

WEST VIRGINIA LEGISLATURE

2018 REGULAR SESSION

Committee Substitute

for

House Bill 4509

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[Originating in the Committee on Health and Human
Resources; Reported on February 22, 2018.]

1 A BILL 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 facilities; and permitting the fund to
3 provide funding to facilities that provide peer-support services.

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 Bureau
4 ~~for Behavioral Health and Health Facilities~~ department determines to be the highest priority for
5 serving the needs of the citizens of the state.

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

8 (c) These facilities shall:

9 (1) Give preference to West Virginia residents;

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

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

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

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

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

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

NOTE: The purpose of this bill is to include facilities that provide peer-based services when the Secretary of Health and Human Resources establishes additional beds for purposes of providing substance abuse treatment services.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.