

HB 4557 (veto)

2010 APR -6 PM 2: 37

OFFICE OF THE CLERK
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE
SECOND REGULAR SESSION, 2010



ENROLLED

**COMMITTEE SUBSTITUTE
FOR
House Bill No. 4557**

(By Delegates Perdue, Moore, Guthrie,
Mahan and Hatfield)



Passed March 12, 2010

In Effect Ninety Days From Passage

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H. B. 4557

(BY DELEGATES PERDUE, MOORE, GUTHRIE, MAHAN
AND HATFIELD)

[Passed March 12, 2010; in effect ninety days from passage.]

AN ACT to amend and reenact §16-29E-5 of the Code of West Virginia, 1931, as amended, relating to the Legislative Oversight Commission on Health and Human Resource Accountability reviewing all of the Department of Health and Human Resources requests for proposals or change orders valued at over \$500,000 prior to their release.

Be it enacted by the Legislature of West Virginia:

That §16-29E-5 of the Code of West Virginia, 1931, as amended, be amended and reenacted, to read as follows:

ARTICLE 29E. LEGISLATIVE OVERSIGHT COMMISSION ON HEALTH AND HUMAN RESOURCES ACCOUNTABILITY.

§16-29E-5. Powers and duties of commission.

1 (a) The commission shall:

2 (1) Make a continuing investigation, study and review of
3 the practices, policies and procedures of the health care and
4 social services agencies in this state;

5 (2) Make a continuing investigation, study and review of
6 all matters related to health and social policy in the state;

7 (3) Review program development by the various agencies
8 of the Department of Health and Human Resources if those
9 programs impact the physical, emotional or social well-being
10 of the citizens of West Virginia;

11 (4) Review, upon submission to the appropriate
12 purchasing entity, all Department of Health and Human
13 Resources requests for proposals estimated to be valued at
14 over \$500,000 and all change orders to existing contracts
15 estimated to be valued at over \$500,000 prior to being sent to
16 the existing contractor;”

17 (5) Conduct studies on:

18 (A) The amount of funds expended by hospitals and other
19 health care providers of this state for services to persons who
20 are unable to pay for those services and for which they
21 receive no other form of reimbursement;

22 (B) The extent to which persons in this state forego
23 needed medical services because of insufficient income and
24 assets to pay for those services;

25 (C) The extent to which the state is maximizing available
26 federal programs and moneys in providing health care
27 services to the citizens of this state;

28 (D) The operation of the programs and funds created by
29 article twenty-nine-c of this chapter; and

30 (E) The roles of the public, private and private nonprofit
31 sectors in providing health care services to the citizens of this
32 state;

33 (6) Review and study the State Medicaid program in order
34 to determine if the State Medicaid agency, as the payor of last
35 resort, is expending maximum effort to identify alternate private
36 insurance resources for Medicaid beneficiaries;

37 (7) Review and study the feasibility and financial impact
38 upon the state of assuring increased access to Medicaid
39 beneficiaries to primary health care in the nonhospital setting
40 by requiring enrollment in a primary care clinic program, if
41 available;

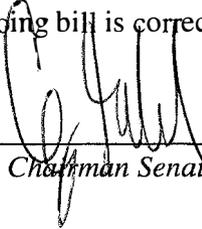
42 (8) Review and study the feasibility and financial impact
43 upon the state of the establishment of different and lesser
44 schedules of payment for primary health services delivered
45 by a hospital emergency room as compared to the schedule
46 of payments for emergency room services of a true medical
47 emergency nature;

48 (9) Conduct a study on the effects of rural health
49 networks, including effects on the quality, cost and
50 availability of care; and

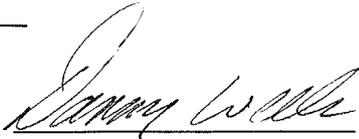
51 (10) Meet jointly with the advisory committee created in
52 article thirty-five of this chapter to determine methods for
53 coordinating the collection and analysis of health care
54 information within the state, including the development of health
55 information systems that will allow for the electronic transmittal
56 of data and access by the various agencies of government.

57 (b) The commission shall make annual reports to the
58 Legislature regarding the results of all investigations, studies
59 and reviews pursuant to the provisions of section seven of
60 this article.

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



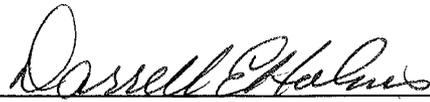
Chairman Senate Committee



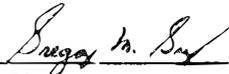
Chairman House Committee

Originating in the House.

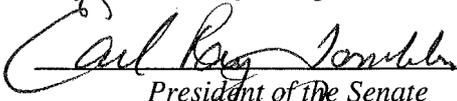
In effect ninety days from passage.



Clerk of the Senate



Clerk of the House of Delegates

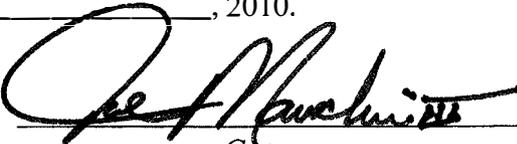


President of the Senate



Speaker of the House of Delegates

The within is disapproved this the 6th
day of April, 2010.



Governor

PRESENTED TO THE
GOVERNOR

MAR 22 2010

Time 3:40 p