

WEST VIRGINIA LEGISLATURE

2024 REGULAR SESSION

Introduced

House Bill 4055

BY Delegate Smith

[Introduced January 10, 2024; referred
to 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 to
2 authorizing the Department of Health and Human Resources to promulgate a legislative
3 rule relating to certificate of need.

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 July 21, 2023, authorized under the
2 authority of §16-2D-4 of this code, relating to the Department of Health and Human Resources
3 (certificate of need, [65 CSR 32](#)), 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 certificate of need.

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