WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1994

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ENROLLED

HOUSE BILL No. H. 1616

(By Delegates S. White, Doyle, S. Cook, Petersen, H. White and McKinley)

Passed March 12, 1994

In Effect 90 Days from Passage
ENROLLED

H. B. 4666

(By Delegates P. White, Doyle, Leach, S. Cook, Petersen, H. White and McKinley)

[Passed March 12, 1994; in effect ninety days from passage.]
services trust fund. Funds paid into the account shall be derived from the following sources:

(1) Transfers, by intergovernmental transfer, from the hospital services revenue account provided for in section fifteen-a, article one, chapter sixteen of this code;

(2) All interest or return on investment accruing to the fund;

(3) Any gifts, grants, bequests, transfers or donations which may be received from any governmental entity or unit or any person, firm, foundation or corporation; and

(4) Any appropriations by the Legislature which may be made for this purpose.

(c) Expenditures from the fund are limited to the following:

(1) Payment of backlogged billings from providers of medicaid services when cash-flow problems within the medical services fund do not permit payment of providers within federally required time limits; and

(2) Funding for services to future federally mandated population groups in conjunction with federal health care reform: Provided, That other medicaid funds have been exhausted for the federally mandated expansion: Provided, however, That new optional services for which a state medicaid plan amendment is submitted after the first day of May, one thousand nine hundred ninety-three, which are not cost effective for the state, are eliminated prior to expenditure of any moneys from this fund for medicaid expansion.

(3) Payment of the required state match for medicaid disproportionate share payments in order to receive federal financial participation in the disproportionate share hospital program.

(d) Expenditures from the fund solely for the purposes set forth in subsection (c) of this section shall be authorized in writing by the governor, who shall determine in his or her discretion whether any expenditure shall be made, based on the best interests of the state as a whole and its citizens, and shall designate the
purpose of the expenditure. Upon authorization signed
by the governor, funds may be transferred to the
medical services fund: *Provided,* That all expenditures
from the medical services trust fund shall be reported
forthwith to the joint committee on government and
finance.

(e) Notwithstanding the provision of section two,
article two, chapter twelve of this code, moneys within
the medical services trust fund may not be redesignated
for any purpose other than those set forth in subsection
(c) of this section, except that, upon elimination of the
medicaid program in conjunction with federal health
care reform, moneys within the fund may be redesig-
nated for the purpose of providing health care coverage
or services in coordination with federal reform.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Ernest C. Moore
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 is approved this the 30th day of March, 1994.

Governor