

WEST VIRGINIA LEGISLATURE

2021 REGULAR SESSION

Introduced

House Bill 2439

BY DELEGATE FOSTER

[Introduced February 13, 2021; Referred
to the Committee on Government Organization]

1 A BILL to amend and reenact §64-5-1 of the Code of West Virginia, 1931, as amended, relating
 2 to authorizing the Department of Health and Human Resources to promulgate a legislative
 3 rule relating to minimum licensing requirements for residential child care and treatment
 4 facilities for children and transitioning adults and vulnerable and transitioning youth group
 5 homes and programs in West Virginia.

Be it enacted by the Legislature of West Virginia:

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

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

1 The legislative rule filed in the State Register on August 25, 2020, authorized under the
 2 authority of §49-2-121 of this code, modified by the Department of Health and Human Resources
 3 to meet the objections of the Legislative Rule-Making Review Committee and refiled in the State
 4 Register on December 15, 2020, relating to the Department of Health and Human Resources
 5 (minimum licensing requirements for residential child care and treatment facilities for children and
 6 transitioning adults and vulnerable and transitioning youth group homes and programs in West
 7 Virginia, [78 CSR 03](#)), is authorized.

NOTE: The purpose of this bill is to authorize the Department of Health and Human Resources to promulgate a legislative rule relating to minimum licensing requirements for residential child care and treatment facilities for children and transitioning adults and vulnerable and transitioning youth group homes and programs in West Virginia.

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