

# **WEST VIRGINIA LEGISLATURE**

## **2017 REGULAR SESSION**

**Introduced**

### **House Bill 2259**

BY DELEGATE SOBONYA

[Introduced February 9, 2017; referred to the  
committee on Health and Human Resources then the  
Judiciary.]

1 A BILL to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating  
 2 to authorizing the Health Care Authority to promulgate a legislative rule relating to  
 3 Exemption from Certificate of Need.

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

1 That §64-5-1 of the Code of West Virginia, 1931, as amended, be amended and reenacted  
 2 to read as follows:

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

**§64-5-1. Health Care Authority.**

1 The legislative rule filed in the State Register on August 22, 2016, authorized under the  
 2 authority of section four, article two-d, chapter sixteen of this code, modified by the Health Care  
 3 Authority to meet the objections of the Legislative Rule-making Review Committee and refiled in  
 4 the State Register on January 6, 2017, relating to the Health Care Authority (Exemption from  
 5 Certificate of Need, [65 CSR 29](#)), is authorized.

NOTE: The purpose of this bill is to authorize the Health Care Authority to promulgate a legislative rule relating to Exemption from Certificate of Need.

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