

2 **Senate Bill No. 280**

3 (By Senator Minard)

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5 [Introduced January 18, 2012; referred to the Committee on
6 Transportation and Infrastructure; and then to the Committee on
7 the Judiciary.]

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11 A BILL to amend and reenact article 8, chapter 64 of the Code of
12 West Virginia, 1931, as amended, relating to authorizing the
13 Commissioner of Highways to promulgate a legislative rule
14 relating to the construction and reconstruction of state
15 roads.

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

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

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

21 **§64-8-1. Commissioner of Highways.**

22 The legislative rule filed in the State Register on the
23 twenty-first day of July, two thousand eleven, authorized under the
24 authority of section eight, article two-a, chapter seventeen, of

1 this code, modified by the Commissioner of Highways to meet the
2 objections of the Legislative Rule-Making Review Committee and
3 refiled in the State Register on the tenth day of January, two
4 thousand twelve, relating to the Commissioner of Highways
5 (construction and reconstruction of state roads, [157 CSR 3](#)), is
6 authorized.

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8 NOTE: The purpose of this bill is to authorize the
9 Commissioner of Highways to promulgate a legislative rule relating
10 to the Construction and Reconstruction of State Roads.

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