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SPEAKER

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1996

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## ENROLLED

*Com. Sub. For*  
HOUSE BILL No. 4229

(By Delegates Douglas, Gallagher  
Faircloth, Compton, Lench, Riggs)

— • —

Passed March 9 1996

In Effect From Passage

**ENROLLED**  
**COMMITTEE SUBSTITUTE**  
**FOR**

**H. B. 4229**

(BY DELEGATES DOUGLAS, GALLAGHER,  
FAIRCLOTH, COMPTON, LINCH AND RIGGS)

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[Passed March 9, 1996; in effect from passage.]

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AN ACT to amend and reenact article two, chapter sixty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating generally to the promulgation of administrative rules by the various executive or administrative agencies and the procedures relating thereto; the legislative mandate or authorization for the promulgation of certain legislative rules by various executive and administrative agencies of the state; authorizing certain of the agencies to promulgate certain legislative rules in the form that the rules were filed in the state register; authorizing certain of the agencies to promulgate legislative rules as amended by the Legislature; authorizing certain of the agencies to promulgate legislative rules with various modifications presented to and recommended by the legislative rule-making review committee; authorizing certain of the agencies to promulgate legislative rules with various modifications presented to and recommended by the legislative rule-making review committee, as amended by the Legislature; authorizing department of administration to promulgate legislative rules relating to purchasing as modified and amended; authorizing department of administration to promulgate legislative rules relating to parking, as modified; authorizing division of personnel to promulgate legislative rules relating to leave donation program, as modified and amended.

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

That article two, chapter sixty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

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

**§64-2-1. Department of administration.**

1 (a) The legislative rules filed in the state register on the  
2 twenty-fourth day of July, one thousand nine hundred  
3 ninety-five, under the authority of section four, article  
4 three, chapter five-a, of this code, modified by the  
5 department of administration to meet the objections of the  
6 legislative rule-making review committee and refiled in the  
7 state register on the twenty-first day of September, one  
8 thousand nine hundred ninety-five, relating to the  
9 department of administration (purchasing, 148 CSR1), are  
10 authorized with the following amendment:

11 "On page 11, section 7.1, subsection (a), line one, after  
12 the word 'five (5)' by inserting the word 'working' "

13 (b) The legislative rules filed in the state register on  
14 the thirty-first day of July, one thousand nine hundred  
15 ninety-five, under the authority of section five, article four,  
16 chapter five-a, of this code, modified by the department of  
17 administration to meet the objections of the legislative  
18 rule-making review committee and refiled in the state  
19 register on the twenty-first day of September, one  
20 thousand nine hundred ninety-five, relating to the  
21 department of administration (parking, 148 CSR6), are  
22 authorized.

**§64-2-2. Division of personnel.**

1 The legislative rules filed in the state register on the  
2 thirty-first day of July, one thousand nine hundred  
3 ninety-five, authorized under the authority of section

4 twenty-seven, article six, chapter twenty-nine, of this code,  
5 modified by the division of personnel to meet the  
6 objections of the legislative rule-making review committee  
7 and refiled in the state register on the thirty-first day of  
8 October, one thousand nine hundred ninety-five, relating  
9 to the division of personnel (leave donation program, 143  
10 CSR2), are authorized, with the following amendments:

11 "On page two, section 3.1, subsection (d), following  
12 the words 'one half a month' by inserting the word  
13 'continuously';

14 On page four, section 5.2, subsection (d), subdivision  
15 C, following the word 'verification' by striking out the  
16 semicolon and the word 'or,' and inserting in lieu thereof  
17 the words 'or otherwise fails or ceases to meet eligibility  
18 requirements;'

19 On page four, section 5.2, subsection (d), subdivision  
20 D, following the word 'recipient' by striking out the period  
21 and inserting a semicolon and the word 'or'

22 And,

23 On page four, section 5.2, subsection (d), by creating a  
24 new subdivision E to read as follows: 'E. upon the  
25 recipient's return to work.' "

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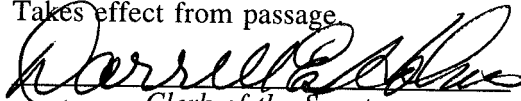
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

  
Chairman Senate Committee

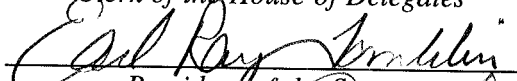
  
Chairman House Committee

Originating in the House.

Takes effect from passage.

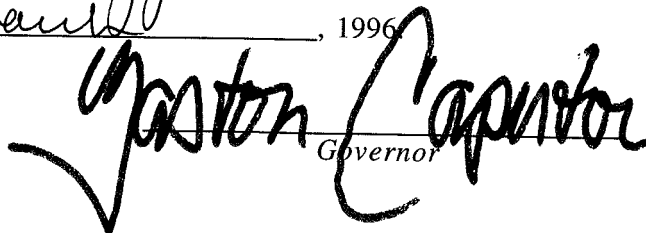
  
Clerk of the Senate

  
Clerk of the House of Delegates

  
President of the Senate

  
Speaker of the House of Delegates

The within is appended this the 29<sup>th</sup>  
day of March, 1996

  
Governor

PRESENTED TO THE  
GOVERNOR  
Date 3/26/96  
Time 4:15 pm