

2 **Senate Bill No. 278**

3 (By Senator Minard)

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5 [Introduced January 18, 2012; referred to the Committee on Health
6 and Human Resources; then to the Committee on Finance; and then
7 to the Committee on the Judiciary.]
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11 A BILL to amend and reenact article 5, chapter 64 of the Code of
12 West Virginia, 1931, as amended, relating to authorizing the
13 Department of Health and Human Resources to promulgate a
14 legislative rule relating to AIDS-related medical testing and
15 confidentiality.

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

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

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

21 **§64-5-1. Department of Health and Human Resources.**

22 The legislative rule filed in the State Register on the

1 twenty-ninth day of July, two thousand eleven, authorized under the
2 authority of section four, article one, chapter sixteen, of this
3 code, modified by the Department of Health and Human Resources to
4 meet the objections of the Legislative Rule-Making Review Committee
5 and refiled in the State Register on the first day of December, two
6 thousand eleven, relating to the Department of Health and Human
7 Resources (AIDs-related medical testing and confidentiality, [64 CSR](#)
8 [64](#)), is authorized.

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

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