



# West Virginia House of Delegates

## Standing Committee on Health and Human Resources

Minutes for April 03, 2025, 4:00 PM

Pursuant to the call of the Chair, the Standing Committee on Health and Human Resources met on April 03, 2025, 4:00 PM, in the House East Wing Committee Room 215-E.

Members present: Delegates Amos, Anders, Burkhammer, Chiarelli, Dean, Drennan, Hall, Hamilton, Heckert, Hite, Jeffries, Lewis, Masters, Mazzocchi, Miller, Petitto, Pushkin, Pinson, Rohrbach, Smith, Stephens, Vance, Willis, Worrell.

Members absent: Delegates Clark.

A silent roll call being taken, the presence of a quorum was established.

On motion of Delegate Jeffries, the minutes of the previous meeting were approved.

Chair Hite recognized counsel to explain com sub for SB 565 - Relating generally to practice of optometry. Chair Hite called for amendments. Delegate Burkhammer moved to amend. SB565 H HHR AM Burkhammer #1

CR 3338

Delegate Burkhammer moved to amend the bill on page 9, section 4, line 1, by striking section 4 in its entirety and inserting a new section 4 to read as follows:

"§30-8B-4. Certification requirements.

To be certified the licensee shall:

- (1) Complete the required application form designed by the board; and
- (2) Submit proof of attendance and satisfactory completion of education and training, including, but not limited to, a training requirement that at least a minimum of 5 posterior capsulotomy, 4 peripheral iridotomy and 5 selective laser trabeculoplasty procedures 10 of each new procedure must be supervised for a total of 50 collective cases for each individual person proposing certification. A licensee shall successfully demonstrate clinical proficiency to perform the procedure or procedures on a living human eye to the proctor's satisfaction. The procedures shall be proctored by an optometrist or ophthalmologist that already meets the above criteria and submitted to the board for review and any additional requirements as established by the board in §30-8B-5 of this code.
- (3) A licensee may apply for certification for each approved procedure separately and may receive certification individually for each procedure based upon the above criteria applied individually for each approved procedure."

Amendment adopted. Delegate Drennan moved to amend. SB565 H HHR AM Drennan #1

CR 3338

Delegate Drennan moved to amend the bill on page 9, section 4, line 1, by striking section 4 in its entirety and inserting a new section 4 to read as follows:

“§30-8B-4. Certification requirements.

To be certified the licensee shall:

(1) Complete the required application form designed by the board; and

(2) Submit proof of attendance and satisfactory completion of education and training, including, but not limited to, a training requirement that at least a minimum of 10 posterior capsulotomy, 10 peripheral iridotomy and 5 selective laser trabeculoplasty procedures 10 of each new procedure must be supervised for a total of 50 collective cases for each individual person proposing certification. A licensee shall successfully demonstrate clinical proficiency to perform the procedure or procedures on a living human eye to the proctor’s satisfaction. Procedures shall be proctored by an optometrist or ophthalmologist that already meets the above criteria and submitted to the board for review and any additional requirements as established by the board in §30-8B-5 of this code.

(3) A licensee may apply for certification for each approved procedure separately and may receive certification individually for each procedure based upon the above criteria applied individually for each approved procedure.” Amendment rejected. Delegate Chiarelli moved to amend. SB565 H HHR AM Chiarelli #1

CR 3338

Delegate Chiarelli moved to amend the bill on page 11, section 6, line 13, after subsection (e) by inserting the following:

“(f) A certificate holder shall report any adverse outcomes related to surgical procedures performed under this article to the Board within ten business days. Such reports shall include the relevant patient records necessary to evaluate the incident, in accordance with applicable privacy laws.” Division was called, by a vote of 17 yays – 7 nos, the amendment was adopted. Delegate Drennan moved to amend. SB565 H HHR AM Drennan #2

CR 3338

Delegate Drennan moved to amend the bill on page 11, section 7, line 10, by inserting the following:

(c) A licensee may not perform a procedure on a pediatric patient. A licensee shall refer a pediatric patient to an ophthalmologist.” Division was called and by a vote of 19 yays – 4 nos, the amendment was adopted. Delegate Pinson asked for unanimous consent to return to questions of

counsel. Counsel answered questions of the committee. Vice Chair Hite moved com sub for SB 565 to be reported to the floor with recommendation it do pass as amended. Motion carried.

Chair Worrell recognized counsel to explain SB 292 - Allowing doula services be covered by Medicaid and PEIA (2nd REF FIN). Counsel explained SB 292. There being no questions or amendments, Vice Chair Hite moved SB 292 be reported to the floor with the recommendation it do pass, but first it be referred to the committee on Finance.

Chair Worrell recognized counsel to explain SB 904 - Clarifying requirements for Commissioner of Bureau for Public Health. Chair Worrell called for questions. Counsel answered questions of the committee. Chair Worrell advanced SB 904 to markup.

On Motion of Delegate Hite the committee adjourned.

---

Evan Worrell

Committee Chair

---

Martha White

Administrator/Clerk