

HB 2944
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OH

FILED

2007 APR -3 PM 4: 26

OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE
FIRST REGULAR SESSION, 2007



ENROLLED

House Bill No. 2944

(By Delegates Hatfield, Fleischauer,
Wysong, Marshall, Hrutkay, Eldridge, Boggs,
Spencer, Guthrie and Rowan)



Passed March 10, 2007

In Effect Ninety Days from Passage

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H. B. 2944

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(BY DELEGATES HATFIELD, FLEISCHAUER,
WYSONG, MARSHALL, HRUTKAY, ELDRIDGE, BOGGS,
SPENCER, GUTHRIE AND ROWAN)

[Passed March 10, 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 §16-5C-20,
relating to the end-of-life care of residents of nursing homes;
and requiring that certain residents be given information about
the option of hospice palliative care.

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 §16-5C-20, to read as
follows:

CHAPTER 16. PUBLIC HEALTH.

ARTICLE 5C. NURSING HOMES.

§16-5C-20. Hospice palliative care required to be offered.

- 1 (a) When the health status of a nursing home facility
- 2 resident declines to the state of terminal illness or when the
- 3 resident receives a physician's order for "comfort measures

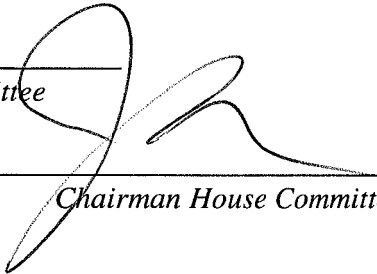
4 only,” the facility shall notify the resident with information
5 about the option of receiving hospice palliative care. If a
6 nursing home resident is incapacitated, the facility shall also
7 notify any person who has been given the authority of
8 guardian, a medical power of attorney or health care
9 surrogate over the resident, information stating that the
10 resident has the option of receiving hospice palliative care.

11 (b) The facility shall document that it has notified the
12 resident, and any person who has been given a medical power
13 of attorney or health care surrogate over the resident,
14 information about the option of hospice palliative care and
15 maintain the documentation so that the director may inspect
16 the documentation, to verify the facility has complied with
17 this section.

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



Chairman Senate Committee



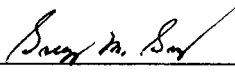
Chairman House Committee

Originating in the House.

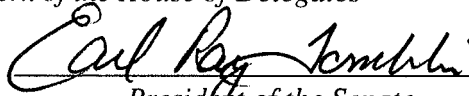
In effect ninety days from passage.



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 3rd
day of April, 2007.



Governor

PRESENTED TO THE
GOVERNOR

MAR 26 2007

Time 3:55 pm