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OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 2007



ENROLLED

COMMITTEE SUBSTITUTE
FOR

House Bill No. 2422

(By Delegates Perry, Pino and Stemple)



Passed March 9, 2007

In Effect Ninety Days from Passage

FILED

E N R O L L E D

2007 MAR 22 PM 4: 23

COMMITTEE SUBSTITUTE

OFFICE WEST VIRGINIA
SECRETARY OF STATE

FOR

H. B. 2422

(BY DELEGATES PERRY, PINO AND STEMPLER)

[Passed March 9, 2007; in effect ninety days from passage.]

AN ACT to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §25-1-4; and to amend said code by adding thereto a new section, designated §31-20-30, all relating to reducing the reimbursement provided by the Regional Jails and the Division of Corrections provided that the Department of health and Human Services and the Regional Jail Authority and the Department of Corrections will effectuate an electronic payment system.

Be it enacted by the Legislature of West Virginia:

That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new section, designated §25-1-4; and that said code be amended by adding thereto a new section, designated §31-20-30, all to read as follows:

CHAPTER 25. DIVISION OF CORRECTIONS.

**ARTICLE 1. ORGANIZATION AND INSTITUTIONS AND
CORRECTIONS MANAGEMENT.**

**§25-1-4. Limitation on reimbursement rate to medical service
providers for services outside division facilities.**

1 (a) Effective the first day of July, two thousand seven, the
2 division, or its contracted medical provider, may not pay an
3 amount to an outside provider of a medical service for a
4 person residing in a correctional facility greater than seventy-
5 three percent of the billed charges: *Provided*, That critical
6 access hospitals shall be reimbursed at eighty-five percent of
7 the billed charges. This limitation applies to all medical care
8 services, goods, prescription drugs and medications provided
9 to a person who is in the custody of a correctional facility and
10 is provided these services outside of said correctional facility.

11 (b) Effective the first day of July, two thousand eight, the
12 division, or its contracted medical providers, may not pay an
13 amount to an outside provider of a medical service for a
14 person residing in a correctional facility greater than the
15 reimbursement rate applicable to service providers
16 established by legislative rule of the Bureau for Medical
17 Service within the Department of Health and Human
18 Resources: *Provided*, That critical access hospitals shall be
19 reimbursed at seventy-five percent of the billed charges.
20 These limitations apply to all medical care services, goods,
21 prescription drugs and medications provided to a person who
22 is in the custody of a correctional facility and is provided
23 these services outside of a correctional facility: *Provided*,
24 *however*, That the Department of Military Affairs and Public
25 Safety and the Department of Health and Human Resources
26 effectuate an interagency agreement for the electronic
27 processing and payment of medical services.

CHAPTER 31. CORPORATIONS.

**ARTICLE 20. WEST VIRGINIA REGIONAL JAIL AND
CORRECTIONAL FACILITY AUTHORITY.**

§31-20-30. Limitation on reimbursement rate to medical service providers for services outside regional jail facilities.

1 (a) Effective the first day of July, two thousand seven, the
2 authority, or its contracted medical provider, may not pay an
3 amount to an outside provider of a medical service for a
4 person residing in a regional jail greater than seventy-three
5 percent of the billed charges: *Provided*, That critical access
6 hospitals shall be reimbursed at eighty-five percent of the
7 billed charges. These limitations apply to all medical care
8 services, goods, prescription drugs and medications provided
9 to a person who is in the custody of a regional jail and is
10 provided these services outside of a regional jail.

11 (b) Effective the first day of July, two thousand eight, the
12 authority, or its contracted medical providers, may not pay an
13 amount to an outside provider of a medical service for a
14 person residing in a regional jail greater than the
15 reimbursement rate applicable to service providers
16 established by legislative rule of the Bureau for Medical
17 Service within the Department of Health and Human
18 Resources: *Provided*, That critical access hospitals shall be
19 reimbursed at seventy-five percent of the billed charges. This
20 limitation applies to all medical care services, goods,
21 prescription drugs and medications provided to a person who
22 is in the custody of a regional jail and is provided these
23 services outside of a regional jail: *Provided, however*, That
24 the Department of Military Affairs and Public Safety and the
25 Department of Health and Human Resources effectuate an
26 interagency agreement for the electronic processing and
27 payment of medical services.

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



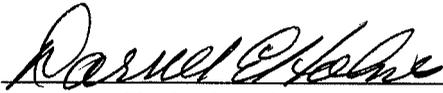
Chairman Senate Committee



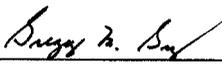
Chairman House Committee

Originating in the House.

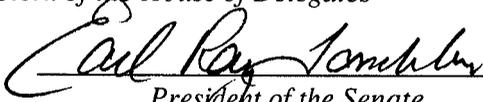
In effect ninety days from passage.



Clerk of the Senate



Clerk of the House of Delegates



President of the Senate



Speaker of the House of Delegates

The within is approved this the 22nd
day of March, 2007.



Governor

PRESENTED TO THE
GOVERNOR

MAR 18 2007

Time 2:01 pm