

STATE OF WEST VIRGINIA
OFFICE OF THE GOVERNOR
CHARLESTON

March 18, 2011

The Honorable Richard Thompson
Speaker, West Virginia House of Delegates
State Capitol
Charleston, West Virginia

Dear Mr. Speaker:

Pursuant to the provisions of section fourteen, article VII of the Constitution of West Virginia, I hereby disapprove and return Enrolled Committee Substitute for House Bill No. 3196.

I must object to this Bill because it contains a reference to a chapter of code that does not exist when outlining violations that may prompt the West Virginia Board of Examiners for Registered Professional Nurses (the "Board") to deny, suspend, revoke or limit a medical assistive person certificate or otherwise discipline a certificate holder. Specifically, §30-7D-8, within the new article created by the Bill, allows the Board to deny, suspend, revoke or limit any medical assistive person certificate or to otherwise discipline a certificate holder upon proof that the person "(2) Has been found guilty of or pled guilty or nolo contendere to a . . . violation of chapter sixty-one-a of this code[.]" Chapter sixty-one-a does not exist. Further, it is unclear from the bill history whether the reference should have been to chapter sixty-a or

chapter sixty-one.

Unfortunately, because the Bill contains an incorrect reference pertaining to violations that may subject a person to certificate denial, suspension, revocation or limitation, or to other disciplinary actions, I must veto Enrolled Committee Substitute for House Bill No. 3196.

Very truly yours,

Earl Ray Tomblin,

Governor.

cc: The Honorable Jeffrey V. Kessler
The Honorable Natalie E. Tennant