and Improvement System, 78CSR22, stated that the Division has agreed to technical modifications and responded to questions from the Committee.

John Law, Deputy Secretary for DHHR, responded to questions from the Committee.

Melanie Clark, Interim Director for Early Care, responded to questions from the Committee.

Senator Minard moved that the proposed rule be approved as modified. The motion was adopted.

Mr. Roskovensky reviewed his abstract on the rule proposed by the WV Massage Therapy Board, Schedule of Fees, 194CSR4, and responded to questions from the Committee.

Linda Lyter, Executive Director for the Board, responded to questions from the Committee.

Senator Minard moved that the proposed rule be approved. The motion was adopted.

Mr. Roskovensky explained his abstract on the rule proposed by the WV Commission for the Deaf and Hard of Hearing, Fees for Qualified Interpreters, 192CSR1.

Senator Minard moved that the proposed rule be approved. The motion was adopted.

Mr. Roskovensky reviewed his abstract on the rule proposed by the **WV Commission for the Deaf and Hard of Hearing**, Establishment of Required Qualifications and Ethical Standards for Interpreters and Transliterators, **192CSR3**, and stated that the Commission has agreed to technical modifications.

Senator Minard moved that the proposed rule be approved as modified. The motion was adopted.

Mr. Roskovensky explained his abstract on the rule proposed by the WV Board of Registered Foresters, Certification of Registered Foresters, 200CSR1, and stated that the Commission has agreed to technical modifications.

Senator Minard moved that the proposed rule be approved as modified. The motion was adopted.

Mr. Roskovensky explained his abstract on the rule proposed by the WV Board of Registered Foresters, Schedule of Fees, 200CSR4, and stated that the Commission has agreed to technical modifications. Senator Minard moved that the proposed rule be approved as modified. The motion was adopted.

Mr. Roskovensky explained his abstract on the rule proposed by the WV Board of Registered Foresters, Code of Ethics, 200CSR5, and stated that the Commission has agreed to technical modifications.

Senator Minard moved that the proposed rule be approved as modified. The motion was adopted.

Rita Pauley, Associate Counsel, reviewed her abstract on the rule proposed by the WV Alcohol Beverage Control Commission, *Licensed Retailer Operations*, 175CSR1, and stated that the Commission has agreed to technical modifications.

Timothy Murphy, Insurance Commissioner, responded to questions from the Committee.

Senator Minard moved that the proposed rule be approved as modified. The motion was adopted.

Mrs. Pauley explained her abstract on the rule proposed by the WV Alcohol Beverage Control Commission, Licensing of Retail Outlets, 175CSR5, and responded to questions from the Committee.

Senator Minard moved that the proposed rule be approved. The motion was adopted.

Jay Lazell, Associate Counsel, reviewed his abstract on the rule proposed by the **Division of Water and Waste Management - DEP**, Solid **Waste Management Rule**, **33CSR1**.

Senator Minard moved that the proposed rule be approved. The motion was adopted.

Mr. Lazell explained his abstract on the rule proposed by the Division of Water and Waste Management - DEP, Hazardous Waste Management System, 33CSR20.

Senator Minard moved that the proposed rule be approved. The motion was adopted.

Brian Skinner, Associate Counsel, reviewed his abstract on the rule proposed by the **WV Division of Personnel**, Administrative Rule of the West Virginia Division of Personnel, **143CSR1**, stated that the Commission has agreed to technical modifications and responded to questions from the Committee.

Joe Thomas, Assistant Director for the Division, responded to questions from the Committee.

Senator Minard moved that the proposed rule be approved as modified. The motion was adopted.

Mr. Skinner explained his abstract on the rule proposed by the **WV Division of Personnel**, Workers' Compensation Temporary Total Disability, **143CSR3**, and stated that the Commission has agreed to technical modifications.

Delegate Poling moved that the proposed rule be approved as modified. The motion was adopted.

Mr. Skinner reviewed his abstract on the rule proposed by the **Office of Miners' Health Safety and Training**, Rules and Regulations Governing the Application Process for the West Virginia Innovative Mine Safety Technology Tax Credit Act, **56CSR14**, and stated that the Commission has agreed to technical modifications.

Delegate Poling moved that the proposed rule be approved as modified. The motion was adopted.

Delegate Fleischauer moved to adjourn the meeting. The motion was adopted.

NOVEMBER INTERIM ATTENDANCE Legislative Interim Meetings November 14, 15 and 16, 2011

Monday, November 14, 2011

5:00 pm - 7:00 pm

Legislative Rule-Making Review Committee

Jeffrey V. Kessler, ex officio nonvoting member

Thompson, ex officio nonvoting member

Senate Minard, Chair Snyder, Vice Chair Laird Unger Boley Facemyer

/	
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/	

House Brown, Chair Poling, D., Vice Chair Fleischauer Talbott Overington Sobonya

I certify that the attendance as noted above is correct. Staff Person

Debra Graham

Please return to Brenda in Room 132-E or Fax to 347-4819 ASAP, due to payroll deadline.

- 1. Approval of Minutes Meetings of October 11 & 12, 2011
- 2. Review of Legislative Rules:
 - a. Professional Surveyors, WV Board of
 Examination and Licensing of Professional Surveyors in West
 Virginia
 23CSR1
 - Lay Over
 - b. Human Services, WV Division of Child Care Centers Licensing 78CSR1
 - Lay Over
 - c. Human Services, WV Division of Family Child Care Facility Licensing Requirements 78CSR18
 - Lay Over
 - d. Human Services, WV Division of Family Child Care Home Registration Requirements 78CSR19
 - Lay Over
 - e. Human Services, WV Division of Child Care Quality Rating and Improvement System 78CSR22
 - f. Massage Therapy Board, WV Schedule of Fees 194CSR4
 - g. Deaf and Hard of Hearing, West Virginia Commission for the Fees for Qualified Interpreters 192CSR1
 - h. Deaf and Hard of Hearing, West Virginia Commission for the Establishment of Required Qualifications and Ethical Standards for Interpreters and Transliterators 192CSR3

- i. Foresters, WV Board of Registered Certification of Registered Foresters 200CSR1
- j. Foresters, WV Board of Registered Schedule of Fees 200CSR4
- k. Foresters, WV Board of Registered Code of Ethics 200CSR5
- 1. Development Office, WV Brownfield Economic Development Districts 145CSR11
- m. Development Office, WV Use of Coalbed Methane Severance Tax Proceeds 145CSR13
- n. Alcohol Beverage Control Commission, WV Licensed Retailer Operations 175CSR1
- o. Alcohol Beverage Control Commission, WV Licensing of Retail Outlets 175CSR5
- p. Water and Waste Management, Division of DEP Solid Waste Management Rule 33CSR1
- q. Water and Waste Management, Division of DEP
 Hazardous Waste Management System
 33CSR20
- r. **Personnel, WV Division of** Administrative Rule of the West Virginia Division of Personnel 143CSR1
- s. **Personnel, WV Division of** Workers' Compensation Temporary Total Disability 143CSR3
- t. Office of Miners' Health Safety and Training Rules and Regulations Governing the Application Process for the West Virginia Innovative Mine Safety Technology Tax Credit Act 56CSR14
- 3. Other Business

