

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1966



ENROLLED

HOUSE BILL No. 265

(By Mr. Speaker, Mr. White)



PASSED Feb. 9, 1966

In Effect from Passage



FILED IN THE OFFICE
ROBERT D. BAILEY
SECRETARY OF STATE
THIS DATE 2-15-66

#265

ENROLLED

House Bill No. 265

(By MR. SPEAKER, MR. WHITE)

[Passed February 9, 1966; in effect from passage.]

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
2 created a medical licensing board to be known as “The
3 Medical Licensing Board of West Virginia.”

4 The medical licensing board shall consist of eleven
5 members. One of such members shall be the state direc-
6 tor of health ex officio whose term as such member shall
7 continue for the period that he holds office as state direc-
8 tor of health. The other ten members shall be appointed
9 by the governor with the advice and consent of the sen-
10 ate. The term of all members, except the state director
11 of health, shall be five years, except that the persons
12 originally appointed shall be designated to serve, two for a
13 term of one year, two for a term of two years, two for
14 a term of three years, two for a term of four years, and
15 two for a term of five years: *Provided*, That the members
16 of said board holding appointments on the effective date
17 of this section shall continue to serve until the expiration
18 of their term unless sooner removed. Upon the expiration
19 of such initial appointments, the term of each new appointee
20 shall be five years, except that any person appointed to
21 fill a vacancy occurring prior to the expiration of the term
22 for which his predecessor was appointed shall be appointed
23 only for the remainder of such term. Each member shall
24 serve until the appointment and qualification of his suc-

25 cessor. Before appointing any member, the governor shall
26 request the state professional society of the profession
27 practiced by any proposed appointee to furnish to the gov-
28 ernor a full and complete report concerning the qualifica-
29 tions and suitability of the proposed appointee.

30 Of the members to be appointed by the governor, eight
31 shall be physicians or surgeons holding the degree of doctor
32 of medicine and two shall be podiatrists. All persons
33 appointed to membership on the board shall be citizens of
34 this state and shall have been citizens and residents of the
35 state for at least five years prior to the date of their appoint-
36 ment. Each such person shall have been duly licensed to
37 practice his profession in this state on the date of his ap-
38 pointment and shall have been so licensed and have been
39 actively practicing his profession for at least five years
40 immediately preceding the date of such appointment.

41 The podiatrists who are members of the medical licens-
42 ing board, shall participate in its proceedings and vote as
43 members of the board only on matters pertaining to the
44 licensure, examination, or suspension, revocation, or rein-
45 statement of the licenses of podiatrists.

46 No more than four doctors of medicine and one podi-
47 atrist appointed by the governor as members of the board
48 shall belong to the same political party. No person shall
49 be eligible for membership on the board who is a member
50 of any political party executive committee, or, with the
51 exception of the state director of health, who holds any
52 public office or public employment under the federal gov-
53 ernment or under the government of this state, or any of
54 its political subdivisions, or who is an appointee or em-
55 ployee of the state board of health. All members shall be
56 eligible for reappointment.

57 In making appointments to the board, the governor shall,
58 so far as may be possible and practicable, select the several
59 members from different geographical sections of the state.

60 No member may be removed from office, except for offi-
61 cial misconduct, incompetence, neglect of duty or gross im-
62 morality: ^{it} Provided, however, That the expiration or revoca-
63 tion of the professional license of a member of the board
64 shall be cause for ^{his} ~~the~~ removal. ^{his} Provided further, That the
65 state director of health shall cease to be a member of the
66 medical licensing board upon the expiration or termination
67 of his appointment as state director of health.

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

O. Ray Parker
Chairman Senate Committee

James W. Loop
Chairman House Committee

Originated in the House.

Takes effect from pasage.

Thomas Myers
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

Howard Holman
President of the Senate

H. Laban White
Speaker House of Delegates

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

Hubert C. Smith
Governor



FEB 15 1 59 PM '66
OFFICE OF THE GOVERNOR



FILED

FEB 15 7 54 PM '66

OFFICE OF
SECRETARY OF STATE
STATE OF WEST VIRGINIA

PRESENTED TO THE
GOVERNOR

Date 2/14/66

Time 1:30 PM