

# **WEST VIRGINIA LEGISLATURE**

**2022 REGULAR SESSION**

**Introduced**

## **Senate Bill 297**

BY SENATOR SYPOLT

[Introduced January 17, 2022; 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 Health Care Authority to promulgate a legislative rule relating to  
3 certificate of need.

*Be it enacted by the Legislature of West Virginia:*

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

**§64-5-1. Health Care Authority.**

1 The legislative rule filed in the State Register on July 30, 2021, authorized under the  
2 authority of §16-2D-4 of this code, modified by the Health Care Authority to meet the objections  
3 of the Legislative Rule-Making Review Committee and refiled in the State Register on December  
4 20, 2021, relating to the Health Care Authority (Certificate of Need , [65 CSR 32](#)), is authorized.

NOTE: The purpose of this bill is to authorize the Health Care Authority to promulgate a legislative rule relating to Certificate of Need.

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