

4042

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1988



ENROLLED

Com. Sub. for
HOUSE BILL No. 4042

(By Mr. Del. Spencer + Del. Prunty)



Passed February 16, 1988

In Effect Ninety Days From Passage

ENROLLED
COMMITTEE SUBSTITUTE
FOR
H. B. 4042
(By DELEGATES SPENCER and PRUNTY)

[Passed February 16, 1988; in effect ninety days from passage.]

AN ACT to amend and reenact sections two, three, four, five, six and seven, article twenty-six-a, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to state autism training center; defining certain terms; clarifying powers and duties of board of regents and the center; clarifying responsibilities of the center in providing services; making director of center an exofficio nonvoting member of advisory board; and providing for expenses, costs and charges in accordance with rules and regulations.

Be it enacted by the Legislature of West Virginia:

That sections two, three, four, five, six and seven, article twenty-six-a, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 26A. STATE AUTISM TRAINING CENTER.

§18-26A-2. Definitions.

- 1 For the purposes of this article:
- 2 "Board" means the West Virginia board of regents;

3 “Center” means the autism training center;

4 “Client” means a person with the primary diagnosis
5 of autism or autistic-like behavior; and

6 “Expenses” means those reasonable and customary
7 expenditures related to training and treatment of
8 eligible clients as defined in the rules and regulations
9 promulgated by the center.

**§18-26A-3. Powers and duties of board of regents and
state autism center.**

1 The West Virginia board of regents is authorized to
2 operate a state autism training center, including either
3 the acquisition by purchase, lease, gift or otherwise, of
4 necessary lands, and the construction of necessary
5 buildings; the expansion, remodeling, altering or
6 equipping of necessary buildings; and the making of
7 contracts by the board of regents with any state, county
8 or municipal agency, or nonprofit institution, providing
9 for the equipment, expenses, compensation of personnel,
10 operation and maintenance of any facility of such agency
11 or institution utilized for the purposes of this article.
12 The board or its designees may make and enter into all
13 contracts and agreements necessary and incidental to
14 the performance of its powers and duties under this
15 section, and may cooperate with other agencies of the
16 state, county and federal governments.

§18-26A-4. Responsibilities of center.

1 The center shall, through appropriate identification,
2 evaluation, education, individual training and treatment
3 programs for clients, offer appropriate education and
4 training for professional personnel and family members
5 or guardians.

§18-26A-5. Rules and regulations.

1 The board, after consultation with the center, shall
2 make and adopt rules, regulations and standards for the
3 establishment, operation, cost reimbursement, fees for
4 services, maintenance and government control of the
5 center established pursuant to this article, including
6 such rules, regulations and standards as may be

7 necessary for cooperation under and compliance with
8 any existing or future federal statutes pertaining to
9 grants-in-aid for client training or facilities and such
10 other rules and regulations as may be necessary to
11 effectuate the purposes of this article.

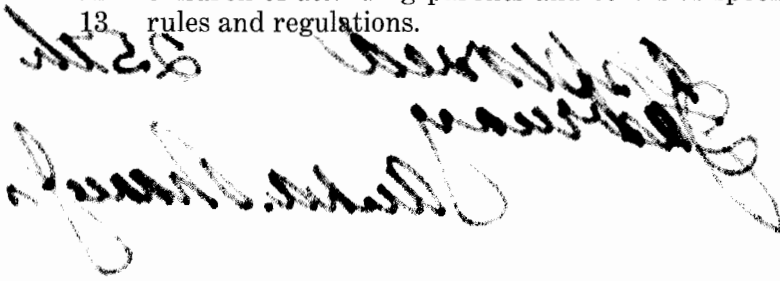
§18-26A-6. Advisory board.

1 The board of regents shall appoint a board of West
2 Virginia citizens to advise the center director on matters
3 of policy. The advisory board shall be composed of fifty
4 percent parents or guardians of clients eligible for the
5 center's program; forty percent persons from profes-
6 sional fields related to autism, such as special education,
7 psychology, hearing and speech, neurology and pedi-
8 atries; and ten percent knowledgeable lay citizens such as
9 legislators or other lay community leaders. The director
10 of the center shall be an ex officio nonvoting member of
11 the advisory board.

§18-26A-7. Trainee team; expense.

1 The primary method of providing services through the
2 center is by the use of trainee teams. A trainee team
3 shall consist of an eligible client, a professional chosen
4 by the primary local service agency and the client's
5 parent or parents or guardian.

6 The center may charge agencies such fees and
7 reimburse trainee team or client expenses as provided
8 by rules and regulations. The center may also provide
9 for reasonable and customary expenses in excess of fees
10 charged sending agencies for each trainee team or
11 otherwise eligible client, including child care for other
12 children of attending parents and others as specified in
13 rules and regulations.

The bottom of the page contains several handwritten signatures and initials in black ink. There are approximately four distinct signatures, some appearing to be in cursive and others more blocky. The signatures are written over the bottom portion of the text area.

Enr. Com. Sub. for H. B. 4042] 4

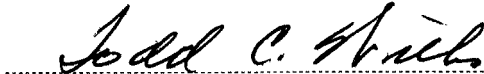
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.


Chairman Senate Committee

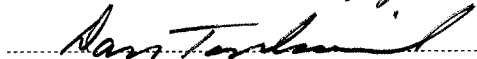

Chairman House Committee

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 of the House of Delegates

The within  this the 25th
day of February, 1988.

Governor

PRESENTED TO THE

GOVERNOR

Date 2/23/88

Time 1:52 p.m.

RECEIVED

1900 FEB 28 AM 9:40

STATE DEPT. OF RECORDS
SECRETARY OF STATE