

WEST VIRGINIA CODE

**ADDENDUM # 1 TO LOCHHRA REPORT
Chapter 16 - Articles Pertaining to Public Health**

#	Article	ARTICLE TITLE	Public Health	BPH Office/ Center	Other State Agency or Responsible Party
1	1	State Public Health System	X	Commissioner's Office & all BPH	
4	2	Local Boards of Health (Autonomous Local governmental entities created)	X	OCHSHP - DLH	County Comm'n & Local Govt.s
6	2B.	Family Planning and Child Spacing	X	OMCFH	
11	2G.	Special Supplementary Food Program for Women, Infants and Children (WIC)	X	ONS - WIC	
12	2H.	Primary Care Support Program	X	OCHSHP - DPC	
13	2I.	Women's Right to Know Act	X	OMCFH ---->	DHHR Secretary
17	3	Prevention and Control of Communicable and Other Infectious Diseases	X	OEPS	
18	3A.	Repository of Information On Medical Treatment For Certain Hazardous Materials; Request For Information; Penalties; Enforcement	X	OEHS	
19	3B.	Pertussis	X	OEPS	
20	3C.	Aids-Related Medical Testing and Records Confidentiality Act	X	OEPS	
21	3D.	Tuberculosis Testing, Control, Treatment and Commitment	X	OEPS	
22	4	Sexually Transmitted Diseases	X	OEPS	
23	4A.	Prenatal Examination	X	OLS, OEPS + OMCFH	
25	4C.	Emergency Medical Services Act	X	OEMS	
26	4D.	Automated External Defibrillators	X	OEMS &----->	Private EMS providers
27	4E.	Uniform Maternal Screening Act	X	OMCFH	
28	5	Vital Statistics	X	HSC State Regis.	
29	5A.	Cancer Control	X	OEPS	
38	5J.	Clinical Laboratories Quality Assurance Act	X	OLS	
39	5K.	Early Intervention Services for Children With Developmental Delays	X	OMCFH - Birth To Three	

41	5M.	Osteoporosis Prevention Education Act	X	OCHSHP (No funding)	
43	50	Medication Administration by Unlicensed Personnel	X	State Health Officer	DHHR - OHFLAC
49	5U.	Arthritis Prevention Education Act	X	OCHSHP (No funding)	
52	6	Hotels and Restaurants	X	OEHS	
53	7	Pure Food and Drugs	X	OEHS	
57	9	Offenses Generally	X	BPH multiple Offices	
70	13C.	Drinking Water Treatment Revolving Fund Act	X	OEHS	
71	13D.	Regional Water and Wastewater Authority Act	X	OEHS ----->	PSC & WDA
78	19	Anatomical Gift Act	X	OCME & ----->	Private physicians
81	22	Detection and Control of Phenylketonuria, Galactosemia, Hypothyroidism, and Certain Other Diseases in Newborn Children	X	OMCFH	
82	22A.	Testing of Newborn Infants for Hearing Impairments	X	OMCFH	
83	22B.	Birth Score Program	X	OMCFH	
85	24	State Hemophilia Program	X	OEPS	
86	25	Detection of Tuberculosis, High Blood Pressure and Diabetes	X	OEPS	
88	27	Storage and Disposal of Radioactive Waste Materials	X	OEHS	
106	32	Asbestos Abatement	X	OEHS	
107	33	Breast and Cervical Cancer Prevention and Control Act	X	OMCFH	
108	34	Licensure of Radon Mitigators, Testers, Contractors and Laboratories	X	OEHS	
109	35	Lead Abatement	X	OEHS	
111	37	Body Piercing Studio Business	X	OEHS	
112	38	Tattoo Studio Business	X	OEHS	
113	39	Patient Safety Act	X	Commissioner	To approve notice
114	40	Statewide Birth Defects Information System	X	OMCFH	
115	41	Oral Health Improvement Act	X	OMCFH	
118	44	The Pulse Oximetry Newborn Testing Act (NEW)	X	OMCFH	

