

WEST VIRGINIA LEGISLATURE

2016 REGULAR SESSION

Originating

Senate Bill 583

BY SENATORS TRUMP, MAYNARD, FERNS, CARMICHAEL,
CLINE, KARNES, GAUNCH, LEONHARDT, ASHLEY, SNYDER,
PALUMBO, BEACH, MILLER, KIRKENDOLL, ROMANO,
WOELFEL AND WILLIAMS

[Originating in the Committee on the Judiciary;

Reported on February 11, 2016.]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article,
2 designated §64-12-1, §64-12-2, §64-12-3, §64-12-4 and §64-12-5, all relating generally to
3 repealing certain legislative, procedural or interpretive rules promulgated by certain
4 agencies, boards and commissions which are no longer authorized or are obsolete;
5 authorizing certain agencies and commissions under Department of Administration to
6 repeal certain legislative and procedural rules; repealing Department of Administration
7 legislative rule relating to the availability of state surplus buildings and equipment to charity
8 food banks; repealing State Building Commission procedural rule relating to procedural
9 rules for meetings; repealing Ethics Commission legislative rule relating to advisory
10 opinions; repealing Ethics Commission legislative rule relating to guidelines and standards
11 for determining the existence of disqualifying financial interests; repealing Ethics
12 Commission legislative rule relating to contributions; repealing Public Employees
13 Insurance Agency procedural rules relating to procedural rules for the Public Employees
14 Insurance Agency Advisory Board; and repealing Board of Risk and Insurance
15 Management legislative rule relating to discontinuation of professional malpractice
16 insurance.

Be it enacted by the Legislature of West Virginia:

1 That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new
2 article, designated §64-12-1, §64-12-2, §64-12-3, §64-12-4 and §64-12-5, all to read as follows:

**ARTICLE 12. REPEAL OF UNAUTHORIZED AND OBSOLETE LEGISLATIVE RULES
BY THE DEPARTMENT OF ADMINISTRATION.**

§64-12-1. Department of Administration.

1 (a) The legislative rule effective on April 3, 1991, authorized under the authority of section
2 seven, article eight, chapter nine of this code, relating to the Department of Administration
3 (availability of state surplus buildings and equipment to charity food banks, 148 CSR 5), is
4 repealed.

§64-12-2. State Building Commission.

1 The procedural rule effective on July 21, 1995, authorized under the authority of section
2 three, article nine-a, chapter six of this code, relating to the State Building Commission
3 (procedural rules for meetings, 159 CSR 1), is repealed.

§64-12-3. Ethics Commission.

1 (a) The legislative rule effective on September 1, 1993, authorized under the authority of
2 section two, article two, chapter six-b of this code, relating to Ethics Commission (advisory
3 opinions, 158 CSR 2), is repealed.

4 (b) The legislative rule effective on April 10, 1995, authorized under the authority of section
5 twenty-eight, article twenty, chapter thirty-one of this code, relating to Ethics Commission
6 (guidelines and standards for determining the existence of disqualifying financial interests, 158
7 CSR 4), is repealed.

8 (c) The legislative rule effective on June 1, 1992, authorized under the authority of section
9 one, article two, chapter six-b of this code, relating to Ethics Commission (contributions, 158 CSR
10 10), is repealed.

§64-12-4. Public Employees Insurance Agency.

1 The procedural rule effective on June 20, 1991, authorized under the authority of section
2 six, article sixteen, chapter five of this code, relating to the Public Employees Insurance Agency
3 (procedural rules for the Public Employees Insurance Agency Advisory Board, 151 CSR 5), is
4 repealed.

§64-12-5. Board of Risk and Insurance Management.

1 The legislative rule effective on April 14, 1992, authorized under the authority of section
2 five, article twelve, chapter twenty-nine of this code, relating to the Board of Risk and Insurance
3 Management (discontinuation of professional malpractice insurance, 115 CSR 4), is repealed.