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H. B. 4071

(By Delegates Poore, Marcum, Eldridge and Fleischauer)
[Introduced January 9, 2014; referred to the
Committee on Health and Human Resources then the
Judiciary.]

A BILL to amend and reenact article 5, chapter 64 of the Code of
West Virginia, 1931, as amended, relating to authorizing the
Department of Health and Human Resources to promulgate a
legislative rule relating to medication administration by
unlicensed personnel.

Be it enacted by the Legislature of West Virginia:

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

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

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

The legislative rule filed in the State Register on July 29,
2013, authorized under the authority of section eleven, article
five-o, chapter sixteen of this code, modified by the Department of
Health and Human Resources to meet the objections of the

1 Legislative Rule-Making Review Committee and refiled in the State
2 Register on November 8, 2013, relating to the Department of Health
3 and Human Resources (medication administration by unlicensed
4 personnel, [64 CSR 60](#)), is authorized.

NOTE: The purpose of this bill is to authorize the Department of Health and Human Resources to promulgate a legislative rule relating to Medication Administration by Unlicensed Personnel.

This section is new; therefore, it has been completely underscored.