WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1980

ENROLLED
SENATE BILL NO. 798

(By Mr. Galvin)

PASSED March 8, 1980

In Effect ninety days from Passage
ENROLLED

Senate Bill No. 198
(By Mr. Galperin)

[Passed March 8, 1980; in effect ninety days from passage.]

AN ACT to amend and reenact section two, article twenty-four, chapter thirty-three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to medical service corporations; composition of board of directors.

Be it enacted by the Legislature of West Virginia:

That section two, 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 non-profit, 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 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 non-profit, 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, not more than twenty percent of whom, or whose spouse, parent, child, brother or sister by blood or marriage, are engaged in the providing of health care and at least eighty percent of whom shall be chosen as representatives of the interests of consumers, elderly persons, organized labor and business subscribers.

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

James L. Davis  
Chairman Senate Committee

Clarence L. Chastain  
Chairman House Committee

Originated in the Senate.

To take effect ninety days from passage.

J. D. Smith  
Clerk of the Senate

(Blanking)  
Clerk of the House of Delegates

J. C. Bartholomew  
President of the Senate

C. M. Lee  
Speaker House of Delegates

The within is passed this the 17th day of May, 1980.

John D. Dingell  
Governor