1 114A CSR 2

2 **Senate Bill No. 320**

3 (By Senator Minard)

4 _____

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.]

8 _____

9

10

11 A BILL to amend and reenact article 9, chapter 64 of the Code of

12 West Virginia, 1931, as amended, relating to authorizing the

13 Secretary of the Department of Health and Human Resources, the

14 Insurance Commissioner and the Chair of the West Virginia

15 Health Care Authority to promulgate a legislative rule

16 relating to the all-payer claims database program's privacy

17 and security.

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

19 That article 7, chapter 64 of the Code of West Virginia, 1931,

20 as amended, be amended and reenacted to read as follows:

21 **ARTICLE 9. AUTHORIZATION FOR MISCELLANEOUS AGENCIES AND BOARDS TO**

22 **PROMULGATE LEGISLATIVE RULES.**

23 **§64-9-1. Secretary of the Department of Health and Human**

24 **Resources, the Insurance Commissioner and the Chair of the West**

1

1 **Virginia Health Care Authority** .

2   The legislative rule filed in the State Register on the

3 twenty-eighth day of July, two thousand eleven, authorized under

4 the authority of section three, article two, chapter thirty-three,

5 of this code, relating to the Secretary of the Department of Health

6 and Human Resources, the Insurance Commissioner and the Chair of

7 the West Virginia Health Care Authority (all-payer claims database

8 program's privacy and security, 114A CSR 2), is authorized.

9

10   NOTE: The purpose of this bill is to authorize the Secretary
11 of the Department of Health and Human Resources, the Insurance
12 Commissioner and the Chair of the West Virginia Health Care
13 Authority to promulgate a legislative rule relating to the All-
14 payer Claims Database Program's Privacy and Security.
15
16   This section is new; therefore, strike-throughs and
17 underscoring have been omitted.