

RECEIVED

1993 APR 30 PM 3:49

OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

# WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 1993



# ENROLLED

HOUSE BILL No. *2612*

(By Delegates *s. P. White and Gallagher*)



Passed *April 12,* 1993

In Effect *From* Passage

**ENROLLED**  
**H. B. 2612**

(By DELEGATES P. WHITE AND GALLAGHER)

[Passed April 10, 1993; in effect from passage.]

AN ACT to amend and reenact sections four and five, article twenty-nine-c, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to changing the termination date of the task force on uncompensated health care and medicaid expenditures and deleting obsolete language.

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

That sections four and five, article twenty-nine-c, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

**§16-29C-4. Legislative study; appointment of members; expenses; reports; termination.**

1       Not later than the first day of June, one thousand nine  
2       hundred eighty-five, the president of the Senate and  
3       speaker of the House of Delegates of the West Virginia  
4       Legislature shall appoint a legislative task force on  
5       uncompensated health care and medicaid expenditures  
6       which shall meet, study and make recommendations as  
7       herein provided.

8       The task force shall be composed of three members  
9       of the Senate appointed by the president from the  
10       membership of the Senate standing committee on health  
11       and human resources, three members of the House of  
12       Delegates appointed by the speaker from the member-  
13       ship of the House of Delegates standing committee on

14 health and human resources, and a number of citizens  
15 appointed jointly by the president and speaker which,  
16 in their discretion, adequately provides for the approp-  
17 riate representation of the interests of the providers of  
18 health care services, the providers of health care  
19 insurance, state departments involved in the administra-  
20 tion of health care and health care related programs and  
21 the citizens of this state. Of the members of the Senate  
22 appointed by the president, not more than two shall be  
23 from the same political party. Of the members of the  
24 House of Delegates appointed by the speaker, not more  
25 than two shall be from the same political party.

26 Members originally appointed to the task force shall  
27 serve for terms beginning on the date of appointment  
28 and ending on the thirtieth day of June, one thousand  
29 nine hundred ninety-six, unless sooner replaced by the  
30 president or the speaker as applicable, or, in the  
31 discretion of the president and the speaker, unless the  
32 work of the task force is completed or the need for the  
33 task force no longer exists prior to that date. The task  
34 force shall cease to exist on the thirtieth day of June,  
35 one thousand nine hundred ninety-six.

36 The task force shall meet on such dates as may be  
37 approved by the joint committee on government and  
38 finance for the regular meetings of its subcommittees  
39 unless approval is first obtained from the joint commit-  
40 tee on government and finance for additional meetings.  
41 The task force shall conduct studies on the amount of  
42 funds expended by hospitals and other health care  
43 providers of this state for services to persons who are  
44 unable to pay for those services and for which they  
45 receive no other form of reimbursement, the extent to  
46 which persons in this state forego needed medical  
47 services because of insufficient income and assets to pay  
48 for those services, the extent to which the state is  
49 maximizing available federal programs and moneys in  
50 providing health care services to the citizens of this  
51 state, the operation of the programs and funds created  
52 by this article and the roles of the public, private and  
53 private nonprofit sectors in providing health care  
54 services to the citizens of this state. The task force shall  
55 also study the state medicaid program in order to

56 determine if the state medicaid agency, as the payor of  
57 last resort, is expending maximum effort to identify  
58 alternate private insurance resources for medicaid  
59 beneficiaries and shall study the feasibility and financial  
60 impact upon the state of assuring increased access to  
61 medicaid beneficiaries to primary health care in the  
62 nonhospital setting by requiring enrollment in a  
63 primary care clinic program, if available, and of the  
64 establishment of different and lesser schedules of  
65 payment for primary health services delivered by a  
66 hospital emergency room as compared to the schedule  
67 of payments for emergency room services of a true  
68 medical emergency nature.

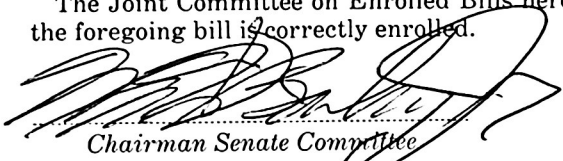
69 The task force shall file an interim report with the  
70 joint committee on government and finance and the  
71 Legislature on the date of the last meeting of the joint  
72 committee on government and finance prior to com-  
73 mencement of the regular session of the Legislature in  
74 each year before the final report of the task force is filed  
75 with the joint committee on government and finance and  
76 the Legislature on or before the thirtieth day of June,  
77 one thousand nine hundred ninety-six.

78 The members of the task force shall be entitled to  
79 compensation at the rate authorized for members of the  
80 Legislature participating in legislative interim meetings  
81 and to reimbursement for reasonable and necessary  
82 expenses actually incurred in attending meetings of the  
83 task force, except that any employee of the state  
84 appointed to the task force is not entitled to such  
85 compensation. Funds necessary for the work of the task  
86 force shall be paid from joint appropriations to the  
87 Senate and House of Delegates but no such funds shall  
88 be spent or obligations incurred in the conduct of such  
89 work without prior approval of the joint committee on  
90 government and finance.

**§16-29C-5. Effective date and termination date.**

1 This article shall be effective from passage, and,  
2 notwithstanding the provisions of section four of this  
3 article, shall terminate on the thirtieth day of June, one  
4 thousand nine hundred ninety-six.

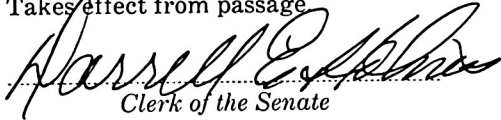
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

  
Chairman Senate Committee

  
Ernest C. Moore  
Chairman House Committee

Originating in the House.

Takes effect from passage

  
Marshall E. Athie  
Clerk of the Senate

  
Donald L. Zapp  
Clerk of the House of Delegates

  
President of the Senate

  
Speaker of the House of Delegates

The within is approved ..... this the 30<sup>th</sup> .....  
day of April ..... 1993.

  
Governor

PRESENTED TO THE

GOVERNOR

Date 4/22/93

Time 11:39am