WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1988

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ENROLLED

Com. Jblr. for
HOUSE BILL No. 4042

(By Mr. Del. Franklin and Del. Bruning)

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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.


1 For the purposes of this article:

2 “Board” means the West Virginia board of regents;
"Center" means the autism training center; "Client" means a person with the primary diagnosis of autism or autistic-like behavior; and "Expenses" means those reasonable and customary expenditures related to training and treatment of eligible clients as defined in the rules and regulations promulgated by the center.

§18-26A-3. Powers and duties of board of regents and state autism center. The West Virginia board of regents is authorized to operate a state autism training center, including either the acquisition by purchase, lease, gift or otherwise, of necessary lands, and the construction of necessary buildings; the expansion, remodeling, altering or equipping of necessary buildings; and the making of contracts by the board of regents with any state, county or municipal agency, or nonprofit institution, providing for the equipment, expenses, compensation of personnel, operation and maintenance of any facility of such agency or institution utilized for the purposes of this article. The board or its designees may make and enter into all contracts and agreements necessary and incidental to the performance of its powers and duties under this section, and may cooperate with other agencies of the state, county and federal governments.

§18-26A-4. Responsibilities of center. The center shall, through appropriate identification, evaluation, education, individual training and treatment programs for clients, offer appropriate education and training for professional personnel and family members or guardians.

§18-26A-5. Rules and regulations. The board, after consultation with the center, shall make and adopt rules, regulations and standards for the establishment, operation, cost reimbursement, fees for services, maintenance and government control of the center established pursuant to this article, including such rules, regulations and standards as may be
necessary for cooperation under and compliance with
any existing or future federal statutes pertaining to
grants-in-aid for client training or facilities and such
other rules and regulations as may be necessary to
effectuate the purposes of this article.

§18-26A-6. Advisory board.

The board of regents shall appoint a board of West
Virginia citizens to advise the center director on matters
of policy. The advisory board shall be composed of fifty
percent parents or guardians of clients eligible for the
center's program; forty percent persons from profes-
sional fields related to autism, such as special education,
psychology, hearing and speech, neurology and pediat-
rics; and ten percent knowledgeable lay citizens such as
legislators or other lay community leaders. The director
of the center shall be an exofficio nonvoting member of
the advisory board.

§18-26A-7. Trainee team; expense.

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

The center may charge agencies such fees and
reimburse trainee team or client expenses as provided
by rules and regulations. The center may also provide
for reasonable and customary expenses in excess of fees
charged sending agencies for each trainee team or
otherwise eligible client, including child care for other
children of attending parents and others as specified in
rules and regulations.
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 _______ day of ________, 1988, this the _______ day of ________, 1988, is approved.

Governor