

WEST VIRGINIA LEGISLATURE

2017 REGULAR SESSION

Committee Substitute

for

House Bill 3006

BY DELEGATES HORNBUCKLE, C. MILLER, ROHRBACH,

FLEISCHAUER, SOBONYA AND FLUHARTY

[Originating in the Committee on Education;

March 24, 2017]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,
2 designated §9-2-9a, relating to exempting certain contracts between the Department of
3 Health and Human Resources and West Virginia University, Marshall University or West
4 Virginia School of Osteopathic Medicine from state purchasing requirements.

Be it enacted by the Legislature of West Virginia:

1 That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new
2 section, designated §9-2-9a, to read as follows:

**ARTICLE 2. COMMISSIONER OF HUMAN SERVICES; POWERS, DUTIES AND
RESPONSIBILITIES GENERALLY.**

§9-2-9a. Agreements between the secretary and three higher education institutions.

1 Contracts, agreements and memorandums of understanding for services between the
2 Secretary of the Department of Health and Human Resources and West Virginia University, West
3 Virginia School of Osteopathic Medicine or Marshall University are exempt from the provisions of
4 article three, chapter five-a of this code. *Provided*, That any contract entered into under the
5 provisions of chapter nine, article two, section six, subsection five of this code, for the provision
6 of Medicaid services by a risk-bearing entity, is not exempt from the provisions of article three,
7 chapter five-a of this code.