

WEST VIRGINIA LEGISLATURE

2017 REGULAR SESSION

Committee Substitute

for

House Bill 2540

BY DELEGATES ELLINGTON, SUMMERS, ROHRBACH,
COOPER, HOLLEN, SOBONYA, ROWAN, ATKINSON AND
LONGSTRETH

[Originating in the Committee on Government

Organization; March 3, 2017]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,
2 designated §30-1-21, relating to authorizing a person to practice professions and
3 occupations for a charitable function; provides qualifications for volunteers; provides
4 volunteers may be compensated; limits volunteer authorization to twenty-one days;
5 requires information be provided to the applicable board; requires record keeping of
6 volunteer authorizations; and provides boards may not charge a fee for charitable practice.

Be it enacted by the Legislature of West Virginia:

1 That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new
2 section, designated §30-1-21, to read as follows:

§30-1-21. Exemption from licensure for professional practice for a charitable function.

1 (a) A person holding an unrestricted license, certificate, registration or permit granted by
2 another state or jurisdiction to practice a profession or occupation licensed under this chapter may
3 serve as a volunteer with or without compensation for a charitable function for a period not to
4 exceed twenty-one days, subject to the approval process described in this section: *Provided, That*
5 a person who has received any completed disciplinary actions in which discipline was ordered in
6 any of the three most recent years, or is the subject of any pending disciplinary actions is not
7 eligible for this charitable exemption from licensure.

8 (b) The person shall notify the board of the nature of the volunteer charitable practice, the
9 specific dates the person will participate in the charitable practice, and shall provide to the board
10 a list of all professional and occupational licenses, registrations, permits or certificates held in
11 each state or jurisdiction for the previous three years.

12 (c) Upon a review of the information required by this section, the board shall provide a
13 temporary authorization to a qualified volunteer to participate in the volunteer activity for the
14 duration not to exceed twenty-one days. Each board shall keep a record of each authorization
15 issued pursuant to his section.

16 (d) The board may not charge a fee to authorize this charitable practice.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.