

FILED

2002 APR -3 P 3:56

OFFICE WEST VIRGINIA  
SECRETARY OF STATE

**WEST VIRGINIA LEGISLATURE**

*Regular Session, 2002*

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**ENROLLED**

*Committee Substitute for*

**SENATE BILL NO.** 697

(By Senator Wooten, et al)

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**PASSED** March 9, 2002

In Effect 90 days from **Passage**

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## ENROLLED

COMMITTEE SUBSTITUTE

FOR

### Senate Bill No. 697

(SENATORS WOOTON, PREZIOSO AND CRAIGO, *original sponsors*)

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[Passed March 9, 2002; in effect ninety days from passage.]

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AN ACT to amend article seven, chapter forty-nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section thirty-three, relating to payment by the department of health and human resources for services to a health care professional associated with certain judicial proceedings; requiring the department to develop a fee schedule; and establishing health care professional documentation requirements relating thereto.

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

That article seven, chapter forty-nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be

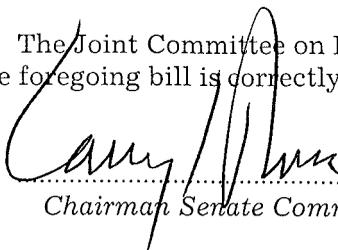
amended by adding thereto a new section, designated section thirty-three, to read as follows:

**ARTICLE 7. GENERAL PROVISIONS.**

**§49-7-33. Payment of services.**

1 At any time during any proceedings brought pursuant to  
2 articles five and six of this chapter, the court may upon its  
3 own motion, or upon a motion of any party, order the West  
4 Virginia department of health and human resources to pay  
5 for professional services rendered by a psychologist,  
6 psychiatrist, physician, therapist or other health care  
7 professional to a child or other party to the proceedings.  
8 Professional services include, but are not limited to,  
9 treatment, therapy, counseling, evaluation, report prepara-  
10 tion, consultation and preparation of expert testimony.  
11 The West Virginia department of health and human  
12 resources shall set the fee schedule for such services in  
13 accordance with the Medicaid rate, if any, or the custom-  
14 ary rate and adjust the schedule as appropriate. Every  
15 such psychologist, psychiatrist, physician, therapist or  
16 other health care professional shall be paid by the West  
17 Virginia department of health and human resources upon  
18 completion of services and submission of a final report or  
19 other information and documentation as required by the  
20 policies and procedures implemented by the West Virginia  
21 department of health and human resources.

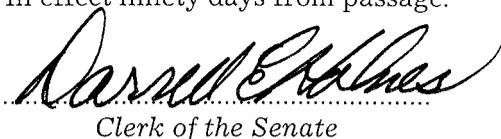
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

  
.....  
Chairman Senate Committee

  
.....  
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

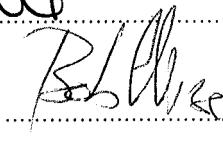
  
.....  
Clerk of the Senate

  
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Clerk of the House of Delegates

  
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President of the Senate

  
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Speaker House of Delegates

The within was approved this the 3rd  
Day of April, 2002.

  
.....  
Governor

REC'D. 11/10/02

DATE

EXP.

TIME

3/25/02

11:35 am