

1 **H. B. 4079**2
3 (By Delegates Poore, Marcum, Eldridge and
4 Fleischauer)5 [Introduced January 9, 2014; referred to the
6 Committee on Banking and Insurance then the Judiciary.]
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910 A BILL to amend and reenact article 7, chapter 64 of the Code of
11 West Virginia, 1931, as amended, relating to authorizing the
12 Insurance Commissioner to promulgate a legislative rule
13 relating to utilization review and benefit determination.14 *Be it enacted by the Legislature of West Virginia:*15 That article 7, chapter 64 of the Code of West Virginia, 1931,
16 as amended, be amended and reenacted to read as follows:17 **ARTICLE 7. AUTHORIZATION FOR DEPARTMENT OF REVENUE TO PROMULGATE**
18 **LEGISLATIVE RULES.**19 **§64-7-1. Insurance Commissioner.**20 The legislative rule filed in the State Register on July 26,
21 2013, authorized under the authority of section four, article
22 sixteen-h, chapter thirty-three of this code, modified by the
23 Insurance Commissioner to meet the objections of the Legislative

1 Rule-Making Review Committee and refiled in the State Register on
2 November 1, 2013, relating to the Insurance Commissioner
3 (utilization review and benefit determination, [114 CSR 95](#)), is
4 authorized.

NOTE: The purpose of this bill is to authorize the Insurance Commissioner to promulgate a legislative rule relating to utilization review and benefit determination.

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