WEST VIRGINIA LEGISLATURE
SECOND REGULAR SESSION, 1992

--- ● ---

ENROLLED

HOUSE BILL No. 4011

(By Delegate Pettit)

--- ● ---

Passed March 7, 1992

In Effect NINETY DAYS FROM Passage
AN ACT to amend article two, chapter sixty-one of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section twenty-seven, relating to crimes against the person; and requiring reporting of gunshot and other wounds by medical providers; and immunity solely for reporting.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 2. CRIMES AGAINST THE PERSON.

§61-2-27. Required reporting of gunshot and other wounds.

1 (a) Any medical provider who provides medical treatment to a person suffering from a wound caused by a gunshot or a knife or other sharp or pointed instrument, under circumstances which would lead a reasonable person to believe resulted from a violation of the criminal laws of this state, shall report the same to a law-enforcement agency located within the county within which such wound is treated. The report shall be
made initially by telephone and shall be followed by a
written report delivered to such agency within forty-
eight hours following the initial report: Provided, That
where two or more persons participate in the medical
treatment of such wound, the obligation to report
imposed by this section shall apply only to the attending
physician or, if none, to the person primarily responsible
for providing the medical treatment.

(b) Any medical provider person who in good faith
reports a wound described in subsection (a) of this
section shall be immune from any civil liability which
may otherwise result solely from reporting the same.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originating 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 is approved this the 30th day of March 1992.

Governor
PRESENTED TO THE
GOVERNOR
Date 3/21/92
Time 3:45 p.m.