WEST virginia legislature

2025 regular session

Committee Substitute

for

House Bill 2222

BY Delegate D. Smith

[Originating in the Committee on Government Organization; Reported on February 25, 2025]

A BILL to amend and reenact §64-2-1 *et seq.* of the Code of West Virginia, 1931, as amended, relating to authorizing certain agencies of the Department of Administration to promulgate legislative rules; authorizing the rules as filed and as modified by the Legislative Rule-Making Review Committee; authorizing the Department of Administration to promulgate a legislative rule relating to the administration of records management and preservation; authorizing the Department of Administration to promulgate a legislative rule relating to retention and disposal scheduling; authorizing the Department of Administration to promulgate a legislative rule relating to the management of records maintained by the Records Center; authorizing the Department of Administration to promulgate a legislative rule relating to exemptions from management services provided by the Fleet Management Division; authorizing the Department of Administration to promulgate a legislative rule relating to financial services reporting; authorizing the Information Services and Communications Division to promulgate a legislative rule relating to the plan of operation; authorizing the Information Services and Communications Division to promulgate a legislative rule relating to telecommunications payments made by state spending units; authorizing the Office of Technology to promulgate a legislative rule relating to the plan of operation; authorizing the Office of Technology to promulgate a legislative rule relating to telecommunications payments made by state spending units; authorizing Public Defender Services to promulgate a rule relating to the payment of fees and reimbursement of expenses of court-appointed attorneys.

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 March 27, 2024, authorized under the authority of §5A-8-8 of this code, relating to the Department of Administration (general administration of records management and preservation, [148 CSR 12](http://apps.sos.wv.gov/adlaw/csr/rule.aspx?rule=148-12)), is authorized.
2. The legislative rule filed in the State Register on March 27, 2024, authorized under the authority of §5A-8-8 of this code, relating to the Department of Administration (retention and disposal scheduling, ([148 CSR 13](http://apps.sos.wv.gov/adlaw/csr/rule.aspx?rule=148-13)), is authorized.
3. The legislative rule filed in the State Register on March 27, 2024, authorized under the authority of §5A-8-8 of this code, relating to the Department of Administration (management of records maintained by the Records Center, [148 CSR 14](http://apps.sos.wv.gov/adlaw/csr/rule.aspx?rule=148-14)), is authorized.
4. The legislative rule filed in the State Register on April 30, 2024, authorized under the authority of §5A-12-9 of this code, relating to the Department of Administration (exemptions from management services provided by the Fleet Management Division, [148 CSR 23](http://apps.sos.wv.gov/adlaw/csr/rule.aspx?rule=148-23)), is authorized.
5. The legislative rule filed in the State Register on March 11, 2024, authorized under the authority of §5A-2B-2 of this code, relating to the Department of Administration (financial services reporting, [148 CSR 24](http://apps.sos.wv.gov/adlaw/csr/rule.aspx?rule=148-24)), is authorized.

§64-2-2. Information Services and Communications Division.

1. The legislative rule filed in the State Register on November 12, 2024, authorized under the authority of §5A-7-2 of this code, relating to the Information Services and Communications Division (plan of operation, [161 CSR 01](http://apps.sos.wv.gov/adlaw/csr/rule.aspx?rule=161-01)), is authorized.
2. The legislative rule filed in the State Register on November 12, 2024, authorized under the authority of §5A-7-4 of this code, relating to the Information Services and Communications Divisions (telecommunications payments made by state spending units, [161 CSR 02](http://apps.sos.wv.gov/adlaw/csr/rule.aspx?rule=161-02)), is authorized.

§64-2-3. Office of Technology.

1. The legislative rule filed in the State Register on August 29, 2024, authorized under the authority of §5A-6-4 of this code, modified by the Office of Technology to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 11, 2024, relating to the Office of Technology (plan of operation, [163 CSR 04](http://apps.sos.wv.gov/adlaw/csr/rule.aspx?rule=163-04)), is authorized.
2. The legislative rule filed in the State Register on August 29, 2024, authorized under the authority of §5A-6-4 of this code, modified by the Office of Technology to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 11, 2024, relating to the Office of Technology (telecommunications payments made by state spending units, [163 CSR 05](http://apps.sos.wv.gov/adlaw/csr/rule.aspx?rule=163-05)), is authorized.

§64-2-4. Public Defender Services.

The legislative rule filed in the State Register on August 19, 2024, authorized under the authority of §29-21-5 of this code, relating to the Public Defender Services (payment of fees and reimbursement of expenses of court-appointed attorneys, [89 CSR 01](http://apps.sos.wv.gov/adlaw/csr/rule.aspx?rule=89-01)), is authorized.

NOTE: The purpose of this bill is to authorize the Department of Administration and certain agencies thereof to promulgate legislative rules.

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