

# **WEST VIRGINIA LEGISLATURE**

**2021 REGULAR SESSION**

**Introduced**

## **Senate Bill 147**

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 delegation of medication administration and health maintenance tasks to  
 4 approved medication assistive personnel.

*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 21, 2020, authorized under the  
 2 authority of §16-5O-11 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 16, 2020, relating to the Department of Health and Human Resources  
 5 (delegation of medication administration and health maintenance tasks to approved medication  
 6 assistive personnel, [64 CSR 60](#)), 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 delegation of medication administration and health maintenance tasks to approved medication assistive personnel.

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