

# **WEST VIRGINIA LEGISLATURE**

## **2021 REGULAR SESSION**

### **Committee Substitute**

**for**

### **Senate Bill 126**

SENATOR SYPOLT, *original sponsor*

[Originating in the Committee on the Judiciary;

reported on February 12, 2021]



1 A BILL to amend and reenact §64-2-1 *et seq.* of the Code of West Virginia, 1931, as amended,  
2 all relating generally, to authorizing certain agencies of the Department of Administration  
3 to promulgate legislative rules; authorizing the rules as filed, as modified, and as amended  
4 by the Legislative Rule-Making Review Committee; authorizing the Department of  
5 Administration to promulgate a legislative rule relating to purchasing; authorizing the State  
6 Board of Risk and Insurance Management to promulgate a legislative rule relating to mine  
7 subsidence insurance; authorizing the State Board of Risk and Insurance Management to  
8 promulgate a legislative rule relating to the public entities insurance program; and  
9 authorizing the State Board of Risk and Insurance Management to promulgate a legislative  
10 rule relating to the procedure for providing written notification of claims of potential liability  
11 to the state or its employees.

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

**ARTICLE 2. AUTHORIZATION FOR DEPARTMENT OF ADMINISTRATION TO  
PROMULGATE LEGISLATIVE RULES.**

**§64-2-1. Department of Administration.**

1 The legislative rule filed in the State Register on August 10, 2020, authorized under the  
2 authority of §5A-3-4 of this code, relating to the Department of Administration (purchasing, 148  
3 CSR 01), is authorized with the following amendment:

4 On page 24, by striking out all of section 15.

**§64-2-2. State Board of Risk and Insurance Management.**

1 (a) The legislative rule filed in the State Register on August 18, 2020, authorized under  
2 the authority of §33-30-15 of this code, relating to the State Board of Risk and Insurance  
3 Management (mine subsidence insurance, 115 CSR 01), is authorized.

4 (b) The legislative rule filed in the State Register on August 18, 2020, authorized under  
5 the authority of §29-12-5 of this code, modified by the State Board of Risk and Insurance

6 Management to meet the objections of the Legislative Rule-Making Review Committee and refiled  
7 in the State Register on November 30, 2020, relating to the State Board of Risk and Insurance  
8 Management (public entities insurance program, 115 CSR 02), is authorized.

9 (c) The legislative rule filed in the State Register on August 18, 2020, authorized under  
10 the authority of §29-12-5 of this code, relating to the State Board of Risk and Insurance  
11 Management (procedures for providing written notification of claims of potential liability to the  
12 state or its employees, 115 CSR 05), is authorized.