

**WEST VIRGINIA
SECRETARY OF STATE
KEN HECHLER
ADMINISTRATIVE LAW DIVISION**

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OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

**EXPIRATION OF LEGISLATIVE RULE
DUE TO LEGISLATIVE DISAPPROVAL**

(W. VA. CODE §64-1-1)

AGENCY: INSURANCE TITLE NUMBER: 114

SERIES NUMBER: 27

TITLE OF RULE: Aids Regulations

THE ABOVE RULE EXPIRED DUE TO 1998 LEGISLATIVE DISAPPROVAL OF THIS
RULE..



DIRECTOR, ADMINISTRATIVE LAW DIVISION

Senate Bill No. 307

114-27

(By Senator(s) Ross, Anderson, Bowman,
Macnaughtan, Boley and Buckalew)

[Introduced January 30, 1998; referred to the
Committee on Banking and Insurance; and then to
the Committee on Finance.]

9

10 A BILL to amend and reenact section three, article seven,
11 chapter sixty-four of the code of West Virginia, one
12 thousand nine hundred thirty-one, as amended, relating
13 to authorizing the insurance commissioner to
14 promulgate a legislative rule relating to AIDS.

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

16 That section three, article seven, chapter sixty-four
17 of the code of West Virginia, one thousand nine hundred
18 thirty-one, as amended, be amended and reenacted, to read
19 as follows:

20 ARTICLE 7. AUTHORIZATION FOR DEPARTMENT OF TAX AND REVENUE
21 TO PROMULGATE LEGISLATIVE RULES.

22 §64-7-3. Insurance commissioner.

23 (a) The legislative rule filed in the state register

1 on the second day of July, one thousand nine hundred
2 ninety-six, authorized under the authority of section ten,
3 article two, chapter thirty-three of this code, modified by
4 the insurance commissioner to meet the objections of the
5 legislative rule-making review committee and refiled in the
6 state register on the twentieth day of February, one
7 thousand nine hundred ninety-seven, relating to the
8 insurance commissioner (medicare supplement insurance, 114
9 CSR 24), is authorized.

10 (b) The legislative rule filed in the state register
11 on the twentieth day of August, one thousand nine hundred
12 ninety-six, authorized under the authority of section
13 fifteen, article four, chapter thirty-three of this code,
14 modified by the insurance commissioner to meet the
15 objections of the legislative rule-making review committee
16 and refiled in the state register on the thirtieth day of
17 January, one thousand nine hundred ninety-seven, relating
18 to the insurance commissioner (life and health reinsurance
19 agreements, 114 CSR 48), is authorized.

20 (c) The legislative rule filed in the state register
21 on the twenty-ninth day of August, one thousand nine
22 hundred ninety-six, authorized under the authority of
23 section twenty, article fifteen, chapter thirty-three of

1 this code, modified by the insurance commissioner to meet
2 the objections of the legislative rule-making review
3 committee and refiled in the state register on the
4 thirty-first day of January, one thousand nine hundred
5 ninety-seven, relating to the insurance commissioner
6 (individual medical savings accounts, 114 CSR 47), is
7 disapproved and is not authorized for promulgation.

8 (d) The legislative rule filed in the state register
9 on the twentieth day of August, one thousand nine hundred
10 ninety-six, authorized under the authority of section ten,
11 article two, chapter thirty-three of this code, modified by
12 the insurance commissioner to meet the objections of the
13 legislative rule-making review committee and refiled in the
14 state register on the eighteenth day of February, one
15 thousand nine hundred ninety-seven, relating to the
16 insurance commissioner (valuation of life insurance
17 policies, 114 CSR 49), is authorized, with the following
18 amendment:

19 "On page one, section 1.4 of the rule, by following
20 the words 'effective date' inserting the following:

21 'The portions of the rule amended as a result of
22 modifications offered by the Insurance Commissioner and
23 filed with the Secretary of State on August 20, 1996, shall

1 not become effective until January 1, 1998.'" "

2 (e) The legislative rule filed in the state register
3 on the twenty-ninth day of August, one thousand nine
4 hundred ninety-six, authorized under the authority of
5 section one, article fifteen-c, chapter thirty-three of
6 this code, modified by the insurance commissioner to meet
7 the objections of the legislative rule-making review
8 committee and refiled in the state register on the
9 twentieth day of February, one thousand nine hundred
10 ninety-seven, relating to the insurance commissioner
11 (diabetes, 114 CSR 52), is authorized.

12 (f) The legislative rule filed in the state register
13 on the twenty-ninth day of August, one thousand nine
14 hundred ninety-six, authorized under the authority of
15 section twenty-three, article four-c, chapter sixteen of
16 this code, modified by the insurance commissioner to meet
17 the objections of the legislative rule-making review
18 committee and refiled in the state register on the
19 eighteenth day of February, one thousand nine hundred
20 ninety-seven, relating to the insurance commissioner
21 (emergency medical services, 114 CSR 50), is authorized.

22 (g) The legislative rule filed in the state register
23 on the twenty-ninth day of August, one thousand nine

1 hundred ninety-six, authorized under the authority of
2 section ten, article two, chapter thirty-three of this
3 code, modified by the insurance commissioner to meet the
4 objections of the legislative rule-making review committee
5 and refiled in the state register on the eighteenth day of
6 February, one thousand nine hundred ninety-seven, relating
7 to the insurance commissioner (utilization management, 114
8 CSR 51), is authorized.

9 (h) The legislative rule filed in the state register
10 on the twenty-ninth day of August, one thousand nine
11 hundred ninety-six, authorized under the authority of
12 section ten, article two, chapter thirty-three of this
13 code, modified by the insurance commissioner to meet the
14 objections of the legislative rule-making review committee
15 and refiled in the state register on the eighteenth day of
16 February, one thousand nine hundred ninety-seven, relating
17 to the insurance commissioner (replacement of life
18 insurance, 114 CSR 8), is authorized.

19 (i) The legislative rule filed in the state register
20 on the first day of August, one thousand nine hundred
21 ninety-seven, authorized under the authority of section
22 ten, article two, chapter thirty-three, of this code,
23 modified by the insurance commissioner to meet the

1 objections of the legislative rule-making review committee
2 and refiled in the state register on the twenty-fifth day
3 of November, one thousand nine hundred ninety-seven,
4 relating to the insurance commissioner (AIDS, 114 CSR 27),
5 is authorized.

6

7 NOTE: The purpose of this bill is to authorize the
8 Insurance Commissioner to promulgate a legislative rule
9 relating to AIDS.

10

11 Strike-throughs indicate language that would be
12 stricken from the present law, and underscoring indicates
13 new language that would be added.

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114-27

1 Bill-Ins, .

H. B. 4172

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(By Delegates Hunt, Lynch, Compton, Jenkins,
Faircloth and Riggs)

[Introduced January 30, 1998; referred to the
Committee on Banking and Insurance then the
Judiciary.]

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