WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1987

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ENROLLED

HOUSE BILL No. 2048

(By Delegate Flanigan)

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Passed MARCH 14, 1987

In Effect ninety days from Passage
AN ACT to amend and reenact sections four, five and six, article twenty-five, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the qualifications for licensure of nursing homes; exceptions; application; increase in license fees and fees for renewal; display of license and emergency permits.

Be it enacted by the Legislature of West Virginia:

That sections four, five and six, article twenty-five, 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 25. NURSING HOME ADMINISTRATORS.

§30-25-4. Qualifications for license; exceptions; application; fees.

1 (a) To be eligible for a license as a nursing home administrator a person must:

2 (1) Be of good moral character;

3 (2) Possess such qualifications and meet such reasonable standards as the board may prescribe pursuant to subsection (a), section seven of this article;

4 (3) Pass the examination prescribed by the board in the subject of nursing home administration; and
(4) Have sufficient knowledge and soundness of judgment to be able to adequately discharge the functions of a nursing home administrator.

(b) Any person who holds a license or certificate as a nursing home administrator issued by any other state, the requirements for which license or certificate are found by the board to be at least as great as those provided in this article may be granted a license without examination if he meets all of the other requirements for licensing in this state.

(c) Any applicant for any such license shall submit an application therefor at such time, in such manner, on such forms and containing such information as the board may, from time to time, by reasonable rules and regulations prescribe and pay to the board a license fee of two hundred dollars, which fee shall be returned to the applicant if he is denied a license.

§30-25-5. Issuance of license; renewal of license; renewal fee; display of license.

Whenever the board finds that an applicant meets all of the requirements of this article for a license as a nursing home administrator, it shall forthwith issue to him such license; otherwise the board shall deny the same. The license shall be valid for a period ending on June thirty next ensuing and may be renewed without examination upon application for renewal on a form prescribed by the board and payment to the board of a renewal fee of one hundred dollars: Provided, That the board may deny an application for renewal for any reason which would justify the denial of the original application for a license. The board shall prescribe the form of licenses and each such license shall be conspicuously displayed by the licensee at the nursing home which he administers.


If a licensed nursing home administrator dies or is unable to continue as such from an unexpected cause, the owner, governing body or other appropriate authority in charge of the nursing home involved may
designate an acting administrator to whom the board may immediately issue an emergency permit if it finds such appointment will not endanger the safety of the occupants of such nursing home. Such emergency permit shall be valid for a period determined by the board not to exceed six months and shall not be renewed. The fee for an emergency permit shall be one hundred dollars.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Origminating in the House.

Takes effect ninety days from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker of the House of Delegates

The within approved this the 30th day of , 1987.

Governor