- i. Foresters, WV Board of Registered Certification of Registered Foresters 200CSR1
- j. Foresters, WV Board of Registered Schedule of Fees 200CSR4
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 - Approve

- g. Deaf and Hard of Hearing, West Virginia Commission for the Fees for Qualified Interpreters 192CSR1
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 - Approve as Modified
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 - Approve as Modified
- Alcohol Beverage Control Commission, WV Licensing of Retail Outlets 175CSR5
 - Approve

- p. Water and Waste Management, Division of DEP Solid Waste Management Rule 33CSR1
 - Approve
- q. Water and Waste Management, Division of DEP Hazardous Waste Management System 33CSR20
 - Approve
- r. Personnel, WV Division of Administrative Rule of the West Virginia Division of Personnel 143CSR1
 - Approve as Modified
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 - Approve as Modified
- 3. Other Business

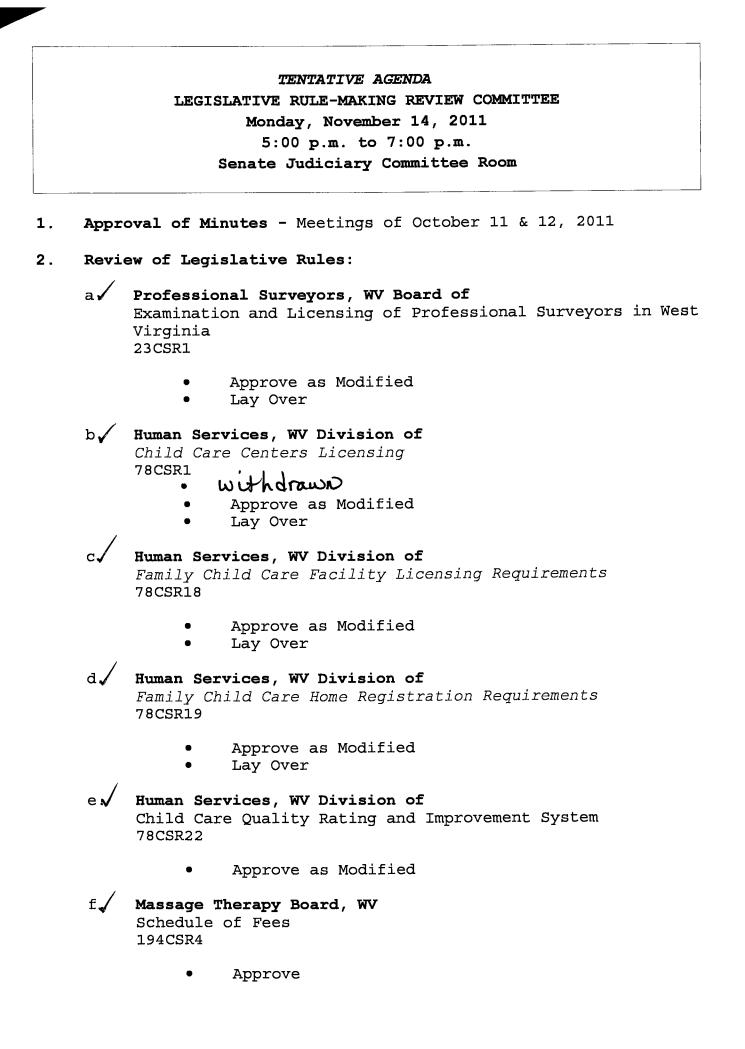
	Legi	CR INTERIM ATTENDANCE slative Interim Meetings ember 14, 15 & 16, 2011
	Monday, November 14, 2011 5:00 p.m 7:00 p.m.	Legislative Rule-Making Review Committee
	Earl Ray Tomblin, ex officio nonvoting member	Richard Thompson, ex officio nonvoting member
	Senate	House
Ao one topone	Minard, Chair✓Snyder, Vice ChairLaird IV✓UngerBoleyFacemyer	Talbott
•	Brown called me Brown moved mi	nutes - Approved
•	Surveyors 23CSR Charlie explaine Minard moved Approved	l' l'é responded to ?á ab modified
· · · · · · · · · · · · · · · · · · ·	Human Services Debra explaine. John tow Diedre (Minard moved Approved	raythorne responded to ?'s

Human Services 7808R19 Debra explained Minard moved as modified Hpproned · Human Services 18CSR22 Debra explained & responded to ?' John Law, Deputy Sec of DHHR, responded to ? & Melanie Clark, Interim Director for Early Care, responded to To Minard moved as modified Approved · Massage Therapy 19408R4 Charlie explained & responded to ?s Kinda Lyter, Ex. Director, responded to ?'s Minard moved rule Approved · Deaf 192(SR1 Charlie explained Marind Sanders, Ex. Dilector, responded to ?: Minand moved rul Hpproved

Deaf 1920SR3 Charlie explained Minard moried as Modified Approved 2 · Foresters 200CSRI Charlie explained Minard moved as modified Approved Foresters 200CSR4 Charlie explained Minard moved as modified Approved Foresters 200CSR5 Charlie explained Minard moved as modified Approved ABCC 175CSR Rita explained Minard mored as modified Approved

ABCC 17505R5 Rita explained : responded to ?'s Minard moved rule Hpproved · Water & Waste 33CSRI Jay explained minard mored rule Apprould · Water & Waste 330SR20 Jay explained minard mored rule Approved Personnel 143CSRI Brian explained & responded to ?'s Menard moved rule as modified Approved Sara Walker Joen Thomas, Asst. Dir. BPersonnel, responded to ? At Senators to floor Session

14308R3 Personne Brian explained Poling moried as modifies Approves Miners' Health 560SR14 Brian explained Poling moved as modified Approve Hischer moved to adjourn



g **J** Deaf and Hard of Hearing, West Virginia Commission for the Fees for Qualified Interpreters 192CSR1

- Approve
- h **d** Deaf and Hard of Hearing, West Virginia Commission for the Establishment of Required Qualifications and Ethical Standards for Interpreters and Transliterators 192CSR3
 - Approve as Modified
- i ✓ Foresters, WV Board of Registered Certification of Registered Foresters 200CSR1
 - Approve as Modified
- j **Foresters, WV Board of Registered** Schedule of Fees 200CSR4
 - Approve as Modified

✓ Foresters, WV Board of Registered Code of Ethics 200CSR5

• Approve as Modified

Å Development Office, WV Brownfield Economic Development Districts 145CSR11

- · removed
 - Approve as Modified

Development Office, WV Use of Coalbed Methane Severance Tax Proceeds 145CSR13

• Approve as Modified

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n Alcohol Beverage Control Commission, WV
Licensed Retailer Operations
175CSR1
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• Approve as Modified

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Alcohol Beverage Control Commission, WV
Licensing of Retail Outlets
175CSR5
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• Approve

Water and Waste Management, Division of - DEP p. Solid Waste Management Rule 33CSR1 Approve • q√ Water and Waste Management, Division of - DEP Hazardous Waste Management System 33CSR20 Approve • r 🖌 Personnel, WV Division of Administrative Rule of the West Virginia Division of Personnel 143CSR1 Approve as Modified • Personnel, WV Division of Workers' Compensation Temporary Total Disability 143CSR3 Approve as Modified • t / Office of Miners' Health Safety and Training Rules and Regulations Governing the Application Process for the West Virginia Innovative Mine Safety Technology Tax Credit Act 56CSR14 Approve as Modified •

3. Other Business

- 1. Approval of Minutes Meetings of October 11 & 12, 2011
- 2. Review of Legislative Rules:

Approved a.

