

HB 4513

FILED

2008 MAR 31 PM 4:56

OFFICE OF THE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE
SECOND REGULAR SESSION, 2008



ENROLLED

House Bill No. 4513

(By Delegates Hatfield, Marshall, Long, Eldridge, Spencer,
Fleischauer, Longstreth, Rodighiero, Rowan, Ashley and Border)



Passed March 8, 2008

In Effect Ninety Days from Passage

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H. B. 4513

CELIA W. REINA
SECRETARY OF STATE

(BY DELEGATES HATFIELD, MARSHALL, LONG, ELDRIDGE,
SPENCER, FLEISCHAUER, LONGSTRETH, RODIGHIERO, ROWAN,
ASHLEY AND BORDER)

[Passed March 8, 2008; in effect ninety days from passage.]

AN ACT to amend and reenact §16-22-3 of the Code of West Virginia, 1931, as amended, relating to the reimbursement of costs for newborn screenings by designated health insurers in the state.

Be it enacted by the Legislature of West Virginia:

That §16-22-3 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

**ARTICLE 22. DETECTION AND CONTROL OF DISEASES
IN NEWBORN CHILDREN.**

§16-22-3. Tests for diseases specified by the State Public Health Commissioner; reports; assistance to afflicted children; Public Health Commissioner to propose rules.

- 1 (a) The hospital or birthing center in which an infant is
2 born, the parents or legal guardians, the physician attending

3 a newborn child, or any person attending a newborn child not
4 under the care of a physician shall require and ensure that
5 each such child be tested for phenylketonuria, galactosemia,
6 hypothyroidism, sickle cell anemia and certain other diseases
7 specified by the Bureau for Public Health. The Bureau for
8 Public Health shall also require testing for congenital adrenal
9 hyperplasia, cystic fibrosis and biotinidase deficiency. No
10 later than the first day of July, two thousand eight, the Bureau
11 for Public Health shall also require testing for isovaleric
12 acidemia, glutaric acidemia type I, 3-Hydroxy-3-
13 methylglutaric aciduria, multiple carboxylase deficiency,
14 methylmalonic acidemia-mutase deficiency form, 3-
15 methylcrotonyl-CoA carboxylase deficiency, methylmalonic
16 acidemia, Cbl A and Cbl B forms, propionic acidemia, beta-
17 ketothiolase deficiency, medium-chain acyl-CoA
18 dehydrogenase deficiency, very long-chain acyl-CoA
19 dehydrogenase deficiency, long-chain hydroxyacyl-CoA
20 dehydrogenase deficiency, trifunctional protein deficiency,
21 carnitine uptake defeat, maple syrup urine disease,
22 homocystinuria, citrullinemia type I, argininosuccinate
23 acidemia, tyrosinemia type I, hemoglobin S/Beta-
24 thalasscmia, sickle C disease and hearing deficiency.

25 (b) A positive result on any test specified in subsection
26 (a) of this section, or a positive result for any other diseases
27 specified by the Bureau for Public Health, shall be promptly
28 reported to the Bureau for Public Health by the director of the
29 laboratory performing such test.

30 (c) Newborn screenings shall be considered a covered
31 benefit reimbursed to the birthing facilities by Public
32 Employees Insurance Agency, the State Children's Health
33 Insurance Program, the Medicaid program and all health
34 insurers whose benefit package includes pregnancy coverage
35 and who are licensed under chapter thirty-three of this code.

36 (d) The Bureau for Public Health shall propose rules for
37 legislative approval in accordance with article three, chapter
38 twenty-nine of this code. These legislative rules shall
39 include:

40 (1) A means for the Bureau for Public Health, in
41 cooperation with other state agencies, and with attending
42 physicians, to provide medical, dietary and related assistance
43 to children determined to be afflicted with any disease
44 specified in subsection (a) of this section and certain other
45 diseases specified by the Bureau for Public Health; and

46 (2) A means for payment for the screening provided for
47 in this section; and

48 (3) Anything further considered necessary by the Bureau
49 for Public Health to implement the provisions of this section.

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



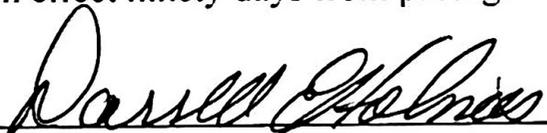
 Chairman Senate Committee



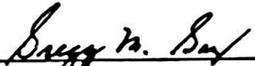
 Chairman House Committee

Originating in the House.

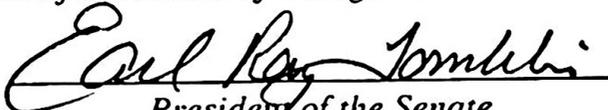
In effect ninety days from passage.



 Clerk of the Senate



 Clerk of the House of Delegates

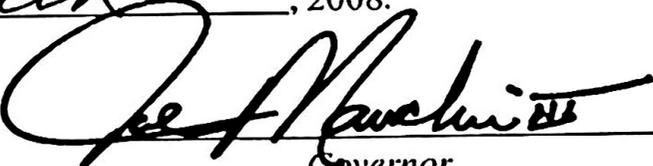


 President of the Senate



 Speaker of the House of Delegates

The within is approved this the 31st
 day of March, 2008.



 Governor

PRESENTED TO THE
GOVERNOR

MAR 26 2008

Time 3:05pm