WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1992

ENROLLED
Committee Substitute for
SENATE BILL NO. 332
(By Senator Hulleman, et al)

PASSED March 6, 1992
In Effect 90 days from Passage
AN ACT to amend chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new article, designated article two-h, relating to the creation of the primary care support program; providing for various funds; setting forth qualifications for receiving funds; defining preventive care services; and creating an advisory board.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 2H. PRIMARY CARE SUPPORT PROGRAM.

§16-2H-1. Short title.

1 This article shall be known and may be cited as the
2 “Primary Care Support Program Act”.
§16-2H-2. Primary care support program; primary care revolving loan fund; primary care uncompensated care fund; seed money and technical assistance.

1 (a) There is hereby created the "Primary Care Support Program" within the division of health within the department of health and human resources. The program shall provide technical and organizational assistance to community-based primary care services throughout the state.

2 (b) The primary care support program shall create and administer a primary care revolving loan fund to lend money to primary care centers in need of immediate financial assistance. In order to qualify for the loans, a primary care center must be a nonprofit corporation, have a community board, provide services to the public regardless of ability to pay (such as on a sliding fee scale basis) and present proof of designation as a federally qualified health center or rural health center, of steps taken to qualify as a federally qualified health center or rural health center or of why status as a federally qualified or rural health center would not result in improved revenues to the center.

3 There is hereby created a special revenue fund in the state treasury to be known as the primary care loan fund in to which all appropriations, payments and interest to the revolving loan fund created herein shall be deposited, to be held and disbursed according to law.

4 (c) The primary care support program shall create and administer a "Primary Care Uncompensated Care Fund". All revenues contained in the fund shall be distributed to primary care centers in the form of grants designed to offset the primary care centers' costs of providing uncompensated health care services. In order to qualify for the grants, a primary care center must be a nonprofit corporation, have a community board, provide services to the public regardless of ability to pay (such as on a sliding fee scale basis) and present proof of designation as a federally quali-
37    fied health center or rural health center, of steps
38    taken to qualify as a federally qualified health center
39    or rural health center, or of why status as a federally
40    qualified or rural health center would not result in
41    improved revenues to the center.
42  (d) The primary care support program shall provide
43    seed money grants and technical assistance to help
44    nonprofit, community-based organizations create new
45    primary care services for people in their community.
46    Under no circumstances will a specific project be
47    entitled to receive the grants for more than three
48    years. In order to qualify for the grants, applicants
49    must provide the following:
50    (1) A description of an unmet need for certain
51    primary care services in their community;
52    (2) A detailed account, including a budget, of how
53    the applicant’s project will use technical and financial
54    assistance from the program and other sources to
55    develop the primary care services within one year that
56    will be available to the public regardless of ability to
57    pay;
58    (3) A detailed account, including a budget, showing
59    how the services will continue to be funded once
60    established and showing how potential federal and
61    charitable funds will be maximized;
62    (4) An account of the extent of community involve-
63    ment and support for the project;
64    (5) A description of how the project will be coordi-
65    nated with local activities of the division of health,
66    regional health advisory councils, the health care
67    planning commission, medical schools, local health
68    departments, primary care clinics or other public
69    health agencies.
70  (e) The director of health shall promulgate rules in
71    accordance with article three, chapter twenty-nine-a,
72    of this code to implement the provisions of this article,
73    and shall approve all loans, grants and disbursements
74    of money authorized by this article.
§16-2H-3. Preventive services and health education.

As used in subsection two-d of this article, the term “primary care services” includes preventive services and health education. Ten percent of the seed money grants awarded by the program to local projects under said subsection shall support the development of community-based preventive services and health education, which shall not be required to be self-supporting at the conclusion of the grant period.

§16-2H-4. Advisory board.

The division of health shall convene a fifteen-person advisory board consisting of persons familiar with community-based primary care services and public health planning efforts to assist in the implementation of this program.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Signature]
Chairman Senate Committee

[Signature]
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

[Signature]
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

[Signature]
President of the Senate

[Signature]
Speaker House of Delegates

The within is approved this the 27th day of [Month] 1992.

[Signature]
Governor