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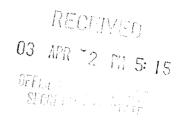
WEST VIRGINIA LEGISLATURE

Regular Session, 2003

ENROLLED

SENATE BILL NO(₀52		
_	e 4	
(By Senator <u>Prezioso, et al</u>		_)
PASSED March 8, 2003		

In Effect 90 days from Passage



ENROLLED

Senate Bill No. 652

(By Senators Prezioso, Unger, Boley, Edgell, Ross, Rowe, Sharpe, Smith and Weeks)

[Passed March 8, 2003; in effect ninety days from passage.]

AN ACT to amend and reenact section one, article eight, chapter twenty-six of the code of West Virginia, one thousand nine hundred thirty-one, as amended; and to amend and reenact section one, article eleven of said chapter, all relating to emergency hospitals; and renaming the Marion health care hospital the John Manchin, Sr., health care center.

Be it enacted by the Legislature of West Virginia:

That section one, article eight, chapter twenty-six of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted; and that section one, article eleven of said chapter be amended and reenacted, all to read as follows:

ARTICLE 8. EMERGENCY HOSPITALS.

§26-8-1. Continuation; management; superintendent; qualifications of superintendent; division of fiscal, adminis-

trative and clinical duties; certain persons exempted from qualification requirements.

- 1 (a) The hospitals heretofore established and known,
- 2 respectively, as Welch emergency hospital and Fairmont
- 3 emergency hospital shall be continued and shall be
- 4 managed, directed and controlled as prescribed in article
- 5 eleven of this chapter: Provided, That the hospital estab-
- $6 \quad lished as \ Fairmont \ emergency \ hospital \ and \ later \ renamed$
- $7 \quad the \, Marion \, health \, care \, hospital \, shall \, henceforth \, be \, known$
- $8\,$ as the John Manchin, Sr., health care center and any
- 9 reference in this code to the Fairmont emergency hospital
- 10 or the Marion health care hospital shall mean the John
- 11 Manchin, Sr., health care center.
- 12 (b) The chief executive officer of each of said hospitals
- 13 shall be the superintendent, who shall be a college gradu-
- 14 ate and have a minimum of two years' experience in either
- 15 hospital administration, health services administration or
- 16 business administration with broad knowledge of account-
- 17 ing, purchasing and personnel practices as related to the
- 18 rendition of health and health related services.
- 19 (c) For purposes of this section, "superintendent" means
- 20 the person having the fiscal responsibility of the hospital
- 21 and the authority to manage and administer the financial,
- business and personnel affairs of the hospital. "Clinical
- 23 director" means the person having the responsibility for
- 24 decisions involving clinical and medical treatment of
- 25 patients and who shall be a duly qualified physician
- 20 patients and who shall be a duly qualified physician
- 26 licensed to practice medicine in the state of West Virginia.
- 27 (d) The provisions of this section relating to the qualifi-
- 28 cation of persons eligible to serve as superintendent shall
- 29 not apply to any person serving in the capacity of business
- 30 manager on the effective date hereof, and who has served
- 31 in such capacity for at least six consecutive months next
- 32 preceding such effective date.

§26-11-1. Management by director of health.

1 The director of health or his or her successor shall 2 manage, direct, control and govern the Andrew S. Rowan memorial home, Denmar hospital, heretofore established 4 and known as Denmar state hospital, Hopemont hospital, 5 heretofore known as Hopemont state hospital, Pinecrest hospital, John Manchin, Sr., health care center, established 6 as the Fairmont emergency hospital and formerly known 7 as the Marion health care hospital and Welch emergency 8 9 hospital and such other state health care facilities as are or may hereafter be created by law. 10

The director shall designate the functions of each facility 11 12 and prescribe guidelines for the admission of persons thereto, pursuant to rules and regulations promulgated by 13 14 the board of health, and shall supervise the business, personnel and clinical responsibilities of each facility: 15 16 Provided, That in prescribing admission guidelines, 17 precedence shall be given to persons unable to pay there-18 for.

PRESENTED TO THE GOVERNOR Data 3/27/03