

2 **H. B. 2905**

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4 (By Delegates Brown, D. Poling, Fleischauer and Talbott)
5 [Introduced January 27, 2011; referred to the Committee
6 on Health and Human Resources then the Judiciary]

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10 A BILL to amend and reenact article 5, chapter 64 of the Code of
11 West Virginia, 1931, as amended, relating to authorizing the
12 Department of Health and Human Resources to promulgate a
13 legislative rule relating to a safety and treatment program.
14 *Be it enacted by the Legislature of West Virginia:*

15 That article 5, chapter 64 of the Code of West Virginia, 1931,
16 as amended, be amended and reenacted to read as follows:

17 **ARTICLE 5. AUTHORIZATION FOR DEPARTMENT OF HEALTH AND HUMAN**
18 **RESOURCES TO PROMULGATE LEGISLATIVE RULES.**

19 **§64-5-1. Department of Health and Human Resources.**

20 The legislative rule filed in the state register on the
21 thirtieth day of July, two thousand ten, authorized under the
22 authority of section three, article five-a, chapter seventeen-c, of
23 this code, modified by the Department of Health and Human Resources
24 to meet the objections of the Legislative Rule-Making Review
25 Committee and refiled in the state register on the third day of

1 December, two thousand ten, relating to the Department of Health
2 and Human Resources (safety and treatment program, 64 CSR 98), is
3 authorized.

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5 NOTE: The purpose of this bill is to authorize the Department
6 of Health and Human Resources to promulgate a legislative rule
7 relating to a Safety and Treatment Program.

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