

WEST VIRGINIA LEGISLATURE

2017 REGULAR SESSION

Engrossed

Committee Substitute

for

Senate Bill 634

BY SENATORS PLYMALE, STOLLINGS, SYPOLT, TAKUBO,

PREZIOSO, BEACH, CLEMENTS AND MARONEY

[Originating in the Committee on Government

Organization; reported on March 24, 2017]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,
2 designated §9-2-9a, relating generally to certain agreements between the Department of
3 Health and Human Resources and the two largest state universities; and exempting such
4 agreements from the requirements of the State Purchasing Division.

Be it enacted by the Legislature of West Virginia:

1 That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new
2 section, designated §9-2-9a, to read as follows:

**ARTICLE 2. COMMISSIONER OF HUMAN SERVICES; POWERS, DUTIES AND
RESPONSIBILITIES GENERALLY.**

§9-2-9a. Agreements between the Secretary and State Universities.

1 Any contract, agreement or memorandum of understanding between the secretary and
2 West Virginia University, West Virginia School of Osteopathic Medicine or Marshall University for
3 services is exempt from the provisions of article three, chapter five-a of this code: *Provided*, That
4 any contract entered into under the provisions of subsection five, section six of this article, for the
5 provision of Medicaid services by a risk-bearing entity, is not exempt from the provisions of article
6 three, chapter five-a of this code.