WEST virginia legislature

2023 regular session

Committee Substitute

for

Senate Bill 476

By Senator Tarr

[Originating in the Committee on Health and Human Resources; reported on February 24, 2023]

A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §9-5-31, relating to managed care contracts; providing that the Bureau for Medical Services is exempt from the requirements of the Purchasing Division with respect to managed care contracts; and providing for exceptions.

Be it enacted by the Legislature of West Virginia:

ARTICLE 5. MISCELLANEOUS PROVISIONS.

§9-5-31. Managed care organization contracts exempt from purchasing requirements; providing for exceptions.

(a) Notwithstanding any other provision to the contrary, the Bureau for Medical Services is exempt from all requirements of the Purchasing Division, authorized under §5A-3-1 *et seq*. of this code, with respect to managed care contacts.

(b) The Bureau for Medical Services is not exempt from the requirements of the Purchasing Division, authorized under §5A-3-1 *et seq*. of this code, when soliciting a procurement for specialized populations, to include, but not be limited to, foster care.