

JB 232

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WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1998



ENROLLED

COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 232

(By Senator JACKSON, ET AL)



PASSED MARCH 12, 1998
In Effect NINETY DAYS FROM Passage

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COMMITTEE SUBSTITUTE
FOR

Senate Bill No. 232

(SENATORS JACKSON, TOMBLIN, MR. PRESIDENT, BAILEY,
HELMICK, CHAFIN, ANDERSON, DITTMAR, ROSS,
KESSLER, FANNING, SCHOONOVER, LOVE, BALL,
SHARPE, OLIVERIO AND BOWMAN, *original sponsors*)

[Passed March 12, 1998; in effect ninety days from passage.]

AN ACT to amend article sixteen, chapter five of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section twenty-eight, relating to prohibiting plans offered by the public employees insurance agency from making certain changes in their drug formulary during a plan year and requiring notice of changes prior to beginning of plan year in which such changes will be effective, to allow members to change plans.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 16. WEST VIRGINIA PUBLIC EMPLOYEES INSURANCE ACT.

§5-16-28. Drug formulary change.

1 Any plan offered by the agency, including the medical
2 indemnity plan and the managed care plan options, shall
3 not delete any item from its drug formulary during a plan
4 year. Any such changes to a drug formulary shall be made
5 only as of the beginning of the next plan year: *Provided,*
6 That a minimum of thirty days' written notice of such
7 intended change is provided to its members prior to the
8 open enrollment period, to allow members to change plans
9 during the open enrollment period.

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

Ray Schooner
.....
Chairman Senate Committee.

Will Justice
.....
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage

Carroll R. Hines
.....
Clerk of the Senate

Bryant M. Gray
.....
Clerk of the House of Delegates

Carl Ray Tomblin
.....
President of the Senate

Tim
.....
Speaker House of Delegates

The within *disapproved* this the *25th*
March
day of, 1998.

Jeff Anderson
.....
Governor

PRESENTED TO THE

GOVERNOR

Date 3/20/98

Time 10:30 am