

WEST VIRGINIA LEGISLATURE

2018 REGULAR SESSION

Introduced

House Bill 4509

BY DELEGATES PUSHKIN, SOBONYA, ROBINSON,
SUMMERS, FLEISCHAUER, KESSINGER, LONGSTRETH AND
FRICH

[Introduced February 12, 2018; Referred
to the Committee on Prevention and Treatment of
Substance Abuse then Health and Human
Resources.]

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 including facilities that
 3 provide peer-based 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 services in existing or newly
 3 constructed facilities are made available in locations throughout the state which the Bureau for
 4 Behavioral Health and Health Facilities determines to be the highest priority for serving the needs
 5 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;

17 (2) Provide peer-to-peer counseling;

18 (3) Provide access to a peer-support specialist; or

19 (4) Provide peer-led workshops.

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.