ADDENDUM 2 – Code of State Rules

Name	Title-Series	Date Effective	Rule Name	Rule Type	Code Citation	Active
Health	64-01	1/30/2011	Rules Of Procedure For Contested Case Hearings And Declaratory Rulings	Procedural	§§16-1-4; 29A-5-1(a); 29A-4-1	Active
Health	64-03	5/2/2012	Public Water Systems	Legislative	§§16-1-4,16-1-9 and 16-1-9a	Active
Health	64-04	5/2/2012	Public Water Systems Operators Regulations	Legislative	§§16-1-4 and 16-1-9	Active
Health	64-05	5/2/2012	Wastewater Systems And Operators	Legislative	§16-1-4(c)	Active
Health	64-06	3/10/1984	Approval Of Laboratories For Syphilis Serology	Legislative	§16-1-7(5)	Active
Health	64-07	8/12/2013	Reportable Diseases, Events and Conditions	Legislative	§§16-3-1, 16-1-4, 16-3C-1 et seq., 16-4-1 et seq., 16-35-4 and 16-40-7	Active
Health	64-08	11/1/1974	Cross Connection And Backflow Prevention Regulations	Legislative		Active
Health	64-09	5/1/1998	Sewage Systems	Legislative	§§16-1-7; 16-1-9	Active
Health	64-10	4/22/2005	Methods And Standard For Chemical Tests For Intoxication	Legislative	§§16-1-4; 17C-5-4; 17C-5-5; 17C-5-6; 17C-5-8	Active
Health	64-15	4/29/2004	Cross-Connection Control And Backflow Prevention	Legislative	§§16-1-4; 16-1-9; 16-1-9a	Active
Health	64-16	4/18/2007	Recreational Water Facilities	Legislative	§§16-1-4; 16-1-6; 16-1-17	Active
Health	64-17	4/2/2008	Food Establishments	Legislative	§§16-1-4; 16-6-2	Active
Health	64-18	8/12/2013	General Sanitation	Legislative	§§16-1-4; 16-1-6(b) and (m)	Active
Health	64-19	4/2/2008	Water Well Regulations	Legislative	§§16-1-4, 16-1-6(n); 16-1-9; 16-1-9a	Active
Health	64-20	12/1/2001	State Child Fatality Review Team And County Multidisciplinary Investigative Teams	Procedural	§49-5D-5(f) -REPEALED 2013	Active
Health	64-23	7/1/2001	Radiological Health Rule	Legislative	§16-1-7	Active
Health	64-24	7/1/2001	Newborn Hearing Screening		§§16-22A-7; 16-1-7	Active
Health	64-25	4/29/2004	Certification Of Backflow Prevention Assembly Testers	Legislative	§§16-1-4; 16-1-9; 16-1-9a	Active
Health	64-27	4/29/2004	Statewide Trauma/Emergency Care System	Legislative	§§16-1-4; 16-4C-23; 55-7B-9c(k)	Active
Health	64-28	12/29/1967	Ice Cream and Frozen Milk	Legislative	§§16-1-4; 16-4C-23; 55-7b-9c(K)	Active
Health	64-30	5/8/2006	Fees For Permits	Legislative	§§16-1-4(h); 16-1-11; 16-2-11(b)(3)	Active
Health	64-32	5/2/2012	Vital Statistics	Legislative		Active
Health	64-33	5/16/1983	Regulations for the Establishment of a Controlled Substances Therapeutic Research Program and the Certification of Patients,	Legislative (obsolete)	REPEALED in 1997; §16-5A-7(a)	Active
Health	64-34	8/12/2013	Grade "A" Pasteurized Milk	Legislative	§§16-1-4 and 16-7-5	Active

Health	64-35	5/30/1983	Regulations for the Instillation of Medication in the Eyes of the Newborn and the Dissemination of Advice and Information Concerning the Dangers of Inflammation of the Eyes of the Newborn	Legislative	§16--3-12	Active
Health	64-37	4/6/1984	Health Facilities Plan For The Fiscal Years 1985-89	Legislative (obsolete)	REPEALED §§16-1-15a; 26-11; 27-2	Active
Health	64-39	12/29/1967	Laboratory Examinations by State Hygienic Laboratory	Interpretive	§§16-1-7; 16-1-11	Active
Health	64-40	5/2/2012	Manufactured Home Communities	Legislative	§16-1-4	Active
Health	64-41	10/1/1971	Design, Information And Procedural Manual For Mobile Home Parks	Interpretive	§16-1-7	Active
Health	64-42	4/29/2004	Childhood Lead Screening	Legislative	§§16-1-4; 16-35-4a	Active
Health	64-43	4/21/2011	Food Manufacturing Facilities	Legislative	§16-1-4; 16-7-1	Active
Health	64-45	5/8/2006	Lead Abatement Licensing	Legislative	§§16-1-4; 16-35-4	Active
Health	64-46	4/2/2008	Water Well Design Standards	Legislative	§§16-1-4; 16-1-6(n); 16-1-9; 16-1-9a	Active
Health	64-47	7/1/2003	Sewage Treatment And Collection System Design Standards	Legislative	§§16-1-4; 16-1-9	Active
Health	64-48	4/21/2011	Emergency Medical Services	Legislative		Active
Health	64-49	6/1/1998	Drinking Water Treatment Revolving Fund	Legislative	§16-13C-2(b)	Active
Health	64-51	8/12/2013	Fees for Services	Legislative	§§16-1-4(h), 16-1-11(d), 16-2-11(b)(5) and (6), 16-7-1 et seq. and 29B-1-3(5)	Active
Health	64-52	8/1/1987	Pertussis Guidelines	Interpretive	§16-3B	Active
Health	64-53	6/1/1987	Hazardous Materials Treatment Information Repository	Legislative	§16-3A-2	Active
Health	64-56	7/1/1999	Infectious Medical Waste	Legislative	§§30-5J-6(a); 22-18-7(d); 20-5J-1 et seq.; 20-5K-1 et seq.; 22-18-1 et seq.	Active
Health	64-57	7/1/1998	Clinical Laboratory Technician And Technologist Licensure And Certification	Legislative	§16-5J-10	Active
Health	64-58	4/18/1988	Immunization Criteria For Transfer Students (superseded by 64CSR95)	Legislative	§16-3-4	Active
Health	64-60	7/1/1999	Medication Administration By Unlicensed Personnel	Legislative	§§16-5O-11; 16-1-7	Active
Health	64-61	5/14/1999	Public Water Systems Capacity Development	Legislative	§16-1-9a	Active
Health	64-63	5/4/1998	Asbestos Abatement Licensing Rule	Legislative	§16-32-3	Active

