WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1972

ENROLLED
SENATE BILL NO. 142

(By Mr. HUBBARD and Mr. WALLACE)

PASSED MARCH 10, 1972

In Effect 90 DAYS FROM Passage

FILED IN THE OFFICE
JOHN D. ROCKEFELLER, W
SECRETARY OF STATE
THIS DATE 3-29-72
AN ACT to amend and reenact sections four and five, article fourteen, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended; and to further amend said chapter by adding thereto a new article, designated article fourteen-a, all relating to the establishment of qualifications and certification of assistants to licensed osteopathic physicians and surgeons; definition of terms; fees.

Be it enacted by the Legislature of West Virginia:

That sections four and five, article fourteen, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted; and that said chapter be further amended by adding thereto a new article, designated article fourteen-a, all to read as follows:

ARTICLE 14. OSTEOPATHIC PHYSICIANS AND SURGEONS.

§30-14-4. Application for examination.

1 Each applicant for examination by the board, with the exception of assistants to osteopathic physicians and surgeons, as hereinafter provided, shall submit an application therefor on forms prepared and furnished by the board, accompanied by evidence verified by oath and satisfactory to the board, establishing that the applicant has satisfied the following requirements: (a) That he is twenty-one years of age or over; (b) that he is of good moral character; (c) that he has graduated from an approved osteopathic college; and (d) that he has paid to the board a fee of fifty dollars for examination.

§30-14-5. Examination; certificate of license; fee.

1 The examination for a license to practice medicine and
surgery as an osteopathic physician and surgeon shall be
written and oral and shall cover all the essential branches
of medicine and surgery including anatomy, physiology,
chemistry, pharmacology, pathology, public health—pre-
ventive medicine, surgery, obstetrics and gynecology,
osteopathic medicine, materia medica principles and
practice of osteopathy; and this list of subjects may be
expanded or regrouped at the discretion of the board.

The board shall issue certificates of license to all appli-
cants who shall successfully pass the said examination
and shall present evidence showing that they have served
an internship in a hospital approved for intern training.

The board shall have the power to certify and establish
standards for employment of assistants to osteopathic
physicians and surgeons.

But no license shall be issued under the provisions of
this section until the person applying therefor shall have
paid to the board a fee of five dollars.

ARTICLE 14A. ASSISTANTS TO OSTEOPATHIC PHYSICIANS
AND SURGEONS.

§30-14A-1. Definition; supervision.

The term "assistant to an osteopathic physician and
surgeon," as used in this chapter, shall mean a person
employed in the office of an osteopathic physician and
surgeon, licensed hospital or any licensed health care in-
stitution who performs selected osteopathic medical tasks
and functions in accordance with an approved job de-
scription, and who possesses the qualifications which have
been established for the described job. The assistant to an
osteopathic physician and surgeon shall be under the
supervision of a permanently licensed osteopathic physi-
cian and surgeon in West Virginia.


Approval of a job description and establishment of
qualifications for employment as an assistant to an osteo-
pathic physician and surgeon must be obtained from the
board of osteopathy. The board of osteopathy shall certify
each qualified applicant for employment as an assistant
to an osteopathic physician and surgeon upon submission of a job description, and shall provide for annual renewal of certification. The board shall have the power to revoke or suspend any certification of an assistant to an osteopathic physician and surgeon, for cause, after having given the person an opportunity to be heard in the manner provided by sections eight and nine, article one of this chapter.

§30-14A-3. Fees.

1 Each job description submitted by a permanently licensed osteopathic physician and surgeon shall be accompanied by a fee of fifty dollars. A fee of five dollars shall be charged for each annual renewal of certification.

§30-14A-4. Limitation on scope of duties.

1 Assistants to osteopathic physicians and surgeons shall not sign prescriptions or perform any service which his employing osteopathic physician and surgeon is not qualified to perform.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Signature]
Chairman Senate Committee

[Signature]
Chairman House Committee

Originated in the Senate.

To take effect ninety days from passage.

[Signature]
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

[Signature]
President of the Senate

[Signature]
Speaker House of Delegates

The within approved this the 27th day of March, 1972.

[Signature]
Governor