

FILED

2015 MAR 24 P 5:09

WEST VIRGINIA LEGISLATURE
EIGHTY-SECOND LEGISLATURE

OFFICE WEST VIRGINIA
SECRETARY OF STATE

REGULAR SESSION, 2015



ENROLLED

COMMITTEE SUBSTITUTE

FOR

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FOR

Senate Bill No. 336

(SENATORS FERNS AND TAKUBO, *ORIGINAL SPONSORS*)

[PASSED MARCH 11, 2015; IN EFFECT FROM PASSAGE.]

SB 336

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Senate Bill No. 336

(SENATORS FERNS AND TAKUBO, ORIGINAL SPONSORS)

[Passed March 11, 2015; in effect from passage.]

AN ACT to amend §16-29B-19 of the Code of West Virginia, 1931, as amended, relating generally to powers and duties of Health Care Authority; and eliminating power of Health Care Authority to apply penalties held in abeyance to any future rate applications filed with the authority.

Be it enacted by the Legislature of West Virginia:

That §16-29B-19 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 29B. HEALTH CARE AUTHORITY.

§16-29B-19. Rate-setting powers generally.

- 1 (a) The board shall have power: (1) To initiate reviews
- 2 and investigations of hospital rates and establish and approve
- 3 such rates; (2) to initiate reviews and investigations of
- 4 hospital rates for specific services and the component factors

5 which determine such rates; (3) to initiate reviews and
6 investigations of hospital budgets and the specific
7 components of such budgets; and (4) to approve or
8 disapprove hospital rates and budgets taking into
9 consideration the criteria set forth in section twenty of this
10 article: *Provided*, That the board may not apply penalties
11 held in abeyance to any future rate applications filed with the
12 authority effective May 31, 2015, forward: *Provided*,
13 *however*, That the board shall waive all penalties held in
14 abeyance by May 31, 2015.

15 (b) In the interest of promoting the most efficient and
16 effective use of hospital service, the board may adopt and
17 approve alternative methods of rate determination. The board
18 may also adopt methods of charges and payments of an
19 experimental nature which are in the public interest and
20 consistent with the purpose of this article.

21 (c) The board shall examine the need for an alternative to
22 the current rate-setting method as a means of controlling
23 hospital costs and submit the findings, recommendations and
24 any proposed drafts of legislation, if necessary, in a report to
25 the Legislative Oversight Commission on Health and Human
26 Resources Accountability and the Governor on or before
27 August 1, 1998.

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

Mark R. Payne
.....
Chairman Senate Committee

John B. McE
.....
Chairman House Committee

Originated in the Senate.

In effect from passage.

Mark A. Barans
.....
Clerk of the Senate

Steph J. Hervey
.....
Clerk of the House of Delegates

William J. Blaine
.....
President of the Senate

Patrick J. O'Connell
.....
Speaker of the House of Delegates

The within *is approved* this the *26th*
Month
Day of, 2015.

Carl Ray Tomblin
.....
Governor

PRESENTED TO THE GOVERNOR

MAR 18 2015

Time 10:30 AM