

# **WEST VIRGINIA LEGISLATURE**

**2020 REGULAR SESSION**

**ENROLLED**

**Committee Substitute**

**for**

**House Bill 4042**

BY DELEGATES HOWELL, BIBBY, J. JEFFRIES, WAXMAN, J.

KELLY AND CADLE

[Passed February 7, 2020; in effect ninety days from  
passage.]



1 AN ACT to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,  
2 designated §5A-1-12, relating to requiring agencies exempt from some or all of state  
3 purchasing requirements to adopt procedural rules establishing their purchasing  
4 procedures.

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

**ARTICLE 1. DEPARTMENT OF ADMINISTRATION.**

**§5A-1-12. Procedural rules required for exempt agencies.**

1 (a) An agency that has been exempted from some or all of the requirements of this  
2 chapter, by either a provision of this chapter or in another provision of this code, shall adopt  
3 procedural rules, under §29A-3-1 *et seq.* or §29A-3A-1 *et seq.* of this code, establishing its  
4 purchasing procedures.

5 (b) For agencies that have been exempted prior to the effective date of this section, the  
6 written procedures shall be filed no later than September 1, 2020. After September 1, 2020, any  
7 agency which has not filed its procedural rule as required by this section shall follow the  
8 procurement requirements established by the Purchasing Division.

9 (c) For agencies that are exempted after the effective date of this section, the written  
10 procedures shall be filed before the exemption may take effect.



The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

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*Chairman, House Committee*

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*Chairman, Senate Committee*

Originating in the House.

In effect ninety days from passage.

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*Clerk of the House of Delegates*

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*Clerk of the Senate*

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*Speaker of the House of Delegates*

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*President of the Senate*

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The within ..... this the.....  
day of ....., 2020.

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*Governor*