Professional Surveyors, WV Board of Examination and Licensing of Professional Surveyors in West Virginia 23CSR1

Minad

- Approve as Modified
- Lay Over

with drawn X

Human Services, WV Division of Child Care Centers Licensing 78CSR1

- Approve as Modified
- Lay Over

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Human Services, WV Division of Family Child Care Facility Licensing Requirements 78CSR18

- Approve as Modified
- Lay Over

Approved App

Human Services, WV Division of Family Child Care Home Registration Requirements 78CSR19

- Approve as Modified
- Lay Over

Human Services, WV Division of Child Care Quality Rating and Improvement System 78CSR22

• Approve as Modified

Massage Therapy Board, WV Schedule of Fees 194CSR4

• Approve

Deaf and Hard of Hearing, West Virginia Commission for the Fees for Qualified Interpreters 192CSR1

Required Qualifications

and

Ethical

Deaf and Hard of Hearing, West Virginia Commission for the Establishment of Standards for Interpreters and Transliterators

Approve as Modified

Approve

Foresters, WV Board of Registered Certification of Registered Foresters 200CSR1

Approve as Modified

Foresters, WV Board of Registered Schedule of Fees 200CSR4

192CSR3

Approve as Modified

Foresters, WV Board of Registered Code of Ethics 200CSR5

Approve as Modified

Development Office, WV Brownfield Economic Development Districts 145CSR11

Approve as Modified

Development Office, WV Use of Coalbed Methane Severance Tax Proceeds 145CSR13

Approve as Modified

Alcohol Beverage Control Commission, WV Licensed Retailer Operations 175CSR1



Approve as Modified

Alcohol Beverage Control Commission, WV Licensing of Retail Outlets 175CSR5

Approve



Water and Waste Management, Division of - DEP Solid Waste Management Rule 33CSR1

Approve

Water and Waste Management, Division of - DEP Hazardous Waste Management System 33CSR20

• Approve

Personnel, WV Division of Administrative Rule of the West Virginia Division of Personnel 143CSR1

• Approve as Modified

Approved it

Personnel, WV Division of
Workers' Compensation Temporary Total Disability
143CSR3

Approve as Modified

• Approve as Modifie

Office of Miners' Health Safety and Training Rules and Regulations Governing the Application Process for the West Virginia Innovative Mine Safety Technology Tax Credit Act 56CSR14

- Approve as Modified
- 3. Other Business

EXPENDITURE SCHEDULE ACCOUNT SUMMARY Fiscal Year 2010

Spending Unit	WV MASSAGE THERAPY LIC. BD.
Address	179 Summers ST. SUITE 711
, 	CHARLESTON, WV 25301

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	Da	Page No. te Amended		<u> </u>
		Amend No.	·	
WVFIMS Acco General Reven			Je	
Fund 8671				0938
Federal Funds Fund	FY		Ora	

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To: Director of the Budget State Budget Office

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I herewith submit for your approval the plan of expenditure from the items of Appropriation as detailed below.

Quarterly Allotments Requested (TO NEAREST DOLLAR)							
Appropriation Title	Activity	1st Quarter Request	2nd	Quarter equest	3rd Quarter Request	4th Quarter Request	Total Appropriated
Personal Services	001						
Annual Increment	004						
Employee Benefits	010						
Unclassified - Total	096	38578	29	000	29000	29000	125578
Unclassified	099						
BRIM Premium	913						
Other Appropriated Items:							
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Total Appropriated General/Speci	al						125,57
% of Total Appropriation	<u></u>	#DIV/		#DIV/0) #DIV/0	#DIV/0) + + + + + + + + + + + + + + + + + + +
Total Federal Funds or Federal Block Grants			isbursen om ES-2				
Total Summary of Other Special		Total Di	isburser	ments	-		
Revenue Accounts			om ES-2	2			12557
Total All Funds							1000
Department/ Bureau of					State Budge	t Office Use Only	i
Division of /	1		_		-1	K,	
this Is the	to	1/1/19	7	Approved E	3y	Director of the Bu	
Division Admin	nistrator	pate	- 1			State Budget O	ffice
]	Date App	roved	JUN 1 6 200	19

Date

Approved Cabinet Secretary/Commissioner (Governing Body)

Form ES-1

9

SUMMARY OF RECEIPTS AND DISBURSEMENTS Fiscal Year 2010

Appropriated Spec		isted in Budget / et Act)) AGE HER	Act) Apy Lice	USSIONS		-				mendment Date			
-		Estimated Balance		E	STIMATED RECEIP				ESTIN	ATED DISBURSEN			Estimated Baiance
Account Name	WVFIMS No. (Fund-Org-Act-Src)	06/30/2009	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	TOTAL	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	TOTAL	06/30/2010
WYMTLB	8671-0938-096	. 123 000	20000	20000	30000	30000	100000	38578	29000	29000	29000	125578	97422
OPER, FUND	8011-0133-014	<u>, 120,000</u>		00000									
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		123000	20000	20000	30000	30000	100000	38578	29000	29000	29000	125578	97422

Form ES-2

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ESTIMATE OF REVENUE BY REVEN Fiscal Year 2010	UE SOURCE	,
Appropriated Federal Funds Accounts (Listed in Budget Act)	Page No.	3
Appropriated Special Revenue Accounts (Listed in Budget Act)		
Appropriated Lottery Funds (Listed in Budget Act)	Amendment No.	
Federal Block Grants (Listed in Budget Act)		
Other Federal Funds		
Other Special Revenue Accounts		
Spending Unit: WV MASSAGE THERAPY Lic. BD. Department/ Bureau of: Misc. BOARDS AND COMMISSIONS	Fund	8671
Name of Account: OPERATING ACCOUNT	Org	0938
Revenue Name	Revenue Source No.	Amount
APPLICATION FEES	696	24750
RENEWAL FEES	696	74750
MAILING LISTS	696	500
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	T-4-1 D	100000
	Total Revenue	

