

APPROVED AND SIGNED BY THE GOVERNOR

Date 3-25-79

Time 1:30 p.m.

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1979



ENROLLED

Committee Substitute for
HOUSE BILL No. 716

No. 716

(By Mr. Caudle)



Passed March 10, 1979

In Effect Ninety Days From Passage



ENROLLED
COMMITTEE SUBSTITUTE
FOR
H. B. 716

(By MR. CAUDLE)

[Passed March 10, 1979; in effect ninety days from passage.]

AN ACT to amend article one, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section sixteen, relating to limiting liability of members of peer review committees and professional standards committees.

Be it enacted by the Legislature of West Virginia:

That article one, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section sixteen, to read as follows:

**ARTICLE 1. GENERAL PROVISIONS APPLICABLE TO ALL STATE
BOARDS OF EXAMINATION OR REGISTRATION RE-
FERRED TO IN CHAPTER.**

§30-1-16. Liability limitations of peer review committees and professional standards review committees.

1 No member of a peer review committee or a professional
2 standards review committee of a state or local professional
3 organization, including, but not limited to, committees estab-
4 lished to review the practices of doctors of chiropractic, doc-

5 tors of veterinary medicine, doctors of medicine, doctors of
6 dentistry, attorneys at law, real estate brokers, architects,
7 professional engineers, certified public accountants, public ac-
8 countants, or registered nurses shall be deemed liable to any
9 person for any action taken or recommendation made within
10 the scope of the functions of the committee, if the committee
11 member acts without malice and in the reasonable belief that
12 such action or recommendation is warranted by the facts known
13 to him after reasonable effort to obtain the facts of the matter
14 as to which such action is taken or recommendation is made.

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

James L. Davis
Chairman Senate Committee

Lawrence C. Chastain Jr.
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

J. S. Sillong
Clerk of the Senate

C. Blankenship
Clerk of the House of Delegates

N. J. Burkhart
President of the Senate

Clyde M. Lee Jr.
Speaker House of Delegates

The within passed this the 25
day of March, 1979.

John R. Ralston
Governor

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