

2 **H. B. 4228**

3 (By Delegate(s) Brown, Poling, D., Fleischauer, Talbott, and
4 Overington)

5 [Introduced January 19, 2012; referred to the Committee on
6 Finance then the Judiciary.]

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10 A BILL to amend and reenact article 9, chapter 64 of the Code of
11 West Virginia, 1931, as amended, relating to authorizing the
12 Secretary of the Department of Health and Human Resources, the
13 Insurance Commissioner and the Chair of the West Virginia
14 Health Care Authority to promulgate a legislative rule
15 relating to an all-payer claims database -- data submission
16 requirements.

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

18 That article 9, chapter 64 of the Code of West Virginia, 1931,
19 as amended, be amended and reenacted to read as follows:

20 **ARTICLE 9. AUTHORIZATION FOR MISCELLANEOUS AGENCIES AND BOARDS TO**
21 **PROMULGATE LEGISLATIVE RULES.**

22 **§64-9-1. Secretary of the Department of Health and Human**
23 **Resources, the Insurance Commissioner and the Chair of the West**
24 **Virginia Health Care Authority .**

25 The legislative rule filed in the State Register on the
26 twenty-eighth day of July, two thousand eleven, authorized under

1 the authority of section three, article two, chapter thirty-three,
2 of this code, modified by the Secretary of the Department of Health
3 and Human Resources, the Insurance Commissioner and the Chair of
4 the West Virginia Health Care Authority to meet the objections of
5 the Legislative Rule-Making Review Committee and refiled in the
6 State Register on the twenty-first day of October, two thousand
7 eleven, relating to the Secretary of the Department of Health and
8 Human Resources, the Insurance Commissioner and the Chair of the
9 West Virginia Health Care Authority (all-payer claims database --
10 data submission requirements, [114A CSR 1](#)), is authorized.

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12 NOTE: The purpose of this bill is to authorize the Secretary
13 of the Department of Health and Human Resources, the Insurance
14 Commissioner and the Chair of the West Virginia Health Care
15 Authority to promulgate a legislative rule relating to an All-payer
16 Claims Database -- Data Submission Requirements.

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