

FILED

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OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

SECOND REGULAR SESSION, 2004

ENROLLED

House Bill No. 4304

(By Delegates Beane, Ennis, Hatfield, Yeager,
Blair, Frich and Schoen)

Passed March 11, 2004

In Effect Ninety Days from Passage

FILED

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H. B. 4304

(BY DELEGATES BEANE, ENNIS, HATFIELD, YEAGER,
BLAIR, FRICH AND SCHOEN)

[Passed March 11, 2004; 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 §5-16B-4a; and to amend and reenact §5-16B-8 of said code, all relating to continuation of the children's health insurance board.

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 §5-16B-4a; and that §5-16B-8 of said code be amended and reenacted, all to read as follows:

ARTICLE 16B. WEST VIRGINIA CHILDREN'S HEALTH INSURANCE PROGRAM.

§5-16B-4a. Continuation of children's health insurance board.

- 1 The children's health insurance board shall continue to
- 2 exist, pursuant to the provisions of article ten, chapter four of
- 3 this code, until the first day of July, two thousand seven, unless

4 sooner terminated, continued or reestablished pursuant to the
5 provisions of that article.

§5-16B-8. Termination and reauthorization.

1 (a) The program established in this article abrogates and
2 shall be of no further force and effect, without further action by
3 the Legislature, upon the occurrence of any of the following:

4 (1) The date of entry of a final judgment or order by a court
5 of competent jurisdiction which disallows the program;

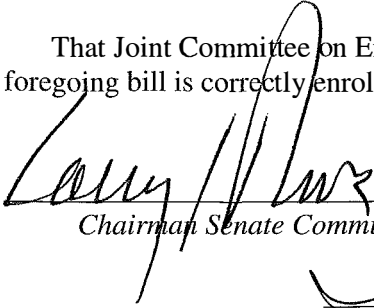
6 (2) The effective date of any reduction in annual federal
7 funding levels below the amounts allocated and/or projected in
8 Title XXI of the Social Security Act of 1997; or

9 (3) The effective date of any federal rule or regulation
10 negating the purposes or effect of this article.

11 (4) For purposes of subdivisions (2) and (3) of this subsec-
12 tion, if a later effective date for such reduction or negation is
13 specified, such date will control.

14 (b) Upon termination of the board and notwithstanding any
15 provisions to the contrary, the director may change the levels of
16 costs to covered families only in accordance with rules pro-
17 posed to the Legislature pursuant to the provisions of chapter
18 twenty-nine-a of this code.

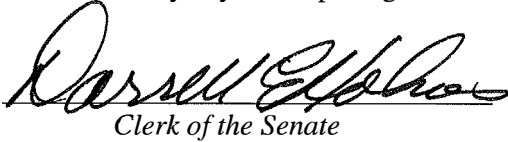
That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

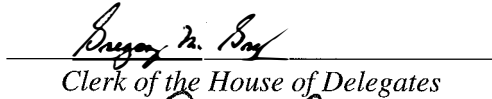

Chairman Senate Committee

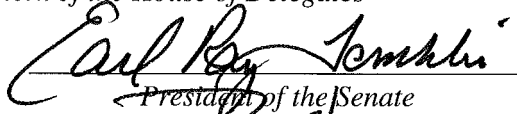

Chairman House Committee

Originating in the House.

In effect ninety days from passage.

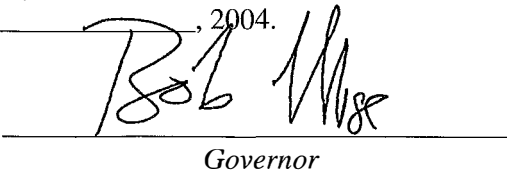

Clerk of the Senate


Clerk of the House of Delegates


President of the Senate


Speaker of the House of Delegates

The within is approved this the 7th
day of April, 2004.


Governor

PRESENTED TO THE

GOVERNOR ✓

DATE 3/22/04

TIME 10:05 am