

H.B. 2751

FILED

2001 MAY -2 P 11: 54

OFFICE WEST VIRGINIA  
SECRETARY OF STATE

# WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 2001



# ENROLLED

COMMITTEE SUBSTITUTE  
FOR  
**House Bill No. 2751**

(By Delegates Amores, Fleischauer, Craig and Smirl)



Passed April 13, 2001

In Effect from Passage

FILED

2001 MAY -2 P 11: 54

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## H. B. 2751

(BY DELEGATES AMORES, FLEISCHAUER, CRAIG AND SMIRL)

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[Passed April 13, 2001; in effect from passage.]

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AN ACT to amend article three, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended by adding thereto a new section, designated section eleven-a, all relating to board of medicine granting a limited license to practice medicine and surgery by endorsement without examination to medical school faculty; establishing qualifications; authorizing board to investigate and interview applicant; limiting practice; term of limited license; requiring biennial license renewal and exception; requiring physician to keep licenses granted by other jurisdictions in good standing.

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

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

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**ARTICLE 3. WEST VIRGINIA MEDICAL PRACTICE ACT.**

**§30-3-11a. Endorsement of licenses to practice medicine and surgery as medical school faculty.**

1 (a) The board shall issue a limited license to practice  
2 medicine and surgery without examination to an individual  
3 appointed to a West Virginia medical school faculty who holds  
4 a valid license to practice medicine and surgery from another  
5 state, the District of Columbia, the Commonwealth of Puerto  
6 Rico or Canada, and who has completed the application form  
7 prescribed by the board, remitted a nonrefundable application  
8 fee in the amount of one hundred fifty dollars and who presents  
9 satisfactory proof to the board that:

10 (1) He or she is of good moral and professional character;

11 (2) He or she is physically and mentally capable of engag-  
12 ing in the practice of medicine and surgery;

13 (3) He or she is able to communicate in English;

14 (4) He or she is a graduate of a school of medicine which is  
15 approved by the liaison committee on medical education or by  
16 the World Health Organization or by the board with the degree  
17 of doctor of medicine or its equivalent;

18 (5) He or she has successfully completed one year of  
19 approved graduate clinical training or a fellowship of at least  
20 one year, or has received training which the board determines  
21 to be equivalent to or exceeds the one year graduate clinical  
22 training or fellowship requirement;

23 (6) He or she has not committed any act in this or any other  
24 jurisdiction which would constitute the basis for disciplining a  
25 physician under section fourteen of this article; and

26 (7) He or she has been offered and has accepted a faculty  
27 appointment to teach in a medical school in this state.

28 (b) The board shall investigate the applicant and may  
29 request a personal interview to review the applicant's qualifica-  
30 tions and professional credentials.

31 (c) The medical practice of a physician licensed under this  
32 section is limited to the medical center of the medical school to  
33 which the physician has been appointed to the faculty.

34 (d) A limited license issued under this section is valid for  
35 a term of one year. No limited license issued pursuant to this  
36 section may be renewed.

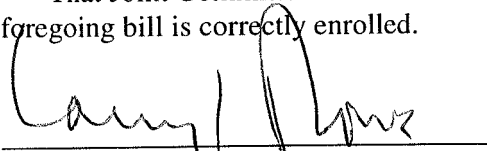
37 (e) Before the limited license has expired, a physician  
38 licensed under this section may apply for a license to practice  
39 medicine and surgery in West Virginia pursuant to the provi-  
40 sions of section twelve of this article: *Provided*, That any  
41 license granted by the board pursuant to this subsection, retains  
42 the practice limitations set out in subsection (c) of this section.

43 (f) Any license issued under this section will automatically  
44 expire and be void, without notice to the physician, when the  
45 physician's faculty appointment is terminated. The dean of the  
46 medical school shall notify the board within five days of the  
47 termination of a faculty appointment of a physician licensed  
48 pursuant to this section.

49 (g) A physician licensed under this section must keep all  
50 medical licenses issued by other jurisdictions in good standing  
51 and must notify the board, within fifteen days of its occurrence,  
52 of any denial, suspension or revocation of or any limitation  
53 placed on a medical license issued by another jurisdiction.

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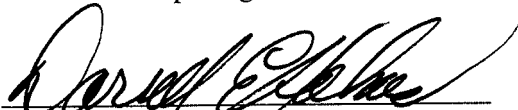
That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

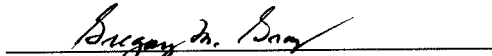
  
Chairman Senate Committee


  
Chairman House Committee

Originating in the House.

In effect from passage.

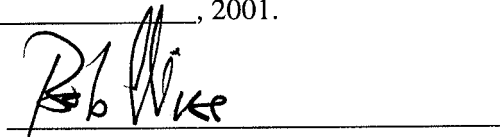
  
Clerk of the Senate

  
Clerk of the House of Delegates

  
President of the Senate

  
Speaker of the House of Delegates

The within is approved this the 2nd  
day of May, 2001.

  
Governor

PRESENTED TO THE

GOVERNOR

Date 4/24/01

Time 4:50pm