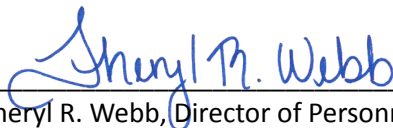


NOTICE OF RULE REINSTATEMENT

On November 25, 2022, the Governor issued a Proclamation terminating the March 16, 2020, State of Emergency Declaration related to the outbreak of the COVID-19 virus effective January 1, 2023.

Pursuant to the authority delegated by the Governor in his Declaration:

The West Virginia Division of Personnel (DOP) does hereby provide notice that the emergency rules and statute regulations suspended by the State Personnel Board effective March 26, 2020, shall be **REINSTATED effective January 1, 2023**. The reinstated rule or rules are specified in the attached.



Sheryl R. Webb, Director of Personnel

SUMMARY OF REINSTATED RULES

The following is a summary of provisions of the Administrative Rule of the West Virginia Division of Personnel, W. Va. Code R. § 143-1-1 et seq., **REINSTATED effective January 1, 2023**, in response to the Proclamation terminating the state of emergency by Governor Jim Justice on, November 25, 2022.

SUMMARY

REFERENCE

- 4.7 Pertaining to the timeframe for a classified employee or appointing authority to submit a position classification reconsideration request
- 4.8 Pertaining to the need to request an extension of a temporary classification upgrade and the requirement that the employee has attained permanent status
- 4.9.e Pertaining to the timeframe for classified-exempt employees to submit position classification reconsideration
- 6.2 Pertaining to the requirement to publicly announce positions for fifteen (15) days
- 6.4.c Pertaining to the timeframe for a disqualified applicant to appeal to the Director of Personnel and the timeframe during which the Director must respond
- 7.3.d Pertaining to the timeframe for an applicant who has been removed from a register to appeal to the State Personnel Board
- 7.3.e Pertaining to the timeframe during which the State Personnel Board must respond to an appeal from an applicant removed from a register
- 8.2.a.1 Pertaining to the requirement to hire from the top ten (10) names on a register
- 8.2.a.3 Pertaining to the timeframe during which a register is valid
- 9.2.a Pertaining to the requirement to hire from the top ten (10) names on a register
- 9.3.a Pertaining to the six-month cap on provisional employment
- 9.5 Pertaining to the requirement to post positions for ten (10) days
- 9.5.e Pertaining to the timeframe during which a job posting is valid

- 9.5.g Pertaining to the timeframes during which a position must be reposted when a selected individual refuses a job offer, fails to report to work, or resigns within the first thirty (30) days of employment
- 10.1.b Pertaining to the length of the probationary period
- 10.4 Pertaining to the prohibition of transfers during the probationary period
- 12.4 Pertaining to layoff
- 13 Pertaining to the timeframe for which an individual may submit a request for reconsideration and the timeframe during which the Director of Personnel must respond
- 14.2 Pertaining to the timeframe during which an appointing authority must notify the Director of Personnel of a change to the agency work schedule
- 14.3.h Pertaining to the requirement for a physician's statement for use of annual leave when sick leave is exhausted. Provided, that an appointing authority may require a physician's release to return to work, as appropriate
- 14.4.f.3 and 14.4.j Pertaining to the requirement for a physician's statement for use of sick leave. Provided, that an appointing authority may require a physician's release to return to work, as appropriate
- 14.f.6 Pertaining to the 80-hour cap for use of family sick leave. Provided, that an appointing authority may require a physician's release to return to work, as appropriate
- 14.4.g Pertaining to the requirement for a physician's statement for use of leave. Provided, that an appointing authority may require a physician's release to return to work, as appropriate
- 4.8.c.I.B, C, and 14.8.d.2 Pertaining to the requirement for a physician's statement for a medical leave of absence without pay. Provided, that an appointing authority may require a physician's release to return to work, as appropriate