

2 **H. B. 2586**

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4 (By Delegates Brown, D. Poling, Fleischauer and Talbott)  
5 [Introduced January 19, 2011; referred to the Committee  
6 on Roads and Transportation then the Judiciary]  
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10 A BILL to amend and reenact article 8, chapter 64 of the Code of  
11 West Virginia, 1931, as amended, relating to authorizing the  
12 Commissioner of Highways to promulgate a legislative rule  
13 relating to the use of state road rights of way and adjacent  
14 areas.

15 *Be it enacted by the Legislature of West Virginia:*

16 That article 8, chapter 64 of the Code of West Virginia, 1931,  
17 as amended, be amended and reenacted to read as follows:

18 **ARTICLE 8. AUTHORIZATION FOR DEPARTMENT OF TRANSPORTATION TO**  
19 **PROMULGATE LEGISLATIVE RULES.**

20 **§64-8-1. Commissioner of Highways.**

21 The legislative rule filed in the state register on the  
22 sixteenth day of July, two thousand ten, authorized under the  
23 authority of section one, article twenty, chapter seventeen, of  
24 this code, relating to the Commissioner of Highways (use of state  
25 road rights of way and adjacent areas, 157 CSR 6), is authorized.

1           NOTE: The purpose of this bill is to authorize the  
2 Commissioner of Highways to promulgate a legislative rule relating  
3 to the Use of State Road Rights of Way and Adjacent Areas.

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5           This section is new; therefore, strike-throughs and  
6 underscoring have been omitted.