

2 **H. B. 4205**

3 (By Delegate(s) Brown, Poling, D., Fleischauer, Talbott and
4 Overington)

5 [Introduced January 19, 2012; referred to the Committee on Health
6 and Human Resources then the Judiciary.]

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10 A BILL to amend and reenact article 5, chapter 64 of the Code of
11 West Virginia, 1931, as amended, relating to authorizing the
12 Department of Health and Human Resources to promulgate a
13 legislative rule relating to AIDs-related medical testing and
14 confidentiality.

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

16 That article 5, chapter 64 of the Code of West Virginia, 1931,
17 as amended, be amended and reenacted to read as follows:

18 **ARTICLE 5. AUTHORIZATION FOR DEPARTMENT OF HEALTH AND HUMAN**
19 **RESOURCES TO PROMULGATE LEGISLATIVE RULES.**

20 **§64-5-1. Department of Health and Human Resources.**

21 The legislative rule filed in the State Register on the
22 twenty-ninth day of July, two thousand eleven, authorized under the
23 authority of section four, article one, chapter sixteen, of this
24 code, modified by the Department of Health and Human Resources to
25 meet the objections of the Legislative Rule-Making Review Committee

1 and refiled in the State Register on the first day of December, two
2 thousand eleven, relating to the Department of Health and Human
3 Resources (AIDs-related medical testing and confidentiality, [64 CSR](#)
4 [64](#)), is authorized.

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6 NOTE: The purpose of this bill is to authorize the Department
7 of Health and Human Resources to promulgate a legislative rule
8 relating to AIDS-related Medical Testing and Confidentiality.

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