

1 **H. B. 2669**

2
3 (By Delegates Poore, Marcum, Fleischauer, Frich,
4 Eldridge, and Sobonya.)

5 [Introduced February 25, 2013; referred to the
6 Committee on Health and Human Resources then the
7 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 pulse oximetry newborn testing.

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

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

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

19 **§64-5-1. Department of Health and Human Resources.**

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

1 Committee and refiled in the State Register on the tenth day of
2 January, two thousand thirteen, relating to the Department of
3 Health and Human Resources (pulse oximetry newborn testing, [64 CSR](#)
4 [100](#)), 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 Pulse Oximetry Newborn Testing.

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