

FILED

2012 APR -2 PM 1:03

OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE
EIGHTIETH LEGISLATURE
REGULAR SESSION, 2012



ENROLLED

Senate Bill No. 414

(By SENATORS KESSLER (Mr. PRESIDENT) AND HALL,
By REQUEST OF THE EXECUTIVE)

[PASSED MARCH 10, 2012; IN EFFECT NINETY DAYS FROM PASSAGE.]

SB 414

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(BY SENATORS KESSLER (MR. PRESIDENT) AND HALL,
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[Passed March 10, 2012; in effect from passage.]

AN ACT to amend and reenact §29-29-3 of the Code of West Virginia, 1931, as amended, relating to medical service professionals under the Volunteer for Nonprofit Youth Organizations Act.

Be it enacted by the Legislature of West Virginia:

That §29-29-3 of the Code of West Virginia, 1931, as amended, be amended and reenacted to read as follows:

ARTICLE 29. VOLUNTEER FOR NONPROFIT YOUTH ORGANIZATIONS ACT.

§29-29-3. Definitions.

1 As used in this article:

2 (a) "Applicant" means any emergency medical service
3 applicant, law-enforcement applicant or medical services
4 applicant, that is registered as a volunteer of the nonprofit
5 organization, making application for a nonprofit volunteer
6 permit under the provisions of this article.

7 (b) "Appropriate licensing agency" means the board,
8 department, division or other agency in each jurisdiction

9 charged with the licensing, certification or permitting of
10 persons performing services of the nature and kind described
11 or duties provided for in this article.

12 (c) "Emergency medical service applicant" means a
13 person authorized to provide emergency medical services in
14 West Virginia, or in another state who but for this article
15 would be required to obtain a certification from the Commis-
16 sioner of the Bureau for Public Health pursuant to article
17 eight, chapter sixteen of this code to perform emergency
18 medical services in this state.

19 (d) "Law-enforcement applicant" means a person
20 authorized to work as a law-enforcement officer in West
21 Virginia, or in another state who but for this article would be
22 required to obtain authorization pursuant to article twenty-
23 nine, chapter thirty of this code to work as a law-enforce-
24 ment officer in this state: *Provided*, That any person autho-
25 rized to work as a law-enforcement officer in another state
26 shall have completed a training program approved by the
27 governing authority of a political subdivision in order to
28 work as a law-enforcement officer in that state.

29 (e) "Medical services applicant" means a person autho-
30 rized to provide medical services in West Virginia, or in
31 another state who but for this article would be required to
32 obtain authorization to practice in this state, and who is a:

33 (1) Practitioner of medicine, surgery or podiatry as
34 defined in article three, chapter thirty of this code;

35 (2) Physician assistant as defined in section three, article
36 three, chapter thirty of this code;

37 (3) Chiropractor as defined in section three, article
38 sixteen, chapter thirty of this code;

39 (4) Dentist or dental assistant as defined in article four,
40 chapter thirty of this code;

41 (5) Nurse as defined in article seven or seven-a, chapter
42 thirty of this code;

- 43 (6) Nurse practitioner as defined in section one, article
44 four-b, chapter nine of this code;
- 45 (7) Occupational therapist as defined in section three,
46 article twenty-eight, chapter thirty of this code;
- 47 (8) Practitioner of optometry as defined in section three,
48 article eight, chapter thirty of this code;
- 49 (9) Osteopathic physician or surgeon as defined in article
50 fourteen, chapter thirty of this code;
- 51 (10) Osteopathic physician assistant as defined in article
52 fourteen-a, chapter thirty of this code;
- 53 (11) Pharmacist as defined in section one-b, article five,
54 chapter thirty of this code;
- 55 (12) Physical therapist as defined in article twenty,
56 chapter thirty of this code;
- 57 (13) Professional counselor as defined in section three,
58 article thirty-one, chapter thirty of this code;
- 59 (14) Practitioner of psychology or school psychologist as
60 defined in section two, article twenty-one, chapter thirty of
61 this code;
- 62 (15) Radiologic technologist, nuclear medicine technolo-
63 gist or practitioner of medical imaging and radiation therapy
64 technology as defined in section four, article twenty-three,
65 chapter thirty of this code; and
- 66 (16) Social worker licensed by the state Board of Social
67 Work Examiners pursuant to article thirty, chapter thirty of
68 this code.
- 69 (f) "Nonprofit volunteer permit" or "permit" means a
70 permit issued to an applicant pursuant to the provisions of
71 this article.
- 72 (g) "Nonprofit volunteer permittee" or "permittee"
73 means a person holding a nonprofit volunteer permit issued
74 under the provisions of this article.

75 (h) "Nonprofit youth organization" or "organization"
76 means any nonprofit organization, including any subsidiary,
77 affiliated or other related entity within its corporate or
78 business structure, that has been chartered by the United
79 States Congress to help train young people to do things for
80 themselves and others, and that has established an area of at
81 least six thousand contiguous acres within West Virginia in
82 which to provide adventure or recreational activities for
83 these young people and others.

84 (i) "Nonprofit volunteer organization medical director"
85 means an individual licensed in West Virginia as a practitio-
86 ner of medicine or surgery pursuant to article three, chapter
87 thirty of this code, or an individual licensed in West Virginia
88 as an osteopathic physician or surgeon pursuant to article
89 fourteen, chapter thirty of this code, that has been desig-
90 nated by the nonprofit volunteer organization to serve as the
91 medical director for an event or program offered by the
92 organization.

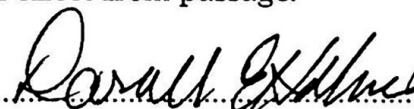
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.


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Chairman Senate Committee

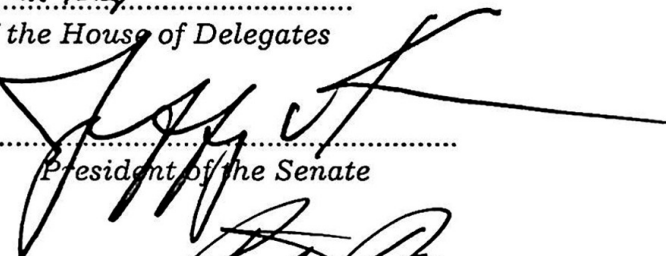

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Chairman House Committee

Originated in the Senate.

In effect from passage.


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Clerk of the Senate


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Clerk of the House of Delegates


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President of the Senate


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Speaker of the House of Delegates

The within *is approved* this the *2nd*
Day of *April*, 2012.


.....
Governor

PRESENTED TO THE GOVERNOR

MAR 29 2012

Time 4:10 pm