WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1947

ENROLLED
Committee Substitute for
HOUSE BILL No. 9
Original in the
(By Mr. Committee on the Judiciary)

PASSED February 19, 1947
In Effect from Passage
ENROLLED

COMMITTEE SUBSTITUTE FOR

House Bill No. 9

(Originating in the Committee on the Judiciary)

[Passed February 19, 1947; in effect from passage.]

AN ACT to amend and reenact section two, article three, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, relating to the definition and scope of the term “practice medicine and surgery” and to provide that the term shall not apply to the practice of the religious tenets of any church.

Be it enacted by the Legislature of West Virginia:

That section two, article three, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, be amended and reenacted to read as follows:

Section 2. Who Deemed Practitioner; Limitations of Article.—The term “practice medicine and surgery,” as used in this article, shall be construed to mean the treatment of any human ailment or infirmity by any method.
To open an office for such purpose or to announce to the public in any way a readiness to treat the sick or afflicted shall be deemed to engage in the practice of medicine and surgery within the meaning of this article: Provided, however, That the provisions of this article, with the exceptions of sections eight and ten, shall not apply to dentists, dental hygienists, nurses, optometrists, chiropractors, osteopathic physicians and surgeons, midwives, or chiropractors, regularly licensed or registered as such under the provisions of this chapter applicable to such professions and occupations, in the practice of their respective professions and occupations; nor to physicians or surgeons living in other states and duly qualified to practice medicine therein who shall be called in consultation into this state by a physician or surgeon legally entitled to practice medicine and surgery in this state; nor to commissioned officers of the United States army, navy or marine hospital service when in the actual discharge of their duties as such; nor to the practice of the religious tenets of any church in the ministration to the sick or suffering by mental or spiritual means, whether
gratuitously or for compensation: Provided, That sanitary
and public health laws shall be complied with: And pro-
vided further, That no practices shall be used which may
be dangerous or detrimental to life or health and that no
person shall be denied the benefits of accepted medical
and surgical practices.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Signatures]

Chairman Senate Committee

[Signatures]

Chairman House Committee

Originated in the House of Delegates

Takes effect from passage.

[Signatures]

Clerk of the Senate

[Signatures]

Clerk of the House of Delegates

[Signatures]

President of the Senate

[Signatures]

Speaker House of Delegates

The within approved this the 26th day of Feb., 1947.

[Signature]

Filed in the Office of the Secretary of State of West Virginia.

FEB 26, 1947

SECRETARY OF STATE