

# **WEST VIRGINIA LEGISLATURE**

**2021 REGULAR SESSION**

**Introduced**

## **Senate Bill 154**

BY SENATOR SYPOLT

[Introduced February 11, 2021; referred  
to the Committee on 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 Department of Health and Human Resources to promulgate a legislative  
3 rule relating to procedure to contest the substantiation of child abuse or neglect.

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

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

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

1 The legislative rule filed in the State Register on August 26, 2020, authorized under the  
2 authority of §49-4-601b of this code, modified by the Department of Health and Human Resources  
3 to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State  
4 Register on December 15, 2020, relating to the Department of Health and Human Resources  
5 (procedure to contest the substantiation of child abuse or neglect, [78 CSR 27](#)), 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 procedure to contest the substantiation of child abuse or neglect.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.