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ESTIMATE	OF	DISB	URSEMENTS
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	Fiscal Year 2010		<i>, 1</i>
	Appropriated Federal Funds Accounts (Listed in Budget Act)	Page No.	
V	Appropriated Special Revenue Accounts (Listed in Budget Act) An	neridment Date	
	Appropriated Lottery Funds (Listed in Budget Act) A	mendment No.	. <u></u>
	Federal Block Grants (Listed in Budget Act)		
	Other Federal Funds		
	Other Special Revenue Accounts W	VFIMS Account N	0.
Spondi	NO UNIT: WV MASSAGE THERAPY LICENSURE BD. FU	ind 8671	
Departi		FY	
Bureau		093	<u> </u>
Name	of Account: Massage Therapists Board Fund		
is this /	Account Established by Statute? Yes/No Statutory	Reference	30-37 (1-12)
Purpos	e of this Account:		
	OPERATING FUND		•••••••••••••••••••••••••••••••••••••••
Activity	Item of Expenditure		
096	PERSONAL SERVICES*		
	Number of Budgeted FTE Positions Personal Services		1,25
	Annual Increment		73000
	TOTAL PERSONAL SERVICES		73780
	EMPLOYEE BENEFITS		
••••	10 - Personnel Division & Public Employees' Insurance		400
	11 - Social Security Matching		5,645
	12 - Public Employees' Insurance		5000
	13 - Other Health Insurance		
	14 - Workers' Compensation (Rate:)		1000
	15 - Unemployment Compensation		400
	16 - Pension & Retirement		7855
	TOTAL EMPLOYEE BENEFITS		20300
	CURRENT EXPENSES		
	20 - Office Expenses	· · · · · · · · · · · · · · · · · · ·	800
	21 - Printing & Binding 22 - Rental Expense		200
	23 - Utilities	····	6636
	24 - Telecommunications		3200
	25 - Contractual & Professional		4564
	26 - Travel	·	4300
	27 - Computer Services		1500
	28 - Higher Education Interagency Contract Agreements/Fees		
	29 - Vehicle Rental		
	30 - Rentals (Machine & Miscellaneous)		
	31 - Association Dues & Professional Memberships		1100
	32 - Fire, Auto, Bond & Other Insurance		2921
	33 - Food Products		
:	34 - Clothing, Household & Recreational Supplies 35 - Advertising & Promotional		
	36 - Vehicle Operating Expense		
	37 - Research, Educational & Medical Supplies	 	·
	38 - Routine Maintenance Contracts/Warranties		
	39 - Manufacturing Supplies		
	40 - Merchandise for Resale		,
	41 - Cellular Charges		· · · · · · · ·
	42 - Hospitality		250
	43 - Educational Training (Stipends)		
	44 - Energy Expense-Motor Vehicles/Aircraft		· · · · · · · · · · · · · · · · · · ·
	45 - Farm Expense		·····
	46 - Subsistence		
	47 - Energy Expense-Utilities		
	48 - Discharge & Parole Allowance	_	
	49 - Inmate Per Diem Expense 51 - Miscellaneous		600
	51 - Miscellaneous 52 - Training & Development		1000
	53 - Postal & Freight		1000
	54 - Computer Supplies & Equipment		300
	56 - Attorney Legal Service Payments		
	57 - Attorney Reimbursable Expenses		······································
	58 - Miscellaneous Equipment Purchases		400
	59 - Student Activities		
	TOTAL CURRENT EXPENSES		28771

* If amounts for Personal Services are to be paid from this account, include total here and submit detail on Personal Services expenditure schedule worksheet.

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Estimate of Disbursements (Continued) Fiscal Year 2010

Page No.	5
Amended Date	
Amend. No.	

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Spending Unit	WV	MASSAC	E THER	APY	LICENSURE	BD.
Department/Burea	u of ·	Misc.	BOARDS	AND	Commission	21

WVFIMS Account No. Fund <u>867</u>1 FY <u>2010</u> Org <u>093</u>8

Activity		
	REPAIRS AND ALTERATIONS	
	061 - Office & Communication Equipment Repairs	500
	062 - Research, Educational & Medical Equipment Repairs	
	063 - Building & Household Equipment Repairs	
	064 - Routine Maintenance of Buildings	
	065 - Vehicle Repairs	
	066 - Routine Maintenance of Grounds	
	067 - Farm & Construction Equipment Repairs	
	068 - Other Repairs and Alterations	
	TOTAL REPAIRS AND ALTERATIONS	500
	ASSETS	
• <u> </u>	070 - Office & Communication Equipment	
	071 - Medical Equipment	
	072 - Research & Educational Equipment	
	072 - Research & Educational Equipment 073 - Household Equipment & Furnishings	· · · · · · · · · · · · · · · · · · ·
	074 - Building Equipment 075 - Vehicles	
	076 - Livestock, Farm & Construction Equipment	
	077 - Books & Periodicals	
	078 - Other Capital Equipment	
	092 - Building Construction 120 - Contractor Payments for Capital Asset Projects	
	121 - Purchase of Materials & Supplies	
	122 - Consultant Payments for Capital Asset Projects 143 - Building Improvements	
	143 - Building Improvements 144 - Reclamation of State Owned Property	
	148 - Land Improvements	
	149 - Land Purchases	
	150 - Building Purchases	
	157 - Leasehold Improvements	
	170 - Computer Equipment	
	171 - Computer Software	· · · · · · · · · · · · · · · · · · ·
	TOTAL ASSETS	
	OTHER DISBURSEMENTS	
	110 1% PEIA	550
	160 RETIREE HEALTH BENEFITS	
	TOTAL OTHER DISBURSEMENTS	2727
TOT	L EXPENDITURES/APPROPRIATIONS	125578

ASSOCIATION DUES & PROFESSIONAL MEMBERSHIPS (IN PRIORITY ORDER)

x -		Page No	6
a sur his hill al again the)	
Spending Unit WV MASSAGE THERAPY		Amend No	•
Department/Bureau of Misc. BOAKDS AND (<u>Commissions</u>		
	FY 2009	Buda	eted FY 2010
Name of Group or Association	Actual	Estimated	WVFIMS No.
IN PRIORITY ORDER	Dues	Dues*	(Fund-Org-Activity)
FSMTB	505.80	890	8671-0938-096
WV Assoc.			
<u></u>	210	210	8671-0938-096
		···· ··· - · · · · · · ·	
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·			
TOTAL	715,50	1100	
			<u></u>

TOTAL *Payment of Association Dues is approved as currently reported on Expenditure Schedule Form ES-4, including any increase over the estimated amount not exceeding ten percent.

when N Approved Cabinet Secretary/Oc nmissioner (Governing Body)

6/1/09 **Date Approved**

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FY 2010 Appropriation Request Division Account Summary

