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
H. B. 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.]

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.

(a) The hospital or birthing center in which an infant is born, the parents or legal guardians, the physician attending
a newborn child, or any person attending a newborn child not
under the care of a physician shall require and ensure that
each such child be tested for phenylketonuria, galactosemia,
hypothyroidism, sickle cell anemia and certain other diseases
specified by the Bureau for Public Health. The Bureau for
Public Health shall also require testing for congenital adrenal
hyperplasia, cystic fibrosis and biotinidase deficiency. No
later than the first day of July, two thousand eight, the Bureau
for Public Health shall also require testing for isovaleric
acidemia, glutaric acidemia type I, 3-Hydroxy-3-
methylglutaric aciduria, multiple carboxylase deficiency,
methylmalonic acidemia-mutase deficiency form, 3-
methylcrotonyl-CoA carboxylase deficiency, methylmalonic
acidemia, Cbl A and Cbl B forms, propionic acidemia, beta-
eketothiolase deficiency, medium-chain acyl-CoA
dehydrogenase deficiency, very long-chain acyl-CoA
dehydrogenase deficiency, long-chain hydroxyacyl-CoA
dehydrogenase deficiency, trifunctional protein deficiency,
carnitine uptake defeat, maple syrup urine disease.
homocystinuria, citrullinemia type I, argininosuccinate
acidemia, tyrosinemia type I, hemoglobin S/Beta-
thalassemia, sickle C disease and hearing deficiency.

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

(c) Newborn screenings shall be considered a covered
benefit reimbursed to the birthing facilities by Public
Employees Insurance Agency, the State Children’s Health
Insurance Program, the Medicaid program and all health
insurers whose benefit package includes pregnancy coverage
and who are licensed under chapter thirty-three of this code.
(d) The Bureau for Public Health shall propose rules for legislative approval in accordance with article three, chapter twenty-nine of this code. These legislative rules shall include:

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

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

(3) Anything further considered necessary by the Bureau 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