

WEST VIRGINIA LEGISLATURE

2018 REGULAR SESSION

Committee Substitute

for

Senate Bill 184

BY SENATOR MAYNARD

[Originating in the Committee on the Judiciary;

reported on January 26, 2018]

1 A BILL to amend and reenact §64-8-1 of the Code of West Virginia, 1931, as amended, relating
2 generally to authorizing and directing the Division of Highways to promulgate certain
3 legislative rules as filed, as modified, and as amended, and repealing a rule; authorizing
4 the Division of Highways to promulgate a legislative rule relating to the disposal, lease,
5 and management of real property and appurtenant structures, and relocation assistance;
6 directing the Division of Highways to promulgate a legislative rule relating to employment
7 procedures; and repealing the Division of Highways legislative rule relating to waste tire
8 remediation/environmental clean-up.

Be it enacted by the Legislature of West Virginia:

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

§64-8-1. Division of Highways.

1 (a) The legislative rule filed in the State Register on July 28, 2017, authorized under the
2 authority of §17-2A-19 of this code, modified by the Division of Highways to meet the objections
3 of the Legislative Rule-Making Review Committee and refiled in the State Register on December
4 13, 2017, relating to the Division of Highways (disposal, lease, and management of real property
5 and appurtenant structures and relocation assistance, 157 CSR 2), is authorized.

6 (b) The Legislature directs the Division of Highways, pursuant to the authority given to the
7 division in §17-2A-24 of this code, to promulgate the legislative rule filed in the State Register by
8 the division on January 22, 2018, relating to the division (employment procedures, 157 CSR 12)
9 with the following amendments:

10 On page 2, by striking out all of subsection 2.8;

11 And,

12 By renumbering the remaining subsections.

13 (c) The legislative rule effective on May 4, 2001, authorized under the authority of §17-23-
14 2 of this code, relating to the Division of Highways (waste tire remediation/environmental clean-
15 up, 157 CSR 8), is repealed.