WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1966

ENROLLED

HOUSE BILL No. 265

(By Mr. Speaker Mr. White)

PASSED Feb. 9, 1966

In Effect from Passage

FILMED IN THE OFFICE
ROBERT R. BARNETT
SECRETARY OF STATE
THIS DATE 2-15-66
AN ACT to amend and reenact section one, article two-a, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the creation and membership of the medical licensing board.

Be it enacted by the Legislature of West Virginia:

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

Article 2-a. Medical Licensing Board.

   Section 1. Creation and Membership.—There is hereby created a medical licensing board to be known as “The Medical Licensing Board of West Virginia.”
The medical licensing board shall consist of eleven members. One of such members shall be the state director of health ex officio whose term as such member shall continue for the period that he holds office as state director of health. The other ten members shall be appointed by the governor with the advice and consent of the senate. The term of all members, except the state director of health, shall be five years, except that the persons originally appointed shall be designated to serve, two for a term of one year, two for a term of two years, two for a term of three years, two for a term of four years, and two for a term of five years: Provided, That the members of said board holding appointments on the effective date of this section shall continue to serve until the expiration of their term unless sooner removed. Upon the expiration of such initial appointments, the term of each new appointee shall be five years, except that any person appointed to fill a vacancy occurring prior to the expiration of the term for which his predecessor was appointed shall be appointed only for the remainder of such term. Each member shall serve until the appointment and qualification of his suc-
cessor. Before appointing any member, the governor shall request the state professional society of the profession practiced by any proposed appointee to furnish to the governor a full and complete report concerning the qualifications and suitability of the proposed appointee.

Of the members to be appointed by the governor, eight shall be physicians or surgeons holding the degree of doctor of medicine and two shall be podiatrists. All persons appointed to membership on the board shall be citizens of this state and shall have been citizens and residents of the state for at least five years prior to the date of their appointment. Each such person shall have been duly licensed to practice his profession in this state on the date of his appointment and shall have been so licensed and have been actively practicing his profession for at least five years immediately preceding the date of such appointment.

The podiatrists who are members of the medical licensing board, shall participate in its proceedings and vote as members of the board only on matters pertaining to the licensure, examination, or suspension, revocation, or reinstatement of the licenses of podiatrists.
No more than four doctors of medicine and one podiatrist appointed by the governor as members of the board shall belong to the same political party. No person shall be eligible for membership on the board who is a member of any political party executive committee, or, with the exception of the state director of health, who holds any public office or public employment under the federal government or under the government of this state, or any of its political subdivisions, or who is an appointee or employee of the state board of health. All members shall be eligible for reappointment.

In making appointments to the board, the governor shall, so far as may be possible and practicable, select the several members from different geographical sections of the state. No member may be removed from office, except for official misconduct, incompetence, neglect of duty or gross immorality: Provided, however, That the expiration or revocation of the professional license of a member of the board shall be cause for the removal. Provided further, That the state director of health shall cease to be a member of the medical licensing board upon the expiration or termination of his appointment as state director of health.
The Joint Committee on Enrolled Bills hereby certifies that
the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the House.

Takes effect from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within Approved this the 15th
day of February, 1966.

Governor