

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1972

ENROLLED

SENATE BILL NO. 142

(By Mr. HUBBARD and Mr. Wallace)

PASSED MARCH 10, 1972

In Effect 90 DAYS FROM Passage



FILED IN THE OFFICE
JOHN D. ROCKEFELLER, W
SECRETARY OF STATE

THIS DATE 3-22-72

142

ENROLLED

Senate Bill No. 142

(By MR. HUBBARD and MR. WALLACE)

[Passed March 10, 1972; in effect ninety days from passage.]

AN ACT to amend and reenact sections four and five, article fourteen, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended; and to further amend said chapter by adding thereto a new article, designated article fourteen-a, all relating to the establishment of qualifications and certification of assistants to licensed osteopathic physicians and surgeons; definition of terms; fees.

Be it enacted by the Legislature of West Virginia:

That sections four and five, article fourteen, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted; and that said chapter be further amended by adding thereto a new article, designated article fourteen-a, all to read as follows:

ARTICLE 14. OSTEOPATHIC PHYSICIANS AND SURGEONS.

§30-14-4. Application for examination.

1 Each applicant for examination by the board, with the
2 exception of assistants to osteopathic physicians and sur-
3 geons, as hereinafter provided, shall submit an applica-
4 tion therefor on forms prepared and furnished by the
5 board, accompanied by evidence verified by oath and
6 satisfactory to the board, establishing that the applicant
7 has satisfied the following requirements: (a) That he is
8 twenty-one years of age or over; (b) that he is of good
9 moral character; (c) that he has graduated from an ap-
10 proved osteopathic college; and (d) that he has paid to
11 the board a fee of fifty dollars for examination.

§30-14-5. Examination; certificate of license; fee.

1 The examination for a license to practice medicine and

2 surgery as an osteopathic physician and surgeon shall be
3 written and oral and shall cover all the essential branches
4 of medicine and surgery including anatomy, physiology,
5 chemistry, pharmacology, pathology, public health—pre-
6 ventive medicine, surgery, obstetrics and gynecology,
7 osteopathic medicine, materia medica principles and
8 practice of osteopathy; and this list of subjects may be
9 expanded or regrouped at the discretion of the board.

10 The board shall issue certificates of license to all appli-
11 cants who shall successfully pass the said examination
12 and shall present evidence showing that they have served
13 an internship in a hospital approved for intern training.

14 The board shall have the power to certify and establish
15 standards for employment of assistants to osteopathic
16 physicians and surgeons.

17 But no license shall be issued under the provisions of
18 this section until the person applying therefor shall have
19 paid to the board a fee of five dollars.

ARTICLE 14A. ASSISTANTS TO OSTEOPATHIC PHYSICIANS AND SURGEONS.

§30-14A-1. Definition; supervision.

1 The term “assistant to an osteopathic physician and
2 surgeon,” as used in this chapter, shall mean a person
3 employed in the office of an osteopathic physician and
4 surgeon, licensed hospital or any licensed health care in-
5 stitution who performs selected osteopathic medical tasks
6 and functions in accordance with an approved job de-
7 scription, and who possesses the qualifications which have
8 been established for the described job. The assistant to an
9 osteopathic physician and surgeon shall be under the
10 supervision of a permanently licensed osteopathic physi-
11 cian and surgeon in West Virginia.

§30-14A-2. Approval and certification by board of osteopathy.

1 Approval of a job description and establishment of
2 qualifications for employment as an assistant to an osteo-
3 pathic physician and surgeon must be obtained from the
4 board of osteopathy. The board of osteopathy shall certify
5 each qualified applicant for employment as an assistant

6 to an osteopathic physician and surgeon upon submission
7 of a job description, and shall provide for annual renewal
8 of certification. The board shall have the power to revoke
9 or suspend any certification of an assistant to an osteo-
10 pathic physician and surgeon, for cause, after having
11 given the person an opportunity to be heard in the man-
12 ner provided by sections eight and nine, article one of
13 this chapter.

§30-14A-3. Fees.

1 Each job description submitted by a permanently li-
2 censed osteopathic physician and surgeon shall be ac-
3 companied by a fee of fifty dollars. A fee of five dollars
4 shall be charged for each annual renewal of certification.

§30-14A-4. Limitation on scope of duties.

1 Assistants to osteopathic physicians and surgeons shall
2 not sign prescriptions or perform any service which his
3 employing osteopathic physician and surgeon is not quali-
4 fied to perform.

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

Russell M. Beall
Chairman Senate Committee

Phyllis J. Rutledge
Chairman House Committee

Originated in the Senate.

To take effect ninety days from passage.

Howard W. Carson
Clerk of the Senate

W. Blankenship
Clerk of the House of Delegates

E. E. E. E.
President of the Senate

Lewis J. McNamee
Speaker House of Delegates

The within approved this the 27th
March
day of _____, 1972.

Andrew A. Shreve, Jr.
Governor

PRESENTED TO THE
GOVERNOR

Date 3/17/72
Time 1:00 p.m.

MAR 29 9 29 AM '72

OFFICE OF
SECRETARY OF STATE
STATE OF WEST VIRGINIA