WEST VIRGINIA LEGISLATURE
SECOND REGULAR SESSION, 2000

ENROLLED

House Bill No. 4156
(By Delegates Douglas, Butcher, Caputo, Prunty, Willison, Varner and Mattaliano)

Passed February 22, 2000

In Effect Ninety Days from Passage
ENROLLED

H. B. 4156

(BY DELEGATES DOUGLAS, BUTCHER,
CAPUTO, PRUNTY, WILLISON, VARNER AND MATTALIANO)

[Passed February 22, 2000; in effect ninety days from passage.]

AN ACT to amend and reenact section three, article four, chapter nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to continuing the medical services advisory council.

Be it enacted by the Legislature of West Virginia:

That section three, article four, chapter nine of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 4. STATE ADVISORY BOARD; MEDICAL SERVICES FUND; ADVISORY COUNCIL; GENERAL RELIEF FUND.

§9-4-3. Advisory council.

1 The advisory council, created by chapter one hundred forty-three, acts of the Legislature, regular session, one thousand nine hundred fifty-three, as an advisory body to the state medicaid agency with respect to the medical services fund and disbursements therefrom and to advise about health and medical
services, is continued so long as the medical services fund remains in existence, and thereafter so long as the state medicaid agency considers the advisory council to be necessary or desirable, and it is organized as provided by this section and applicable federal law and has those advisory powers and duties as are granted and imposed by this section and elsewhere by law: Provided, That the continuation of the advisory council is subject to a preliminary performance review pursuant to the provisions of article ten, chapter four of this code, evaluating the effectiveness and efficiency of the advisory council, to be conducted during the interim of the Legislature in the year two thousand six by the joint committee on government operations.

The term of office of those members serving on the advisory council, on the effective date of the amendments made to this section by the Legislature during its regular session in the year one thousand nine hundred ninety-eight, shall continue until they are reappointed or replaced in accordance with the provisions of this section.

The advisory council shall consist of not less than nine members, nor more than thirteen members, all but two of whom shall be appointed by the state medicaid agency and serve until replaced or reappointed on a rotating basis. The heads of the public health and public welfare agencies are members ex officio. The remaining members comprising the council consist of a person of recognized ability in the field of medicine and surgery with respect to whose appointment the state medical association shall be afforded the opportunity of making nomination of three qualified persons, one member shall be a person of recognized ability in the field of dentistry with respect to whose appointment the state dental association shall be afforded the opportunity of nominating three qualified persons, and the remaining members shall be chosen from persons of recognized ability in the fields of hospital administration, nursing and allied professions and from consumers
groups, including medicaid recipients, members of the West Virginia directors of senior and community services, labor unions, cooperatives and consumer-sponsored prepaid group practices plans.

The council shall meet on call of the state medicaid agency.

Each member of the advisory council shall receive reimbursement for reasonable and necessary travel expenses for each day actually served in attendance at meetings of the council in accordance with the state's travel regulations. Requisitions for the expenses shall be accompanied by an itemized statement, which shall be filed with the auditor and preserved as a public record.

The advisory council shall assist the state medicaid agency in the establishment of rules, standards and bylaws necessary to carry out the provisions of this section and shall serve as consultants to the state medicaid agency in carrying out the provisions of this section.
Enr. H. B. 4156]

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

Chairman Senate Committee

Chairman House Committee

Originating in the House.

In 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 approved this the 29th day of February, 2000.

Governor
PRESENTED TO THE

GOVERNOR

Date

Date

Time