

H. B. 2349

(By Delegates M. Smith, Fleischauer, D. Campbell,
Caputo, Poore and L. Phillips)

[Introduced February 13, 2013; referred to the
Committee on Health and Human Resources then Finance.]

**FISCAL
NOTE**

A BILL to amend and reenact §49-6-1a of the Code of West Virginia,
1931, as amended, relating to increasing the number of child
protective service workers at the Department of Health and
Human Resources.

Be it enacted by the Legislature of West Virginia:

That §49-6-1a of the Code of West Virginia, 1931, as amended,
be amended and reenacted to read as follows:

ARTICLE 6. PROCEDURE IN CASES OF CHILD NEGLECT OR ABUSE.

**§49-6-1a. Minimum staffing complement for child protective
services.**

On or before June 30, 2014, the Secretary of the Department of
Health and Human Resources shall increase ~~For the sole purpose of
increasing~~ the number of full-time front line child protective
service case workers and investigators by twenty percent in each
regional office. The Secretary of the Department of Health and
Human Resources shall have the authority to transfer funds between

1 all general revenue accounts under the secretary's authority and/or
2 between personnel and nonpersonnel lines within each account under
3 the secretary's authority. ~~Provided, That nothing in this section~~
4 ~~shall be construed to require the department to hire additional~~
5 ~~child protective service workers at any time if the department~~
6 ~~determines that funds are not available for such workers.~~
7 ~~Additionally, the secretary shall prepare a plan to allow the~~
8 ~~department to progressively reduce caseload standards in West~~
9 ~~Virginia for child protective services workers, which if adopted by~~
10 ~~the Legislature during the 1995 regular session, shall require~~
11 ~~implementation no later than July 1, 1996, with said plan to be~~
12 ~~submitted to the Joint Committee on Government and Finance by~~
13 ~~September 30, 1994, and a final report to be submitted to the~~
14 ~~Legislature by January 1, 1995.~~ Additionally, the secretary shall
15 revise the department's plan for progressively reducing caseload
16 standards in West Virginia for child protective services workers in
17 order to further reduce caseloads. If this revised plan is adopted
18 by the Legislature during the 2014 regular session, the secretary
19 shall implement the plan no later than July 1, 2015. The secretary
20 shall submit the revised plan to the Joint Committee on Government
21 and Finance by September, 2013, and a final report shall be
22 submitted to the Legislature by January 1, 2014.

NOTE: The purpose of this bill is to increase the number of child protective service workers and to reduce the caseloads of child protective service workers.

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