WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1981

ENROLLED
Committee Substitute for
SENATE BILL NO. 448

(By Mr. Longworth, et al.)

PASSED April 11, 1981
In Effect sixty 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 composition of the board of directors of hospitals and dental service corporations.

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 sub-
scribers under terms of their contract with the corpora-
tion, 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 per-
cent of whom shall be chosen as representatives of the
interests of consumers, elderly persons, organized labor
and business subscribers.

(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 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
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 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 dentists for dental services to be furnished to subscribers under terms of their contracts with the corporations, 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.

(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.

Chairman Senate Committee

Chairman House Committee

Originated in the Senate.

To take effect ninety days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within is approved this the ___

day of ________, 1981.

Governor