

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1951



ENROLLED

HOUSE BILL No. 248

(By Mr. Neal, by request)



PASSED March 9, 1951

In Effect 90 days from Passage



248

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House Bill No. 248

(By MR. NEAL, by request)

[Passed March 9, 1951; in effect ninety days from passage.]

AN ACT to repeal chapter ninety-nine, acts of the Legislature, regular session, one thousand nine hundred forty-nine, and to amend and reenact section four, article three, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to licensing of persons permitted to practice medicine and surgery in West Virginia by adding thereto a new class of candidates entitled to take examinations for a license.

Be it enacted by the Legislature of West Virginia:

That chapter ninety-nine, acts of the Legislature, regular session, one thousand nine hundred forty-nine, be repealed, and that section four, article three, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, is hereby amended to read as follows:

Section 4. *Who Permitted to Practice Medicine and Surgery in This State; Licensing of Licensed Practitioners*

3 *From Other States; Permits to Practice in Prescribed*
4 *Areas.*—The following persons and no others shall here-
5 after be permitted to practice medicine and surgery in
6 this state: (a) All such persons as shall be legally entitled
7 to practice medicine and surgery in this state at the time
8 of the adoption of this act; (b) all such persons as shall
9 be graduates of class “A” medical schools, as classified by
10 the Council on Medical Education and Hospitals of the
11 American Medical Association, the American Association
12 of Medical Colleges, the American Institute of Homeo-
13 pathy and the National Eclectic Medical Association, and
14 then only from such schools, when so classified, as require,
15 as a condition to entrance upon the study of medicine, at
16 least two years of academic work of collegiate grade in
17 a standard college of arts and sciences of equal rank with
18 the college of arts and sciences in the West Virginia uni-
19 versity, and who shall pass an examination before the
20 medical licensing board and shall receive a certificate
21 therefrom as hereinafter provided; and (c) all such per-
22 sons as shall be graduates of foreign medical schools
23 whose diplomas have been authenticated by the medical

24 licensing board, and whose premedical education shall
25 meet the requirements of clause (b) above, and who, be-
26 ing citizens of the United States, shall have resided in
27 this state for at least three years immediately preceding
28 application for license, and who shall be recommended
29 by the medical societies of the counties in this state in
30 which they respectively reside as possessing the learning
31 and experience requisite to the practice of medicine and
32 surgery, and who shall pass an examination before the
33 medical licensing board and shall receive a certificate
34 therefrom as hereinafter provided: *Provided, however,*
35 That the said board, or a majority of them, may accept in
36 lieu of an examination of applicants under clause (b)
37 above, the certificate of the national board of medical
38 examiners, or the certificate of license to practice medi-
39 cine and surgery legally granted by the state board of
40 registration or examination or licensing board of another
41 state, territory, or any foreign country, whose standard
42 of qualification for the practice of medicine and surgery is
43 equivalent to that of this state, and grant to such appli-
44 cant a certificate of license to practice medicine and sur-

45 gery in this state, provided such state, territory, or for-
46 eign country accords like privileges to licentiates of this
47 state: *Provided further*, That whenever in the judgment
48 of the medical licensing board a condition exists in which
49 medical service may be required, the said board is author-
50 ized to grant permits for the practice of medicine to quali-
51 fied physicians in prescribed areas, and such permits shall
52 be subject to revocation when the agreement, under
53 which they were issued, has been violated; (d) any person
54 who shall have graduated from a medical school on or
55 after January first, one thousand nine hundred thirty-
56 nine, and who has met all the requirements of law per-
57 taining to education and training entitling such person to
58 an examination by, and subsequent license from, the ap-
59 propriate state board or agency for the practice of medi-
60 cine and surgery in this state, except that such medical
61 school was not at the time of such graduation a class "A"
62 medical school as defined by statute in such case, shall
63 nevertheless, be entitled to take such examination and
64 upon passing be issued such license in those cases wherein

65 such medical school has, prior to the thirty-first day of
66 December, one thousand nine hundred forty-eight, been
67 classified as such class "A" medical school.

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

Robert L. Byrd
Chairman Senate Committee

James M. Loop
Chairman House Committee

Originated in the House of Delegates

Takes effect *ninety days from* passage.

Howard Keyser
Clerk of the Senate

R. Aliff
Clerk of the House of Delegates

H. Broughton Hunter
President of the Senate

W E Team
Speaker House of Delegates

The within *approved* this the *16th* day of *March*, 1951.

Chas. L. Patterson
Governor

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IN THE OFFICE OF THE SECRETARY OF STATE
OF WEST VIRGINIA
MAR 16 1951
D. PITT O'BRIEN,
SECRETARY OF STATE