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Jon CELLANEOUS BOARDS AND	COMMISSION							8671	2010	0938			2010	
Department/Bureau					_2010_	Ora	•	Fund	<u>-2010</u> FY	Org		Fund	FY	Org
·				Fund	FY		• • •		riated Special F	X	·	Appropr	iated Federal I	Revenue
WV MASSAGE THERAPY LICENS	SURE BOARD			Appropri	ated General F	Revenue		Apriopi I	Account Numbe	r			Account Numbe	er
Division				P	CCOUNT NUMBE	31		,	1000 and 110 and 20	•				
							I <u> </u>	FY 2010	Current-Level	Request	<u> </u>	7	Recommendation	n
	FY 2008			2009 Budgete		Total	General	Federal	Special	Other	Total	Federal	Special	General
	Actual State	General	Federal	Special	Other	1.70		- Odorai	1.95		1.95			
Number of Positions	1.70	<u></u>		1.70		71,212			73,000		73,000			
Personal Services	53,803			71,212		71,212			780		780			
Annual Increment	550			720	··	71,932			73,780		, 73,780			
TOTAL PERSONAL SERVICES	54,353			71,932		1,952								
Employee Benefits						350			400		400			
10-Personnel, Ins. Fees	285			350		5,800			6,000		6,000			
11-Social Security Matching	4,154			5,800			· · · · · · · · · · · · · · · · · · ·		5,000		5,000			
12-Public Emp. Insurance Prem.	4,204			4,800		4,800			3,000					1
13-Other Health Insurance						4.000			1,000	r	1,000			
14-Workers Comp.(Rate:)	331			1,000		1,000			1,000		1,400			
15-Unemployment Comp.	767			1,000		1,000			6,500	<u> </u>	6,500			· · · ·
16-Pension & Retirement	4,996			6,000		6,000			20,300	· · ·	20,300			<u> </u>
TOTAL EMPLOYEE BENEFITS	14,738			18,950		18,950			20,500		20,000			
									28,898		28,898			
TOTAL CURRENT EXPENSES	30,054			32,576		32,576			20,090		20,000			
									500		500			
TOTAL REP. & ALTERATIONS				350		350			000		300			
TOTAL NET : GALIER GIOTO														
TOTAL ASSETS														
									0.400		2,100			
TOTAL OTHER DISB.	1.099		T	1,770		1,770			2,100	<u></u>	2,100			
TOTAL OTTIER BIOD.	1					·		ļ				<u></u>		
UNCLASSIFIED		·							·		· · · · ·			+
UNCLASSINED										· · · · · · · · · · · · · · · · · · ·	· · · ·		<u> </u>	
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	100,244			125,578		125,578								
GROSS TOTAL	100,244	<u> </u>		1										
LESS REAPPROPRIATIONS	100,244			125,578	1	125,578			125,578	L	125,578	l	L	1
NET TOTAL	100,244	<u> </u>		1										

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Page 1

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EXPENDITURE SCHEDULE ACCOUNT SUMMARY

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Fiscal Year 2011

0				· .	Page No. Date Amended	1
Spending Unit WV Massage					Amend No.	
Address 179 Summers Street Suite 711					e/Special Revenu	
Charleston, W	/ 25301			Fund 8671	FY 2011	Org 0938
To: Director of the Budget State Budget Office				Federal Funds Fund	FY	Org
I herewith submit for your approval ti	ne pian of exp				below.	
			ments Requeste EST DOLLAR)	9d		
Appropriation Title	Activity	1st Quarter Request	2nd Quarter Request	3rd Quarter Request	4th Quarter Request	Total Appropriated
Personal Services	001					
Annual Increment	004					na an 2019 - 119 - 119 - 119 - 119 - 119 - 119 - 119 - 119 - 119 - 119 - 119 - 119 - 119 - 119 - 119 - 119 - 119
Employee Benefits	010				ann ainn an Airpean an	
Unclassified - Total	096	38,578	29,000	29,000	29,000	125,578
Unclassified	099		*****			
BRIM Premium	913		,		**************************************	₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩
Other Appropriated Items:						
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			1999 - 1999 -			R
			9999-000-000-000-000-000-000-000-000-00		<u> </u>	CEIVE
		GE	ACY		FICE	
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<u>Web-allendelage holp waard to be an </u>			<u> </u>			<u></u>
Total Appropriated General/Specia	*****	\$38,578	\$29,000	\$29,000	\$29,000	\$125,578
% of Total Appropriation		31%	23%		1	1
Total Federal Funds or Federal Block Grants		1	ursements ES-2			
Total Summary of Other Special Revenue Accounts	in the design of the second	Total Dist	ursements			
Total All Funds		From	1 ES-2			
Department/ Bureau of	<u></u>		-	State Budget	Office Use Only	\$125,578,00

Date

10 11 Divisio inistrator Date

State Bu	dget Office Use Only	
Approved By Mil	mike	
····	Director of the Budget/	
	State Budget Office	
Date Approved	JUN - 9 2010	

Approved Cabinet Secretary/Commissioner (Governing Body)

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SUMMARY OF RECEIPTS AND DISBURSEMENTS Fiscal Year 2011

Appropriated Federal Funds Accounts (Listed in Budget Act) Appropriated Special Revenue Accounts (Listed in Budget Act) Appropriated Lottery Funds (Listed in Budget Act) Federal Block Grants (Listed in Budget Act) Other Federal Funds Page No._____ 2_____ Other Special Revenue Accounts O

Spending Unit

WV MASSAGE THERAPY LICENSURE BOARD

Department/Bureau of

MISC. BOARDS AND COMMISSIONS

			ESTIMATED RECEIPTS					ESTIMATED DISBURSEMENTS					- The second sec
Account Name	WVFIMS No. (Fund-Org-Act-Src)	Estimated Balance 06/30/2010	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	TOTAL	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	TOTAL	Estimated Balance 06/30/2011
Massage Therapy Bd.	8671-0938-096-64	0 \$125,000	\$30,000	\$30,000	\$20,000	\$20,000	\$100,000	\$38,578	\$29,000	\$29,000	\$29,000	\$125,578	\$99,422
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							4000						-
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Form ES-2

Amendment No._____

Amendment Date_____

ESTIMATE OF REVENUE BY REVENUE SOURCE Fiscal Year 2011					
Appropriated Federal Funds Accounts (Listed in Budget Act)	Page No.	3			
Appropriated Special Revenue Accounts (Listed in Budget Act)					
Appropriated Lottery Funds (Listed in Budget Act)					
Federal Block Grants (Listed in Budget Act)					
Other Federal Funds					
X Other Special Revenue Accounts					
Spending Unit: WV Massage Therapy Licensure Roord	WVFIMS Account No.				
Department/ Bureau of: Misc. Boards and Commissions	Fund	8671			
Name of Account: Massage Therapists Board Fund	FY Org	2011 0938			
Revenue Name	Revenue Source No.	Amount			
Application Fees					
Renewal Fees	696	\$24,750			
	696	74,750			
Mailing List Fees	696	500			
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\$100,000

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ESTIMATE OF DISBURSEMENTS Fiscal Year 2011

