

WEST VIRGINIA LEGISLATURE

2018 REGULAR SESSION

ENROLLED

Committee Substitute

for

House Bill 4509

BY DELEGATES PUSHKIN, SOBONYA, ROBINSON, SUMMERS,

FLEISCHAUER, KESSINGER, LONGSTRETH AND FRICH

[Passed March 7, 2018; in effect ninety days from passage.]

1 AN ACT to amend and reenact §16-53-1 of the Code of West Virginia, 1931, as amended, relating
2 to the establishment of substance abuse treatment and recovery facilities; and permitting
3 the Department of Health and Human Resources to provide funding to facilities that
4 provide peer-support services which follow specified standards.

Be it enacted by the Legislature of West Virginia:

**ARTICLE 53. ESTABLISHING ADDITIONAL SUBSTANCE ABUSE TREATMENT
FACILITIES.**

§16-53-1. Establishment of substance abuse treatment facilities.

1 (a) The Secretary of the Department of Health and Human Resources shall ensure that
2 beds for purposes of providing substance abuse treatment and/or recovery services in existing or
3 newly constructed facilities are made available in locations throughout the state which the
4 department determines to be the highest priority for serving the needs of the citizens of the state.

5 (b) The secretary shall identify and allocate the beds to privately owned facilities to provide
6 substance abuse treatment services.

7 (c) These facilities shall:

8 (1) Give preference to West Virginia residents;

9 (2) Accept payment from private pay patients, third person payors or patients covered by
10 Medicaid;

11 (3) Offer long-term treatment, based upon need, of up to one year; and

12 (4) Work closely with the Adult Drug Court Program, provided for in §62-15-1 *et seq.* of
13 this code.

14 (d) Any facility subject to the provisions of this article must:

15 (1) Be licensed by this state to provide addiction and substance abuse services; or

16 (2) Be a peer-led facility that follows standards set forth by the National Alliance for
17 Recovery Residences and offers access to peer support services.

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

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Chairman, House Committee

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Chairman, Senate Committee

Originating in the House.

In effect ninety days from passage.

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Clerk of the House of Delegates

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Clerk of the Senate

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Speaker of the House of Delegates

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President of the Senate

The within this the.....
day of, 2018.

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Governor