

WEST VIRGINIA LEGISLATURE

2021 REGULAR SESSION

Introduced

Senate Bill 146

BY SENATOR SYPOLT

[Introduced February 11, 2021; referred
to the Committee on the Judiciary]

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 client rights at state-operated mental health facilities.

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 26, 2020, authorized under the
 2 authority of §27-5-9(g) 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 9, 2020, relating to the Department of Health and Human Resources (client
 5 rights at state-operated mental health facilities, [64 CSR 59](#)), 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 client rights at state-operated mental health facilities.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.