Fiscal Year 2011					
Appropriated Federal Funds Accounts (Listed in Budget Act) Appropriated Special Revenue Accounts (Listed in Budget Act) Appropriated Lottery Funds (Listed in Budget Act) Federal Block Grants (Listed in Budget Act) Other Federal Funds	Page No4				
X Other Special Revenue Accounts	WVFIMS Account No.				
Spending Unit: WV Massage Therapy Licensure Board	Fund8671				
Bureau of: Misc. Boards and Commissions Drg 0938					
Name of Account: Massage Therapists Boound Fund					
Is this Account Established by Statute? Yes/No Yes Statutory Reference 30-37-1-12-5					

Purpose of this Account:

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Activity	Item of Expenditure	
096	PERSONAL SERVICES*	
	Number of Budgeted FTE Positions	1.25
	Personal Services	72,000
296	Annual Increment	840
	TOTAL PERSONAL SERVICES	
96	EMPLOYEE BENEFITS	72,840
	10 - Personnel Division & Public Employees' Insurance	
	11 - Social Security Matching	400
	12 - Public Employees' Insurance	6,000
	13 - Other Health Insurance	3,200
	14 - Workers' Compensation	
	15 - Unemployment Compensation	700
	16 - Pension & Retirement	2,400
		7,000
	160 - WV OPEB Contribution (\$161 per month per insured policeholder)	1,950
	163 - WV OPEB Remaining Contribution	8,904
n0.1	TOTAL EMPLOYEE BENEFITS	\$30,554
096	CURRENT EXPENSES	
	20 - Office Expenses	600
	21 - Printing & Binding	
	22 - Rental Expense	6,636
	23 - Utilities	
	24 - Telecommunications	3,300
	25 - Contractual & Professional	1,696
	26 - Travel	1,800
	27 - Computer Services	1,700
	28 - Higher Education Interagency Contract Agreements/Fees	
	29 - Vehicle Rental	······································
	30 - Rentals (Machine & Miscellaneous)	
	31 - Association Dues & Professional Memberships	1,200
		2,352
	32 - Fire, Auto, Bond & Other Insurance	2,352
	33 - Food Products	
	34 - Clothing, Household & Recreational Supplies	
	35 - Advertising & Promotional	
	36 - Vehicle Operating Expense	
	37 - Research, Educational & Medical Supplies	
	38 - Routine Maintenance Contracts/Warranties	
	39 - Manufacturing Supplies	
	40 - Merchandise for Resale	
	41 - Cellular Charges	
	42 - Hospitality	300
	43 - Educational Training (Stipends)	
	44 - Energy Expense-Motor Vehicles/Aircraft	
	45 - Farm Expense	•
	46 - Subsistence	
	47 - Energy Expense-Utilities	
•	48 - Discharge & Parole Allowance	
	49 - Inmate Per Diem Expense	
	51 - Miscellaneous	66
	52 - Training & Development	40
	53 - Postal & Freight	59
	54 - Computer Supplies & Equipment	
	56 - Attorney Legal Service Payments	10
	57 - Attorney Reimbursable Expenses	
	58 - Miscellaneous Equipment Purchases	20
	59 - Student Activities	
	TOTAL CURRENT EXPENSES	\$21,58

* If amounts for Personal Services are to be paid from this account, include total here and submit detail on Personal Services expenditure schedule worksheet.

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Estimate of Disbursements (Continued) Fiscal Year 2011

Page No.	5
Amended Date	
Amend. No.	

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Spending Unit WV Massage Therapy Licensure Board

Department/Bureau of Misc. Boards and Commissions

WVFIMS Account No. Fund <u>8671</u> FY <u>2011</u> Org <u>0938</u>

Activity		
	REPAIRS AND ALTERATIONS	
	061 - Office & Communication Equipment Repairs	
	062 - Research, Educational & Medical Equipment Repairs	
	063 - Building & Household Equipment Repairs	
	064 - Routine Maintenance of Buildings	
	065 - Vehicle Repairs	
	066 - Routine Maintenance of Grounds	
	067 - Farm & Construction Equipment Repairs	
	068 - Other Repairs and Alterations	
	TOTAL REPAIRS AND ALTERATIONS	
	ASSETS	
	070 - Office & Communication Equipment	
	071 - Medical Equipment	
	072 - Research & Educational Equipment	
	073 - Household Equipment & Furnishings	
	074 - Building Equipment	
	075 - Vehicles	
	076 - Livestock, Farm & Construction Equipment	
	077 - Books & Periodicals	
	078 - Other Capital Equipment	
	092 - Bullding Construction	
	120 - Contractor Payments for Capital Asset Projects	
	121 - Purchase of Materials & Supplies	
	122 - Consultant Payments for Capital Asset Projects	
	143 - Building Improvements	
	144 - Reclamation of State Owned Property	
	148 - Land Improvements	
	149 - Land Purchases	
	150 - Building Purchases	
	157 - Leasehold Improvements	
	170 - Computer Equipment	
	171 - Computer Software	····
	172 - Intangibles	
	173 - Internally Generated Software	
	TOTAL ASSETS	
	OTHER DISBURSEMENTS	· · · · · · · · · · · · · · · ·
0%	1% PEIA Transfer 110	600
	TOTAL OTHER DISBURSEMENTS	
		\$600
ΤΟΤΑ	L EXPENDITURES/APPROPRIATIONS	¢105 570
		\$125,578

ASSOCIATION DUES & PROFESSIONAL MEMBERSHIPS (IN PRIORITY ORDER)

Page No. <u>6</u>

Spending Unit	WV Massage Therapy Licensure Board
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Amended Date

Amend No.

Department/Bureau of Misc. Boards and Commissions

. .

	FY 2010	Budgeted FY 2011	
Name of Group or Association	Actual	Estimated	WVFIMS No.
	Dues	Dues*	(Fund-Org-Activity)
Federation Of State Massage Therapy Boards	\$966	\$990	8671-0938-096
WV Association Of Licensing Boards	210		
	210	210	8671-0938-096
			·
			T
			· · · · · · · · · · · · · · · · · · ·
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		• •	
ΤΟΤΑΙ			
TOTAL	1,176	1,200	120

*Payment of Association Dues is approved as currently reported on Expenditure Schedule Form ES-4, including any increase over the estimated amount not exceeding ten percent.

pproved Gabinet Secretary/Commissioner (Governing Body)

5/3/10 Date Approved

November 16, 2011

9:00 a.m. to 11:00 a.m.

Senate

Legislative Rule-Making <u>Review Committee</u> (Code §29A-3-10)

Earl Ray Tomblin	Richard Thompson
ex officio nonvoting member	ex officio nonvoting member

House

Minard, Chair		Brown, Chair
Snyder, Vice Chair		Poling, Vice Chair
Laird, IV		Fleischauer
Unger		Talbott
Boley		Overington
Facemyer	Absent	Sobonya

The meeting was called to order by Senator Minard, Chair.

Debra Graham, Chief Counsel, explained her abstract on the rule proposed by the **Department of Health and Human Resources**, Public Water Systems, **64CSR3**, and stated that the Department has agreed to technical modifications.

Senator Minard moved that the proposed rule be approved as modified. The motion was adopted.

