

FILED

2015 MAR 31 A 11:27

WEST VIRGINIA LEGISLATURE

EIGHTY-SECOND LEGISLATURE

OFFICE WEST VIRGINIA
SECRETARY OF STATE

REGULAR SESSION, 2015



ENROLLED

Senate Bill No. 363

(BY SENATOR COLE (MR. PRESIDENT))

[PASSED MARCH 14, 2015; IN EFFECT NINETY DAYS FROM PASSAGE.]

SB 363

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ENROLLED OFFICE WEST VIRGINIA
SECRETARY OF STATE

Senate Bill No. 363

(BY SENATOR COLE (MR. PRESIDENT))

[Passed March 14, 2015; 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 §14-2A-19b, relating to allowing the Court of Claims to establish maximum rates and service limitations for reimbursement of health care services; requiring rates to be filed with Joint Committee on Government and Finance; setting effective date for changes to rates and limitations; prohibiting payment from other sources, as well as claimants; and authorizing court to review claims.

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 §14-2A-19b, to read as follows:

**ARTICLE 2A. COMPENSATION AWARDS TO VICTIMS OF
CRIMES.**

§14-2A-19b. Rates and limitations for health care services.

1 The court may establish by court rule or court order
2 maximum rates and service limitations for reimbursement of
3 health care services rendered by a physician, hospital or other
4 health care provider. An informational copy of the maximum
5 rates and service limitations shall be filed with the Joint
6 Committee on Government and Finance upon adoption by the
7 court. Any change in the maximum rates or service
8 limitations shall be effective sixty days after the adoption of
9 the changes. A provider who accepts payment from the court
10 for a service shall accept the court's rates as payment in full
11 and may not accept any payment on account of the service
12 from any other source if the total of payments accepted would
13 exceed the maximum rate set by the court for that service. A
14 provider may not charge a claimant for any difference
15 between the cost of a service provided to a claimant and the
16 court's payment for that service. To ensure service
17 limitations are uniform and appropriate to the levels of
18 treatment required by the claimant, the court may review all
19 claims for these services as necessary to ensure their medical
20 necessity.

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

[Signature]
.....
Chairman Senate Committee

[Signature]
.....
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

[Signature]
.....
Clerk of the Senate

[Signature]
.....
Clerk of the House of Delegates

[Signature]
.....
President of the Senate

[Signature]
.....
Speaker of the House of Delegates

The within *is approved* this the *31st*
March
Day of, 2015.

[Signature]
.....
Governor

PRESENTED TO THE GOVERNOR

MAR 27 2015

Time 3:11 pm