

# **WEST VIRGINIA LEGISLATURE**

## **2026 REGULAR SESSION**

### **Committee Substitute**

**for**

### **House Bill 4393**

By Delegates Burkhammer, Heckert, and Pinson

[Originating in the Committee on Health and Human  
Resources; Reported on January 22, 2026]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding a new section,  
2 designated §49-2-802b, relating to statewide prevention plan; setting forth plan  
3 requirements; establishing deadlines; and requiring a report.

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

**ARTICLE 2. STATE RESPONSIBILITIES FOR CHILDREN.**

**§49-2-802b. Requiring the development and implementation of statewide prevention plan.**

1 (a) On or before January 1, 2027, the Department of Human Services (DoHS) shall  
2 develop a statewide prevention plan, to provide prevention services to children under the age of 18  
3 and their families which include kinship and foster parents, that is required to meet following  
4 criteria:

5 (1) Services and programs shall be trauma-informed and shall meet evidence-based  
6 criteria;

7 (2) Services shall be offered to who are at risk, including but not limited to the following:  
8 children who have a child protective services or youth services safety plan, children with an open  
9 child welfare or youth service case, or children otherwise identified as having a family with an  
10 economic, concrete, or other preventative services need without an open child protective services  
11 or youth services case or safety plan;

12 (3) Services shall be provided to pregnant and parenting youth;

13 (4) Services shall be provided to youth aging out of the foster care system up to their 21<sup>st</sup>  
14 birthday;

15 (5) Services shall be provided to youth post-adoption; and

16 (6) Services shall be provided to youth transitioning from one level of care in the care  
17 continuum to the next level of care;

18 (b) DoHS shall ensure the prevention network of providers is reasonably adequate for  
19 convenient access to services within a reasonable distance from a child and families' home  
20 residence and shall not be comprised solely of telehealth providers but shall have a mix of

telehealth providers and physical locations in the service area for the child and family to access services;

(c) DoHS shall provide linkage to prevention services directly to youth and their families that need the services;

(d) DoHS shall track encounter level information and outcomes for such prevention services;

(e) DoHS shall report beginning on December 1, 2027, and annually thereafter, to the Legislative Oversight Commission on Health and Human Resources Accountability on the outcomes of the prevention services;

(1) The report shall include at a minimum, the total number of families served by prevention services on a county basis, the total state costs for prevention services by program, the total federal costs for prevention services by program, and the outcomes for such programs on a regional basis or county basis.

(2) DoHS shall report outcomes on a de-identified basis and shall assign a synthetic identifier to a provider to ensure that only system level reporting of outcomes is maintained.

(f) Services developed pursuant to this plan and other existing prevention plans shall maximize the receipt of available federal dollars to support prevention services under the Family First Prevention Services Act.

NOTE: The purpose of this bill is to require the Department of Human Services to develop and implement a prevention plan.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.