Health	64-64	5/2/2012	AIDS- Related Testing And Confidentiality	Legislative	§§16-1-4, 16-1-11(a) 16-3C-8 and 16-5J-3	Active
Health	64-67	4/9/2010	Distribution Of State Funds To Local Boards Of Health	Legislative	§§16-1-4; 16-2-11	Active
Health	64-68	4/21/2011	Cancer Registry	Legislative	§§16-1-4; 16-1-11(a); 16-5A-2a(c)	Active
Health	64-69	5/4/1998	Breast And Cervical Cancer Diagnostic And Treatment Fund	Legislative	§16-33-8	Active
Health	64-70	6/11/1993	Primary Care Center Uncompensated Care Grants	Legislative	§16-2H-2(e)	Active
Health	64-71	6/11/1993	Primary Care Center Seed Money Grants	Legislative	§16-2H-2(e)	Active
Health	64-73	4/22/1996	Standards For Local Boards Of Health	Legislative	§16-1-7	Active
Health	64-76	6/5/2009	Tuberculosis Testing, Control, Treatment And Commitment	Legislative	§16-3D-9	Active
Health	64-77	5/2/2012	Public Water Systems Design Standards	Legislative		Active
Health	64-78	7/1/1999	Radon Licensure	Legislative	§§16-34-6; 16-1-7	Active
Health	64-79	1/1/1999	Primary Care Center Information Releases By The Division Of Health	Interpretive	§16-1-7	Active
Health	64-80	7/1/2001	Body Piercing Studio Business	Legislative	§§16-37-4; 16-1-4	Active
Health	64-81	4/29/2004	Birth Defects Information System	Legislative	§§16-1-4; 16-40-7	Active
Health	64-82	7/1/2001	Needlestick Injury Prevention	Legislative	§16-36-2	Active
Health	64-83	7/1/2002	Birth Score Program	Legislative	§§16-22B-4; 16-1-4	Active
Health	64-84	6/5/2013	Medical Examiner Rule for Postmortem Inquiries	Legislative	§§16-1-4, 16-1-11 and 61-12-3(f)	Active
Health	64-91	4/2/2008	Newborn Screening System	Legislative	§§16-1-4; 16-22-3; 16-22A-3	Active
Health	64-92	4/2/2008	Clandestine Drug Laboratory Remediation	Legislative	§§16-1-4; 16-1-10; 16-1-11; 16-1-12; 60A-11-3	Active
Health	64-93	8/27/2007	Domestic Violence Fatality Review Team	Procedural	REPEALED 2013 §48-27A-1	Active
Health	64-95	3/12/2011	Immunization Requirements And Recommendations For New School Enterers	Interpretive	§§5-16-9; 16-1-4; 16-3-4; 16-3-5	Active
Health	64-96	12/21/2012	Infant and Maternal Mortality Review Team	Procedural	REPEALED 2013 §§16-4-1 and 48-25A-1	Active
Health	64-97	4/21/2011	Maternal Risk Screening	Legislative	§§16-1-4; 16-4E-4	Active
Health	64-100	8/12/2013	Pulse Oximetry Newborn Testing	Legislative	§§16-4-1, 16-44-1 and 16-44-2	Active