

No. 367

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SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1989



ENROLLED
Committee Substitute for
SENATE BILL NO. 367

(By Senator *Tucker, Mr. President, et al*)



PASSED April 8, 1989
In Effect from Passage

ENROLLED

COMMITTEE SUBSTITUTE

FOR

Senate Bill No. 367

(BY SENATORS TUCKER, MR. PRESIDENT, AND HARMAN,
BY REQUEST OF THE EXECUTIVE)

[Passed April 8, 1989; in effect from passage.]

AN ACT to amend article five, chapter nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section sixteen-a, relating to the department of human services and medicaid-certified nursing homes; requiring screening of persons applying for admission to or residing in such nursing homes to determine if they have mental illness or mental retardation; and providing for reimbursement of hospitals for certain days required for such screening.

Be it enacted by the Legislature of West Virginia:

That article five, chapter nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section sixteen-a, to read as follows:

ARTICLE 5. MISCELLANEOUS PROVISIONS.

§9-5-16a. Medicaid-certified nursing homes; screening of applicants and residents for mental illness; reimbursement of hospitals.

1 (a) The department of human services and depart-
2 ment of health shall cause individuals applying for
3 admission to or residing in a medicaid-certified nurs-
4 ing homes to be screened as required by the Omnibus
5 Budget Reconciliation Act of 1987.

6 (b) Effective the first day of April, one thousand
7 nine hundred eighty-nine, hospitals shall receive
8 administrative day payment at a rate set by the
9 medicaid agency to reimburse the hospitals for days
10 required for the screening of medicaid eligible patients
11 required by subsection (a) of this section.

12 (c) The secretary of the department of health and
13 human resources is authorized to promulgate rules
14 and regulations to fully implement this section.

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

Fredrick L. Kern
.....
Chairman Senate Committee

Bernard V. Kelly
.....
Chairman House Committee

Originated in the Senate.

In effect from passage.

Josiah C. Whittle
.....
Clerk of the Senate

Donald J. Kapp
.....
Clerk of the House of Delegates

Sam D. Tucker
.....
President of the Senate

[Signature]
.....
Speaker House of Delegates

The within is approved this the
day of *April* 1989.

Gaston Caperton
.....
Governor

PRESENTED TO THE
GOVERNOR

Date 4/20/89

Time 10:40