

WEST VIRGINIA LEGISLATURE

2020 REGULAR SESSION

Committee Substitute

for

Senate Bill 323

SENATOR MAYNARD, *original sponsor*

[Originating in the Committee on the Judiciary;

reported on January 16, 2020]

1 A BILL to amend and reenact §64-2-1 *et seq.* of the Code of West Virginia, 1931, as amended,
2 relating generally to authorizing certain agencies of the Department of Administration to
3 promulgate legislative rules; authorizing the rules as filed and as modified by the
4 Legislative Rule-Making Review Committee; authorizing the Department of Administration
5 to promulgate a legislative rule relating to rules for the general administration of records
6 management and preservation; authorizing the Department of Administration to
7 promulgate a legislative rule relating to retention and disposal scheduling; authorizing the
8 Department of Administration to promulgate a legislative rule relating to management of
9 records maintained by the records center; authorizing the Department of Administration to
10 promulgate a legislative rule relating to exemptions from management services provided
11 by the fleet management division; authorizing the Department of Administration to
12 promulgate a legislative rule relating to financial services reporting; and authorizing Public
13 Defender Services to promulgate a legislative rule relating to payment of fees and
14 reimbursement of expenses of court-appointed attorneys.

Be it enacted by the Legislature of West Virginia:

**ARTICLE 2. AUTHORIZATION FOR DEPARTMENT OF ADMINISTRATION TO
PROMULGATE LEGISLATIVE RULES.**

§64-2-1. Department of Administration.

1 (a) The legislative rule filed in the State Register on July 26, 2019, authorized under the
2 authority of §5A-8-8 of this code, relating to the Department of Administration (rules for the general
3 administration of records management and preservation, 148 CSR 12), is authorized.

4 (b) The legislative rule filed in the State Register on July 26, 2019, authorized under the
5 authority of §5A-8-8 of this code, relating to the Department of Administration (retention and
6 disposal scheduling, 148 CSR 13), is authorized.

7 (c) The legislative rule filed in the State Register on July 26, 2019, authorized under the
8 authority of §5A-8-8 of this code, relating to the Department of Administration (management of
9 records maintained by the records center, 148 CSR 14), is authorized.

10 (d) The legislative rule filed in the State Register on July 8, 2019, authorized under the
11 authority of §5A-12-9 of this code, relating to the Department of Administration (exemptions from
12 management services provided by the fleet management division, 148 CSR 23), is authorized.

13 (e) The legislative rule filed in the State Register on July 26, 2019, authorized under the
14 authority of §5A-2B-2 of this code, modified by the Department of Administration to meet the
15 objections of the Legislative Rule-Making Review Committee and refiled in the State Register on
16 October 29, 2019, relating to the Department of Administration (financial services reporting, 148
17 CSR 24), is authorized.

§64-2-2. Public Defender Services.

1 The legislative rule filed in the State Register on July 22, 2019, authorized under the
2 authority of §29-21-13a of this code, modified by the Public Defender Services to meet the
3 objections of the Legislative Rule-Making Review Committee and refiled in the State Register on
4 January 2, 2020, relating to the Public Defender Services (payment of fees and reimbursement
5 of expenses of court-appointed attorneys, 89 CSR 01), is authorized.