

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]

1 A BILL to amend and reenact §64-2-1 *et seq.* of the Code of West Virginia, 1931, as amended,
2 relating to authorizing certain agencies of the Department of Administration to promulgate
3 legislative rules; authorizing the rules as filed and as modified by the Legislative Rule-
4 Making Review Committee; authorizing the Department of Administration to promulgate a
5 legislative rule relating to the administration of records management and preservation;
6 authorizing the Department of Administration to promulgate a legislative rule relating to
7 retention and disposal scheduling; authorizing the Department of Administration to
8 promulgate a legislative rule relating to the management of records maintained by the
9 Records Center; authorizing the Department of Administration to promulgate a legislative
10 rule relating to exemptions from management services provided by the Fleet Management
11 Division; authorizing the Department of Administration to promulgate a legislative rule
12 relating to financial services reporting; authorizing the Information Services and
13 Communications Division to promulgate a legislative rule relating to the plan of operation;
14 authorizing the Information Services and Communications Division to promulgate a
15 legislative rule relating to telecommunications payments made by state spending units;
16 authorizing the Office of Technology to promulgate a legislative rule relating to the plan of
17 operation; authorizing the Office of Technology to promulgate a legislative rule relating to
18 telecommunications payments made by state spending units; authorizing Public Defender
19 Services to promulgate a rule relating to the payment of fees and reimbursement of
20 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 (a) 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](#)), is authorized.

(b) 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](#)), is authorized.

(c) 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](#)), is authorized.

(d) 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](#)), is authorized.

(e) 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](#)), is authorized.

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

(a) 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](#)), is authorized.

(b) 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](#)), is authorized.

§64-2-3. Office of Technology.

(a) 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

3 objections of the Legislative Rule-Making Review Committee and refiled in the State Register on
4 October 11, 2024, relating to the Office of Technology (plan of operation, [163 CSR 04](#)), is
5 authorized.

6 (b) The legislative rule filed in the State Register on August 29, 2024, authorized under
7 the authority of §5A-6-4 of this code, modified by the Office of Technology to meet the objections of
8 the Legislative Rule-Making Review Committee and refiled in the State Register on October 11,
9 2024, relating to the Office of Technology (telecommunications payments made by state spending
10 units, 163 CSR 05), is authorized.

§64-2-4. Public Defender Services.

1 The legislative rule filed in the State Register on August 19, 2024, authorized under the
2 authority of §29-21-5 of this code, relating to the Public Defender Services (payment of fees and
3 reimbursement of expenses of court-appointed attorneys, [89 CSR 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.