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OFFICE OF  
SECRETARY OF STATE  
STATE OF WEST VIRGINIA

**WEST VIRGINIA LEGISLATURE**  
**REGULAR SESSION, 1976**

—•—  
**ENROLLED**

**SENATE BILL NO. 96**

(By Mr. Steppe)

—•—  
PASSED March 9, 1976

In Effect ninty days from Passage

FILED IN THE OFFICE OF  
SECRETARY OF STATE OF  
WEST VIRGINIA

THIS DATE 3/18/76

# ENROLLED

## Senate Bill No. 96

(By MR. STEPTOE)

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[Passed March 9, 1976; in effect ninety days from passage.]

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AN ACT to amend chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new article, designated article twenty-five, relating to detection of tuberculosis, high blood pressure and diabetes; legislative findings; establishing a program for early detection of tuberculosis and mobile x-ray facilities to be used in select areas of the state; reporting cases of tuberculosis and penalties for noncompliance; creating a program for early detection of high blood pressure and diabetes; mobile testing facilities.

*Be it enacted by the Legislature of West Virginia:*

That chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new article, designated article twenty-five, to read as follows:

**ARTICLE 25. DETECTION OF TUBERCULOSIS, HIGH BLOOD PRESSURE AND DIABETES.**

**§16-25-1. Legislative findings.**

1 The Legislature finds that tuberculosis, diabetes and  
2 the condition of high blood pressure are diseases which  
3 are latent in nature and have symptoms and effects which  
4 are not easily recognizable by the members of the public,  
5 while at the same time these diseases and conditions  
6 are very serious and often fatal if not diagnosed and  
7 treated in their early stages. The Legislature also finds  
8 that if mobile laboratory testing were to be made readily  
9 available to the public, the hazards created by such  
10 diseases to the health of those suffering therefrom may  
11 be lessened or prevented by early detection or treatment.  
12 The legislative purpose of this article is to provide for  
13 adequate testing facilities for the detection of such  
14 diseases.

**§16-25-2. Program for early detection of tuberculosis; mobile x-ray facilities used in select areas of the state.**

1 The state department of health may establish and  
2 implement a program designed to detect tuberculosis  
3 in its early stages in members of the public and may  
4 promulgate reasonable rules and regulations necessary  
5 to carry out such a program. The department of health  
6 is to establish and maintain mobile x-ray facilities for  
7 use in detection of tuberculosis to be used in select areas  
8 in the state where the director finds that tuberculosis is  
9 most likely to be present. Such select areas shall be de-  
10 termined by the director at his discretion.

**§16-25-3. Reporting cases of tuberculosis; penalty for noncompliance.**

1 Any physician, nurse, physician's assistant or any other  
2 person who detects or diagnoses a case of tuberculosis  
3 shall report within seventy-two hours excluding Sundays  
4 and holidays such to the state department of health. Any  
5 such person reporting such case shall also obtain from  
6 the person afflicted with tuberculosis, the name, age,  
7 present street address and the name and address of such  
8 person's nearest living relative.

9 Any person who violates the provisions of this section  
10 shall be guilty of a misdemeanor, and, upon conviction  
11 thereof, shall be fined not less than twenty dollars nor  
12 more than one hundred dollars.

**§16-25-4. Program for detection of high blood pressure and diabetes; mobile testing facilities.**

1 The state department of health is hereby authorized  
2 to establish and implement a program designed to detect  
3 high blood pressure and diabetes in members of the  
4 public and may promulgate reasonable rules and regula-  
5 tions necessary to carry out such a program. The director  
6 is to establish and maintain adequate testing facilities for  
7 the detection of such diseases at its state hygienic labora-  
8 tories and shall establish mobile testing facilities for  
9 the detection of such diseases in members of the public  
10 as the director finds is necessary to carry out the legisla-  
11 tive purpose as is defined in section one of this article.

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

*James L. Davis*  
Chairman Senate Committee

*Spencer C. Chubbard*  
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

*Jack Keelough*  
Clerk of the Senate

*W. Blankenship*  
Clerk of the House of Delegates

*W. T. Bratherton*  
President of the Senate

*Lewis G. M. Manue*  
Speaker House of Delegates

The within *approved* this the *16th*  
day of *March*, 1976

*Arthur A. Moore Jr.*  
Governor

PRESENTED TO THE  
GOVERNOR

Date 3/11/76

Time 4:25 p.m.