WEST VIRGINIA LEGISLATURE

2024 REGULAR SESSION

Introduced

House Bill 4939

By Delegates Crouse, Petitto, Smith, and Young

[Introduced January 19, 2024; Referred to the Committee on Health and Human Resources]

A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §30-3-21, relating to requiring informed consent before medical students perform or take part in certain medical procedures.

Be it enacted by the Legislature of West Virginia:

Article 3. West Virginia Medical practice Act.

§30-3-21. Banning certain practices by medical students without confirmed consent.

(a) Patients must give informed consent before any medical student performs or is present for an intimate exam while the patient is anesthetized. Examples of prohibited practices shall include pelvic, breast, rectal, prostate, or other intimate exams.

(b) This requirement shall be waived in the event of a medical emergency.

(c) This requirement shall become effective on July 1, 2024.

NOTE: The purpose of this bill is to require informed consent before medical students perform or are present for certain medical procedures.

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