WEST VIRGINIA LEGISLATURE
Regular Session, 2001

ENROLLED

Committee Substitute for

SENATE BILL NO. 1694

(By Senator Prezioso)

PASSED April 14, 2001

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 five-t, relating to the establishment of the care home advisory board; report to governor and Legislature; specifying board membership; meetings of the board; members entitled to expenses; and sunset of board in two thousand three.

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 five-t, to read as follows:

ARTICLE 5T. CARE HOME ADVISORY BOARD.
§16-5T-1. Care home advisory board created; membership; terms; meetings; compensation; termination.

(a) The care home advisory board is hereby created to gather information concerning personal care homes, as defined and regulated in article five-d of this chapter, and residential board and care homes, as defined and regulated in article five-h of this chapter, and make its findings and recommendations to the governor and the Legislature.

(b) The care home advisory board will have seven members: The president of the Senate or his or her designee; the speaker of the House of Delegates or his or her designee; the secretary of the department of health and human resources or his or her designee; an operator of a personal care home licensed in this state; an operator of a residential board and care home licensed in this state; and two members of the public at large, one of which shall be an advocate for consumer rights.

(c) The governor shall appoint the members to the board, by and with the advice and consent of the Senate. Appointments under the provision of this article shall be for a three-year term or the unexpired term, except in the initial appointments as follows: One citizen member shall be appointed for a two-year term; one citizen member shall be appointed for a three-year term; and the care home operator members shall be appointed for a one-year term. Subsequent appointments to the committee shall be for three year terms. No member shall serve more than two successive terms.

(d) The advisory board shall meet at least four times annually at the times and places in the state that it determines. A majority of the members constitutes a quorum for the purpose of conducting business. The secretary of the department of health and human resources or his or her designee shall serve as chair of the advisory board.
(e) Members of the advisory board are not entitled to compensation for services performed as members, but are entitled to reimbursement for all reasonable and necessary expenses actually incurred in the performance of their duties, which shall be paid from the funds of the department of health and human resources.

(f) Pursuant to the provisions of article ten, chapter four of this code, the care home advisory board shall continue to exist until the first day of July, two thousand three, unless sooner terminated, continued or reestablished by act of the Legislature.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within is approved this the 30th Day of April, 2001.

Governor