

WEST VIRGINIA LEGISLATURE

2025 REGULAR SESSION

Committee Substitute

for

Senate Bill 336

BY SENATOR WOODRUM

[Reported February 20, 2025, from the Committee on
the Judiciary]

1 A BILL to amend and reenact §64-6-1 *et seq.* of the Code of West Virginia, 1931, as amended,
2 relating to authorizing certain agencies of the Department of Homeland Security to
3 promulgate legislative rules; authorizing the rules as filed and as modified by the
4 Legislative Rule-Making Review Committee; authorizing the Governor's Committee on
5 Crime, Delinquency, and Correction to promulgate a legislative rule relating to the protocol
6 for law-enforcement response to child abuse and neglect; authorizing the Governor's
7 Committee on Crime, Delinquency, and Correction to promulgate a legislative rule relating
8 to sexual assault forensic examinations; authorizing the Division of Protective Services to
9 promulgate a legislative rule relating to the ranks and duties of officers within the
10 membership of the division; authorizing the State Emergency Response Commission to
11 promulgate a legislative rule relating to the Emergency Planning Grant Program;
12 authorizing the West Virginia State Police to promulgate a legislative rule relating to cadet
13 selection; and authorizing the West Virginia State Police to promulgate a legislative rule
14 relating to the West Virginia State Police Career Progression System.

Be it enacted by the Legislature of West Virginia:

**ARTICLE 6. AUTHORIZATION FOR DEPARTMENT OF HOMELAND SECURITY TO
PROMULGATE LEGISLATIVE RULES.**

§64-6-1. Governor's Committee on Crime, Delinquency, and Correction.

1 (a) The legislative rule filed in the State Register on August 28, 2024, authorized under
2 the authority of §15-9-5 of this code, modified by the Governor's Committee on Crime,
3 Delinquency, and Correction to meet the objections of the Legislative Rule-Making Review
4 Committee and refiled in the State Register on November 20, 2024, relating to the Governor's
5 Committee on Crime, Delinquency, and Correction (protocol for law-enforcement response to
6 child abuse and neglect, 149 CSR 08), is authorized.

(b) The legislative rule filed in the State Register on September 9, 2024, authorized under the authority of §15-9B-4 of this code, modified by the Governor's Committee on Crime, Delinquency, and Correction to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on November 20, 2024, relating to the Governor's Committee on Crime, Delinquency, and Correction (sexual assault forensic examinations, 149 CSR 11), is authorized.

§64-6-2. Division of Protective Services.

The legislative rule filed in the State Register on August 28, 2024, authorized under the authority of §15-2D-3 of this code, relating to the Division of Protective Services (ranks and duties of officers within the membership of the division, 99 CSR 02), is authorized.

§64-6-3. State Emergency Response Commission.

The legislative rule filed in the State Register on August 29, 2024, authorized under the authority of §15-5A-5 of this code, modified by the State Emergency Response Commission to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 1, 2024, relating to the State Emergency Response Commission (Emergency Planning Grant Program, 55 CSR 02), is authorized.

§64-6-4. West Virginia State Police.

(a) The legislative rule filed in the State Register on August 28, 2024, authorized under the authority of §15-2-25 of this code, modified by the West Virginia State Police to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on October 1, 2024, relating to the West Virginia State Police (cadet selection, 81 CSR 02), is authorized with the following amendment:

On page 2, subdivision 3.2.11, by striking out the words “for two years”.

(b) The legislative rule filed in the State Register on August 28, 2024, authorized under the authority of §15-2-5 of this code, modified by the West Virginia State Police to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State Register on

- 10 October 1, 2024, relating to the West Virginia State Police (West Virginia State Police Career
- 11 Progression System, 81 CSR 03), is authorized.