

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1973



ENROLLED

HOUSE BILL No. 709

(By Mrs. Withrow)



PASSED March 21, 1973

In Effect Ninety days from Passage



C 641

709

FILED IN THE OFFICE
RODAR F. BRISWELL III
SECRETARY OF STATE
THIS DATE 3-29-73

ENROLLED
COMMITTEE SUBSTITUTE
FOR
House Bill No. 709
(By MRS. WITHROW)

[Originating in the House Committee on Health and Welfare]

[Passed March 21, 1973; in effect ninety days from passage.]

AN ACT to amend and reenact section four-a, article three, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to compulsory testing for tuberculosis of school children and compulsory X rays or approved tuberculin skin tests for school personnel.

Be it enacted by the Legislature of West Virginia:

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

**ARTICLE 3. PREVENTION AND CONTROL OF COMMUNICABLE,
AND OTHER INFECTIOUS DISEASES.**

§16-3-4a. Compulsory testing for tuberculosis of school children and school personnel; X rays required for reactors; suspension from school or employment for pupils and personnel found to have tuberculosis in a communicable stage.

- 1 All kindergarten pupils and all first grade pupils who have
- 2 not had an approved tuberculin skin test in kindergarten and all
- 3 students transferring from a school located outside this state

4 shall furnish a certificate from a licensed physician stating
5 that a tuberculin skin test approved by the director of the
6 department of health has been made within four months prior
7 to the beginning of the school year, unless such pupil has
8 moved to this state from another state less than four months
9 prior to starting the school year, in which event such pupil
10 shall have such test as soon in advance of the start of the
11 school as is reasonable, or if the school year has already
12 started, the pupil shall take such test within one month of the
13 time he enters school. Test results must be recorded on the
14 certificate. Positive reactors to the skin test must be immedi-
15 ately x-rayed, and receive annual X rays thereafter, or at
16 more frequent intervals if medically indicated. Pupils found
17 to have tuberculosis in a communicable stage will not be
18 allowed to attend school until their disease has been arrested
19 and is no longer communicable.

20 All school personnel shall have a chest X-ray or an approved
21 tuberculin skin test once every two years. Positive reactors
22 to the skin test are to be immediately x-rayed and re-x-rayed
23 annually or at more frequent intervals if medically indicated.
24 Reactors who are annually x-rayed will not be required to
25 have an annual skin test. School personnel found to have
26 tuberculosis in a communicable stage shall have their em-
27 ployment discontinued or suspended until their disease has
28 been arrested and is no longer communicable. School per-
29 sonnel who have not had the required examination will be
30 suspended from employment until reports of examination are
31 confirmed.

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

H. Darrel Darby
Chairman Senate Committee

James C. Chestnut
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

Howard W. Caron
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

H. C. Whitton
President of the Senate

Lewis T. D. Thomas
Speaker House of Delegates

The within approved this the 28th
March
day of _____, 1973.

Hubert H. Hanes, Jr.
Governor

PRESENTED TO THE
GOVERNOR

Date 3/26/73

Time 12:40 p.m.