

No. 1614

# WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1986



# ENROLLED

Committee Substitute for  
HOUSE BILL No. 1614...

(By ~~the~~ Delegate Wiedebusch + Delegate Hatfield)



Passed ..... March 8, ..... 1986

In Effect ..... July 1, 1986 ..... ~~Passage~~

**ENROLLED**  
COMMITTEE SUBSTITUTE  
FOR  
**H. B. 1614**  
(By DELEGATE WIEDEBUSCH and DELEGATE HATFIELD)

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[Passed March 8, 1986; in effect July 1, 1986.]

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AN ACT to amend and reenact section ten, article seven-a, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to licensure for practical nurses; professional misconduct as grounds for discipline for practical nurses; and requiring rules and regulations to be promulgated by legislative rule-making review authority.

*Be it enacted by the Legislature of West Virginia:*

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

**ARTICLE 7A. PRACTICAL NURSES.**

**§30-7A-10. Disciplinary proceeding; grounds for discipline.**

1     The board shall have the right, in accordance with  
2     rules and regulations promulgated under the provisions  
3     of article three, chapter twenty-nine-a of this code, to  
4     refuse to admit an applicant for the licensure examina-  
5     tion for the hereinafter stated reasons, and also the  
6     board shall have the power to revoke or suspend any  
7     license to practice practical nursing issued by the board

8 in accordance with the provisions of this article, or to  
9 otherwise discipline a licensee upon satisfactory proof  
10 that the person: (1) Is guilty of fraud or deceit in  
11 procuring or attempting to procure a license to practice  
12 practical nursing; or (2) is convicted of a felony; or (3)  
13 is habitually intemperate or is addicted to the use of  
14 habit-forming drugs; or (4) is mentally incompetent; or  
15 (5) is guilty of professional misconduct as defined by the  
16 board; or (6) who practices or attempts to practice  
17 without a license or who willfully or repeatedly violates  
18 any of the provisions of this article.

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

*Bruce O. Williams*  
.....  
Chairman Senate Committee

*Floyd Fuller*  
.....  
Chairman House Committee

Originating in the House.

Takes effect July 1, 1986.

*Todd McWills*  
.....  
Clerk of the Senate

*Donald G. Kopp*  
.....  
Clerk of the House of Delegates

*Ron Tomlin*  
.....  
President of the Senate

*Joseph P. Allright*  
.....  
Speaker of the House of Delegates

The within *approved* this the *25th*  
*March*  
day of ....., 1986.

*Anna. Prange Jr.*  
.....  
Governor

PRESENTED TO THE

GOVERNOR

Date 9/13/86

Time 12:43 p.m.

FILED IN THE OFFICE OF  
SECRETARY OF STATE OF  
WEST VIRGINIA

THIS DATE 3/26/86

RECEIVED

1986 MAR 26 PM 4: 25

SECRETARY OF STATE