Miss Graham reviewed her abstract on the rule proposed by the **Department of Health and Human Resources**, **Public Water Systems Operator Regulations**, **64CSR4**, stated that the Department has agreed to technical modifications and responded to questions from the Committee.

Kit Anderson, Interim Director for the Huntington Sanitary Board, addressed the Committee and responded to questions.

Ann Goldburg, Counsel for the Bureau of Public Health, addressed the Committee and responded to questions.

Delegate Sobonya moved that this proposed rule, along with 64CSR5 be moved to the foot of the agenda. The motion was adopted.

Miss Graham explained her abstract on the rule proposed by the **Department of Health and Human Resources**, **Vital Statistics**, **64CSR32**, and stated that the Department has agreed to technical modifications.

Senator Snyder moved that the proposed rule be approved as modified. The motion was adopted.

Miss Graham explained her abstract on the rule proposed by the **Department of Health and Human Resources**, **Manufactured Home Communities**, **64CSR40**, stated that the Department has agreed to technical modifications and responded to questions from the Committee.

Ann Goldburg, Counsel for the Bureau of Public Health, responded to questions from the Committee.

Senator Snyder moved to amend the proposed rule in subsection 3.6 by removing the word "contiguous". The Department agree to the change as a modification.

Delegate Brown moved that the proposed rule be approved as modified. The motion was adopted.

Miss Graham reviewed her abstract on the rule proposed by the **Department of Health and Human Resources**, **Aids-Related Medical Testing and Confidentiality**, **64CSR64**, stated that the Department has agreed to technical modifications and responded to questions from the Committee.

Loretta Hattie with the Bureau for Public Health responded to questions from the Committee.

Ann Goldburg, Counsel for the Bureau of Public Health, responded to questions from the Committee.

Delegate Brown moved that the proposed rule be approved as modified. The motion was adopted.

Brian Skinner, Associate Counsel, explained his abstract on the rule proposed by the **Health and Human Resources & Insurance Commission**, Credentialing Verification Organization, 64CSR89B, and stated that the Agencies have agreed to technical modifications.

Delegate Brown moved that the proposed rule be approved as modified. The motion was adopted.

Mr. Roskovensky reviewed his abstract on the rule proposed by the **Department of Health and Human Resources & Insurance Commission, Safety and Treatment Program, 64CSR98,** stated that the Agencies have agreed to technical modifications and responded to questions from the Committee.

Chris Hall with the agency responded to questions from the Committee.

Delegate Brown moved that the proposed rule be approved as modified. The motion was adopted.

Charles Roskovensky, Associate Counsel, explained his abstract on the rule proposed by the **Athletic Commission**, *Mixed Martial Arts*, 177CSR2, stated that the Commission has agreed to technical modifications and responded to questions from the Committee.

Steve Allred, Chairman for the Commission, responded to questions from the Committee.

Delegate Sobonya moved to amend Subsection 5.6 of the proposed rule. The motion failed.

Delegate Sobonya moved to amend Section 22 on Page 12 of the proposed rule.

Delegate Brown suggested absents of a quorum. The meeting was adjourned.

NOVEMBER INTERIM ATTENDANCE Legislative Interim Meetings November 14, 15 and 16, 2011

Wednesday, November 16, 2011

9:00 am - 11:00 am

Legislative Rule-Making Review Committee

Jeffrey V. Kessler, ex officio nonvoting member Thompson, ex officio nonvoting member

Senate Minard, Chair Snyder, Vice Chair Laird Unger Boley Facemyer

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House Brown, Chair Poling, D., Vice Chair Fleischauer Talbott Overington Sobonya

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I certify that the attendance as noted above is correct.

Staff Person

Debra Graham

Please return to Brenda in Room 132-E or Fax to 347-4819 ASAP, due to payroll deadline.

1. Review of Legislative Rules:

- a. Health and Human Resources, Department of Public Water Systems 64CSR3
- b. Health and Human Resources, Department of Public Water Systems Operator Regulations 64CSR4
- c. Health and Human Resources, Department of Wastewater Systems and Operators 64CSR5
- d. Health and Human Resources, Department of Vital Statistics 64CSR32
- e. Health and Human Resources, Department of Manufactured Home Communities 64CSR40
- f. Health and Human Resources, Department of Aids-Related Medical Testing and Confidentiality 64CSR64
- g. Health and Human Resources & Insurance Commission Credentialing Verification Organization 64CSR89B
- h. Health and Human Resources & Insurance Commission Safety and Treatment Program 64CSR98
- i. Athletic Commission Mixed Martial Arts 177CSR2
- j. Racing Commission, WV Simulcast Pari-Mutuel Wagering at Authorized Gaming Facility in Historic Resort Hotel 178CSR7
- Air Quality, Division of DEP Permits for Construction and Major Modification of Major Stationary Sources for the Prevention of Significant Deterioration of Air Quality 45CSR14

- m. Air Quality, Division of DEP Standards of Performance for New Stationary Sources 45CSR16
- n. Air Quality, Division of DEP Control of Air Pollution from Combustion of Solid Waste 45CSR18
- Air Quality, Division of DEP Permits for Construction and Major Modification of Major Stationary Sources Which Cause or Contribute to Nonattainment Areas 45CSR19
- p. Air Quality, Division of DEP Control of Air Pollution from Hazardous Waste Treatment, Storage and Disposal Facilities 45CSR25
- q. Air Quality, Division of DEP Emission Standards for Hazardous Air Pollutants 45CSR34
- r. Air Quality, Division of DEP Determining Conformity of General Federal Actions to Applicable Implementation Plans (General Conformity) 45CSR35
- s. Air Quality, Division of DEP Greenhouse Gas Emissions Inventory Program 45CSR42
- t. State Police, WV West Virginia State Police Career Progression System 81CSR3
- u. State Police, WV West Virginia State Police Modified Vehicle Inspection Manual 81CSR4
- 2. Other Business

1. Review of Legislative Rules:

- a. Health and Human Resources, Department of Public Water Systems 64CSR3
 - Approve as Modified
- b. Health and Human Resources, Department of Public Water Systems Operator Regulations 64CSR4
 - Approve as Modified
- c. Health and Human Resources, Department of Wastewater Systems and Operators 64CSR5
 - Approve as Modified
- d. Health and Human Resources, Department of Vital Statistics 64CSR32
 - Approve as Modified
- e. Health and Human Resources, Department of Manufactured Home Communities 64CSR40
 - Approve as Modified
- f. Health and Human Resources, Department of Aids-Related Medical Testing and Confidentiality 64CSR64
 - Approve as Modified
- g. Health and Human Resources & Insurance Commission Credentialing Verification Organization 64CSR89B
 - Approve as Modified
- h. Health and Human Resources & Insurance Commission Safety and Treatment Program 64CSR98
 - Approve as Modified

