WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1973

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ENROLLED

HOUSE BILL No. 769

(By Mrs. Withrow and Mr. Maloney)

PASSED April 13, 1973

In Effect Ninety Days From Passage

FILED IN THE OFFICE OF
EDGAR P. GRISELL III
SECRETARY OF STATE
THIS DATE 5/2/73
AN ACT to amend and reenact sections two and three, article twenty-four, chapter thirty-three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to hospital service corporations, medical service corporations and dental service corporations; authorizing duly licensed chiropractors to participate in medical service plans; relating to standards in connection therewith; and relating to the composition of the board of directors of a medical service corporation and a dental service corporation.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 24. HOSPITAL SERVICE CORPORATIONS, MEDICAL SERVICE CORPORATIONS AND DENTAL SERVICE CORPORATIONS.


1 For the purpose of this article:
2 (a) “Corporation” shall mean either a hospital service corporation, a medical service corporation or a dental service corporation.
3 (b) “Hospital service corporation” shall mean a nonprofit, nonstock corporation, organized in accordance with the pro-
visions of article one, chapter thirty-one of this code, for the sole purpose of contracting with the public and with hospitals and other health agencies for hospital or other health services to be furnished to subscribers under terms of their contract with the corporation.

(c) "Hospital service" shall mean only such hospital or other health care, to be provided by hospitals or other health agencies, or such payment therefor, as may be specified in the contract made by the subscriber with the corporation.

(d) "Medical service corporation" shall mean a nonprofit, nonstock corporation, organized in accordance with the provisions of article one, chapter thirty-one of this code, for the sole purpose of contracting with the public and with duly licensed physicians, duly licensed dentists and duly licensed chiropodists-podiatrists for medical or surgical services and with duly licensed chiropractors and other health agencies for other health services to be furnished to subscribers under terms of their contract with the corporation, and controlled by a board of directors, the majority of whom are duly licensed physicians.

(e) "Medical service" shall mean only such medical, surgical, or other health care, to be provided by duly licensed physicians, duly licensed dentists, duly licensed chiropodists-podiatrists or other health agencies and only such health care, to be provided by duly licensed chiropractors, or such payment therefor, as may be specified in the contract made by the subscriber with the corporation.

(f) "Dental service corporation" shall mean a nonprofit, nonstock corporation, organized in accordance with the provisions of article one, chapter thirty-one of this code, for the sole purpose of contracting with the public and with duly licensed dentists for dental services to be furnished to subscribers under terms of their contracts with the corporations, and controlled by a board of directors, the majority of whom are duly licensed dentists.

(g) "Dental service" shall mean only such dental care, to be provided by duly licensed dentists, duly licensed physicians, or such payment therefor, as may be specified in the contract made by the subscriber with the corporation.

(h) "Service" shall mean such hospital, medical, dental or
other health service as shall be provided under the terms of the contracts issued by the corporation to subscribers.

(i) "Commissioner" shall mean the insurance commissioner of West Virginia.

§33-24-3. Corporations affected by article; eligibility of hospitals, physicians, dentists, chiropodists-podiatrists and chiropractors.

(a) Every such corporation operating within this state shall be subject to the provisions of this article.

(b) Every hospital or other health agency in this state meeting the standards prescribed by the board of directors of each such corporation shall be eligible for participation in any hospital service plan operating in this state. Every duly licensed physician, duly licensed dentist, duly licensed chiropodist-podiatrist, duly licensed chiropractor or other health agency in this state meeting the standards prescribed by the board of directors of each such corporation shall be eligible for participation in any medical service plan operating in this state. Every duly licensed dentist or duly licensed physician in this state meeting the standards prescribed by the board of directors of each such corporation shall be eligible for participation in any dental service plan operating in this state. The board of directors of every such corporation may also prescribe standards for hospitals, physicians, dentists, chiropodists-podiatrists, chiropractors and other health agencies located in states adjoining this state, and all such hospitals, physicians, dentists, chiropodists-podiatrists, chiropractors and other health agencies meeting such standards shall be eligible for participation in such plans.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

\[\text{N. Darrel Darby} \]
Chairman Senate Committee

\[\text{Clarence G. Thompson} \]
Chairman House Committee

Originated in the House.
Takes effect ninety days from passage.

\[\text{Harland W. Carson} \]
Clerk of the Senate

\[\text{O. B. Blankenship} \]
Clerk of the House of Delegates

\[\text{J. G. Boothston} \]
President of the Senate

\[\text{Lewis D. M. Mann} \]
Speaker House of Delegates

The within \[\text{approved} \] this the 24th day of \[\text{April} \], 1973.

\[\text{Andra D. Davis Jr.} \]
Governor
PRESENTED TO THE GOVERNOR

Date  4/24/73  
Time  2:34 p.m.  