

**STATE OF WEST VIRGINIA**

**At CHARLESTON**

**EXECUTIVE ORDER NO. 22-18**

**By the Governor**

**WHEREAS**, substance use disorders have had a devastating effect on West Virginia; and

**WHEREAS**, Governor Earl Ray Tomblin created the Governor's Advisory Council on Substance Abuse (GACSA) by Executive Order 5-11 on September 6, 2011, which Governor Jim Justice reestablished as the Governor's Advisory Council on Substance Use Disorder Policy ("the Advisory Council") by Executive Order 10-17 on December 20, 2017, to provide guidance and recommend priorities addressing substance use and abuse in West Virginia; and

**WHEREAS**, GACSA and the Advisory Council has acted both diligently and thoughtfully since being established; and

**WHEREAS**, in an effort to build on the work of GACSA, legislation was introduced during the 2017 Regular Legislative Session to create an Office of Drug Control Policy (ODCP); and

**WHEREAS**, on April 8, 2017, the Legislature passed House Bill 2620, the West Virginia Drug Control Policy Act, establishing the ODCP within the Department of Health and Human Resources, under the direction of the Secretary and supervision of the State Health Officer; and

**WHEREAS**, the ODCP is charged with creating a state drug control policy; facilitating the exchange of data and issues across state government; establishing and

maintaining a central repository of information related to the opioid drug crisis; and creating a plan to expand the number of treatment beds throughout the state; and

**WHEREAS**, in order to assist the work of the ODCP, it is important that the office receive input from a wide-range persons and entities currently engaged in the State's ongoing efforts to combat substance use.

**NOW, THEREFORE I, JIM JUSTICE**, pursuant to the authority vested in the Governor of West Virginia, do hereby ORDER that:

1. Executive Order No. 10-17 establishing the Governor's Advisory Council on Substance Abuse Use Disorder (the "Advisory Council") is hereby rescinded and the Advisory Council is replaced by the Governor's Council on Substance Abuse Prevention and Treatment (the "Council").

2. Members of the Council shall be persons who have education, experience or special interests regarding substance use disorders; including, but not limited to prevention, early intervention, treatment, employment, social services, behavioral health, law enforcement, or recovery, as follows:

(a) Fifteen (15) members who shall serve at the will and pleasure of the Governor and shall appointed by the Governor; and

(b) The following non-voting ex-officio members:

- (1) The Secretary of the West Virginia Department of Health and Human Resources or his or her designee;
- (2) The Secretary of the West Virginia Department of Military Affairs and Public Safety or his or her designee;
- (3) The State Superintendent of Schools or his or her designee;
- (4) The Commissioner of the Bureau for Behavioral Health or his or her designee;
- (5) The Commissioner of the Bureau for Public Health;
- (6) The Chief Medical Examiner or his or her designee;

- (7) The Dean of the Joan C. Edwards School of Medicine at Marshall University or his or her designee;
- (8) The Executive Dean of the West Virginia University School of Medicine or his or her designee;
- (9) The Vice President for Academic Affairs and Dean of the West Virginia School of Osteopathic Medicine or his or her designee;
- (10) The Chair of the Senate on Health and Human Resources;
- (11) The Chair of the House Committee on Health and Human Resources; and
- (12) The United States Attorney for the Southern District of West Virginia.

(c) Such additional members as the Governor, at his or her discretion, may from time to time appoint.

3. A chairperson of the Council shall be designated by the Governor. The chairperson shall directly report to the Office of the Governor and regularly consult with the ODCP Director.

4. Meetings shall be held at the call of the Council chairperson or the ODCP Director.

5. Members of the Council shall serve without compensation but are entitled to reimbursement for per diem and travel expenses incurred in the performance of his or her duties paid at the same per diem rate as members of the Legislature.

6. The Council may establish its own by-laws and be divided into sub-councils in accordance with its bylaws. The Council shall study, plan and make recommendations on the prevention, treatment and rehabilitation for persons affected by substance use disorder.

7. The ODCP shall provide administrative support and resources to the Council.

8. The Council may, upon facilitation by the ODCP, contract with consultants or subject matter experts in order to fulfill their duties.

9. The Council shall collaborate with the ODCP in developing and administering a state plan on substance use disorder. The Council shall be an advisory body to the ODCP and shall do the following:

(a) Recommend and coordinate the creation, dissemination, and implementation of a statewide drug control policy that includes substance use disorder prevention, cessation, treatment and recovery programs;

(b) Facilitate planning for a balanced continuum of substance use disorder prevention, treatment, and rehabilitation services;

(c) Identify and coordinate available resources, including but not limited to grants, state appropriations, and other funding prioritization and allocation, and make recommendations on the most effective and efficient application of available resources;

(d) Serve as a resource for communities and assist in the development of community-based substance use prevention and treatment programs;

(e) Promote collaboration and mutually beneficial public and private partnerships;

(f) Analyze and provide an objective assessment of all proposed legislation concerning substance use issues; and

(g) Make recommendations to the ODCP, Governor, Legislature, and Supreme Court of Appeals.

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused the Great Seal of the State of West Virginia to be affixed.

**DONE** at the Capitol, in the City of Charleston, State of West Virginia, this Third day of December, in the year of our Lord, Two Thousand Eighteen, and in the One Hundred Fifty-Sixth year of the State.



**GOVERNOR**

**By the Governor**

**SECRETARY OF STATE**