

No: 1615

RECEIVED
MAR 15 3 35 PM '84
OFFICE OF THE GOVERNOR

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1984

— ● —

ENROLLED

Com. Sub. for
HOUSE BILL No. 1615

(By Mr. Speaker, Mr. Lee, by request)
of the Executive

— ● —

Passed March 5, 1984

In Effect Ninety Days From Passage



ENROLLED

COMMITTEE SUBSTITUTE

FOR

H. B. 1615

(By MR. SPEAKER, MR. SEE, by request of the Executive)

[Passed March 5, 1984; in effect ninety days from passage.]

AN ACT to amend and reenact section sixteen, article twenty-nine-b, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the date on which the health care cost review authority must apply to the federal government for an agreement on reimbursement to hospitals.

Be it enacted by the Legislature of West Virginia:

That section sixteen, article twenty-nine-b, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 29B. WEST VIRGINIA HEALTH CARE COST REVIEW AUTHORITY.

§16-29B-16. Start-up period.

1 (a) The department of health shall cooperate to the
2 fullest extent possible and transfer all data, records, re-
3 ports, analyses and summaries filed, collected or developed
4 by the department of health pursuant to article five-f of
5 this chapter, upon request of the board. With the approval
6 of the board the department of health shall expend out
7 of any funds available for the purpose such moneys as are
8 necessary for the use of its staff by the board during the

9 start-up period, and the department of health shall be reim-
10 bursed by the board for any such expenses so incurred.
11 During the lifetime of the board the functions and respon-
12 sibilities set forth in article five-f of this chapter shall be
13 performed by the board, and whenever in this code reference
14 is made to said article five-f, said reference shall be deemed
15 to mean reference to the board.

16 (b) The board shall then compile all other relevant finan-
17 cial and accounting data in order to have available the statisti-
18 cal information necessary to properly conduct rate review
19 and approval. Such data shall include necessary operating
20 expenses, appropriate expenses incurred for rendering services
21 to patients who cannot or do not pay, all properly incurred
22 interest charges, and reasonable depreciation expenses based
23 on the expected useful life of the property and equipment
24 involved. The board shall also obtain from each hospital
25 a current rate schedule as well as any subsequent amendments
26 or modifications of that schedule as it may require.

27 (c) Prior to the commencement of review activities, the
28 board may examine rate-making methods used by other
29 regulatory agencies in the state and hospital rate-making
30 agencies in other states before adopting a method or methods
31 for determining rates for the hospitals subject to this article.

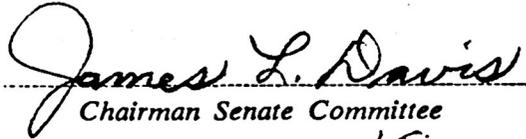
32 (d) Upon appointment, the board shall enter into negotia-
33 tions with the health care financing administration within
34 the United States department of health and human services to
35 seek approval and assurances from, and enter into agree-
36 ments with, the United States department of health and human
37 services so that the aforementioned federal agency and af-
38 fected state agencies allow reimbursement to hospitals sub-
39 ject to the provisions of this article in accordance with rates
40 approved by the board. The absence of such approval and
41 assurances from, and agreements with, the health care financing
42 administration within the department of health and human
43 services shall not diminish the authority of the board to set
44 rates of payment for other payors.

45 (e) Within sixty days after the publication in the federal
46 register of the interim regulations to implement section

47 1886(c) of the social security act, the board shall submit
48 its application for purposes of entering into an agreement
49 with the secretary of the department of health and human
50 services so that the aforementioned federal agency agrees
51 to allow payment for services provided by hospitals subject
52 to the provisions of this article in accordance with rates
53 approved by the board.

54 (f) No later than the first day of June, one thousand
55 nine hundred eighty-three, every hospital shall provide to
56 the board a full and complete verified statement of services
57 offered as of the first day of February, one thousand nine
58 hundred eighty-three, together with a verified statement of
59 rates in effect as of the first day of February, one thousand
60 nine hundred eighty-three, for such services.

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

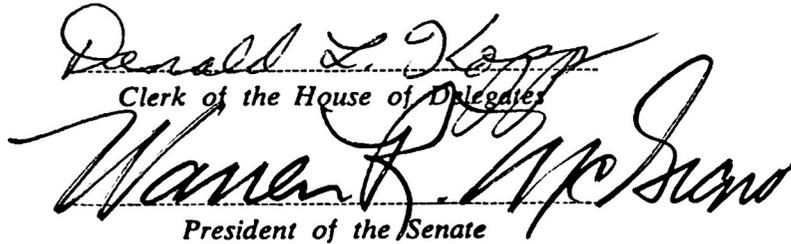

Chairman Senate Committee

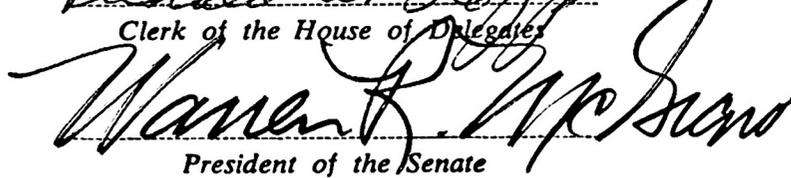

Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.


Clerk of the Senate


Clerk of the House of Delegates


President of the Senate


Speaker House of Delegates

The within is approved this the 31
day of March, 1984.


Governor

RECEIVED

84 APR 4 4:39

OFFICE
SECY. OF STATE