

Senate Bill No. 263

(By Senator Snyder)

[Introduced February 20, 2013; referred to the Committee on
Health and Human Resources; and then to the Committee on the
Judiciary.]

A BILL to amend and reenact article 5, chapter 64 of the Code of
West Virginia, 1931, as amended, relating to authorizing the
Department of Health and Human Resources to promulgate a
legislative rule relating to pulse oximetry newborn testing.

Be it enacted by the Legislature of West Virginia:

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

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

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

The legislative rule filed in the State Register on the twenty-
seventh day of August, two thousand twelve, authorized under the
authority of section four, article one, chapter sixteen, of this

1 code, modified by the Department of Health and Human Resources to
2 meet the objections of the Legislative Rule-Making Review Committee
3 and refiled in the State Register on the tenth day of January, two
4 thousand thirteen, relating to the Department of Health and Human
5 Resources (pulse oximetry newborn testing, [64 CSR 100](#)), is
6 authorized.

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8 NOTE: The purpose of this bill is to authorize the Department
9 of Health and Human Resources to promulgate a legislative rule
10 relating to Pulse Oximetry Newborn Testing.

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