- i. Athletic Commission Mixed Martial Arts 177CSR2
 - Approve as Modified
- j. Racing Commission, WV Simulcast Pari-Mutuel Wagering at Authorized Gaming Facility in Historic Resort Hotel 178CSR7
 - Approve
- 1. Air Quality, Division of DEP Permits for Construction and Major Modification of Major Stationary Sources for the Prevention of Significant Deterioration of Air Quality 45CSR14
 - Approve
- m. Air Quality, Division of DEP Standards of Performance for New Stationary Sources 45CSR16
 - Approve
- n. Air Quality, Division of DEP Control of Air Pollution from Combustion of Solid Waste 45CSR18
 - Approve
- Air Quality, Division of DEP Permits for Construction and Major Modification of Major Stationary Sources Which Cause or Contribute to Nonattainment Areas 45CSR19
 - Approve
- p. Air Quality, Division of DEP Control of Air Pollution from Hazardous Waste Treatment, Storage and Disposal Facilities 45CSR25
 - Approve
- q. Air Quality, Division of DEP Emission Standards for Hazardous Air Pollutants 45CSR34
 - Approve

- r. Air Quality, Division of DEP Determining Conformity of General Federal Actions to Applicable Implementation Plans (General Conformity) 45CSR35
 - Approve
- s. Air Quality, Division of DEP Greenhouse Gas Emissions Inventory Program 45CSR42
 - Approve
- t. State Police, WV West Virginia State Police Career Progression System 81CSR3
 - Approve as Modified
- u. State Police, WV West Virginia State Police Modified Vehicle Inspection Manual 81CSR4
 - Approve as Modified
- 2. Other Business

- Review of Legislative Rules: 1. Health and Human Resources, Department of Public Water Systems 64CSR3 . Approve as Modified b. Health and Human Resources, Department of Public Water Systems Operator Regulations 64CSR4 Approve as Modified c. Health and Human Resources, Department of Wastewater Systems and Operators 64CSR5 Jost Approve as Modified Health and Human Resources, Department of Vital Statistics 64CSR32 • Approve as Modified e√ Health and Human Resources, Department of Manufactured Home Communities 64CSR40 Approve as Modified • f Health and Human Resources, Department of Aids-Related Medical Testing and Confidentiality 64CSR64 Approve as Modified • g√ Health and Human Resources & Insurance Commission Credentialing Verification Organization 64CSR89B Approve as Modified Health and Human Resources & Insurance Commission Safety and Treatment Program 64CSR98
 - Approve as Modified

- i. Athletic Commission Mixed Martial Arts 177CSR2
 - Approve as Modified
- j. Racing Commission, WV Simulcast Pari-Mutuel Wagering at Authorized Gaming Facility in Historic Resort Hotel 178CSR7
 - Approve
- Air Quality, Division of DEP
 Permits for Construction and Major Modification of Major
 Stationary Sources for the Prevention of Significant
 Deterioration of Air Quality
 45CSR14
 - Approve
- m. Air Quality, Division of DEP Standards of Performance for New Stationary Sources 45CSR16
 - Approve
- n. Air Quality, Division of DEP Control of Air Pollution from Combustion of Solid Waste 45CSR18
 - Approve
- Air Quality, Division of DEP Permits for Construction and Major Modification of Major Stationary Sources Which Cause or Contribute to Nonattainment Areas 45CSR19
 - Approve
- p. Air Quality, Division of DEP Control of Air Pollution from Hazardous Waste Treatment, Storage and Disposal Facilities 45CSR25
 - Approve
- q. Air Quality, Division of DEP Emission Standards for Hazardous Air Pollutants 45CSR34
 - Approve

- r. Air Quality, Division of DEP Determining Conformity of General Federal Actions to Applicable Implementation Plans (General Conformity) 45CSR35
 - Approve
- s. **Air Quality, Division of DEP** Greenhouse Gas Emissions Inventory Program 45CSR42
 - Approve
- t. State Police, WV West Virginia State Police Career Progression System 81CSR3
 - Approve as Modified
- u. State Police, WV West Virginia State Police Modified Vehicle Inspection Manual 81CSR4
 - Approve as Modified
- 2. Other Business

		Legislativ	TERIM ATTENDANCE re Interim Meetings r 14, 15 & 16, 2011	1
	Wednesday, November 9:00 a.m 11:00 a.m.	<u>16, 2011</u>	Legislative Rule-Making Review Commi	
· · · · · · · · · · · · · · · · · · ·	Earl Ray Tomblin, ex officio nonvoting memb	er	Richard Thompson, ex	
	<u>Senate</u>		House	
	Minard, Chair Snyder, Vice Chair Laird IV Unger Boley Facemyer		Brown, ChairPoling, Vice ChairFleischauerVTalbottOveringtonSobonya	
NO Recon	ding Minard (- Nealth	·····	meeting to order	
			rle ao modified	
· · · · · · · · · · · · · · · · · · ·	 Nealth Debra e Kit Anderson Ann Goblburg Del. Soborya Approve d 	y plain Huntington San , Fep. Mu Atty for	ed & responded to ?'s addressed! nicipal Water lengue, responded Public Health, responded to ?o (4-4 & (44-5 moved to toot	to ?;;

Health 640SR32 Debra explained Brown Snyder moved as modified Approved · Nealth 640SR40 Debra explained & responded to ?: Ann Goldburg responded to ?s Snyder moved to amend by striking "contiguous" Accepted as modification Brown moved as modified Approved · Nealth 64CSR64 Debra explained Eresponded to ?: Dr. Coretta Nattie w/ Public Health responded to ?: Ann Goldburg responded to ?'s Brown moved as modified Approved Wealth 64CBR 89B Brian explained & responded to ?'s Brown moved as modified Approved

· Nealth 64CSR98 Debra explained & responded to ?. - Chris Hall, responded to ?. Brown moved as modified Approved · Athletic 177CSR2 Charlie explained & responded to ?: Steve Allred, Chairman of Comm., responded to ?; Delegate Sobonya moved to amend 5.6 Amendment failed Amend meets Sheet Deligate Sobonya moried to amend 177-2-22 pg12 Homendment Deligate Brown suggest absent of quarum Datigate Soborya Meeting adjourned

Deligate Sobonya Amendments Pg. 5 127-2-5move to strike venue language in 5.4 in it's entimety

Pg. 23 41-1 In the first sentence after the word Cage' by adding "or ring" & on the second sentence after the word cage" by adding the words "or ring".

1. Review of Legislative Rules:

Approve d.g. as modified

Appio ve dute ps mod fiel

Health and Human Resources, Department of Public Water Systems 64CSR3

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Health and Human Resources, Department of Public Water Systems Operator Regulations 64CSR4

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Health and Human Resources, Department of Wastewater Systems and Operators 64CSR5

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Health and Human Resources, Department of Vital Statistics 64CSR32

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Health and Human Resources, Department of Manufactured Home Communities 64CSR40

Approve as Modified

Monorfic A Aids-Related Medical Testing and Confidentiality 64CSR64

Health and Human Resources & Insurance Commission Credentialing Verification Organization 64CSR89B

Approve as Modified

Health and Human Resources & Insurance Commission Safety and Treatment Program. 64CSR98

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