

# **WEST VIRGINIA LEGISLATURE**

## **2025 REGULAR SESSION**

**Engrossed**

### **Senate Bill 939**

BY SENATORS HELTON, DEEDS, FULLER, TAKUBO, WELD,  
AND WOELFEL

[Originating in the Select Committee on Substance Use  
Disorder and Mental Health; reported March 27, 2025]



1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding a new section,  
2 designated §16B-13-4a, relating to testing for substance use disorder; and setting forth  
3 testing guidelines for office-based medication-assisted treatment facilities.

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

**ARTICLE 13. MEDICATION-ASSISTED TREATMENT PROGRAM LICENSING ACT.**

**§16B-13-4a. Progression of treatment for substance use disorder.**

1 (a) Upon being admitted to a drug program, the provider shall perform a comprehensive,  
2 quantitative, direct observation drug test.

3 (b) After this time and continuing for six weeks, a direct observation, quantitative test must  
4 be performed every two weeks for six weeks.

5 (c) For the next year, the patient shall undergo a direct observation, qualitative or  
6 quantitative test every 45 days while in treatment.

7 (d) After the first year of treatment, the patient shall undergo a direct observation,  
8 qualitative or quantitative test every six months thereafter until discharge from the program.

9 (e) At any point the provider wants to assess compliance, the patient must be willing to  
10 produce a direct observation qualitative or quantitative test upon the provider request.