

Arch A. Moore, Jr.
Governor



David K. Heydinger, M.D.
Director

State of West Virginia

DEPARTMENT OF HEALTH
CHARLESTON 25305

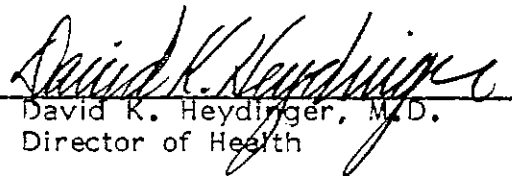
Notice of Agency Modification of a Proposed Legislative Rule

AGENCY: Department of Health

NEW RULE: _____ Amendment to Existing Rule: X

RULE TITLE: Hospital Licensure Rule, Series 12, 1986

The above rule has been modified by this agency as a result of comments by the Legislative Rule-Making Review Committee and the attached modifications have been incorporated into the above proposed rule and filed with the Secretary of State.


David K. Heydinger, M.D.
Director of Health

SECRET
1003 DEC 23 AM 11 19
FILED

Hospital Licensure Rule (Amendment)
Modifications Approved by the Legislative
Rule-Making Review Committee
December 9, 1986

(B)

14.1.1 Each hospital shall have an organized medical staff which includes fully licensed physicians and may include other licensed health care professionals who are privileged by law and by agreement with the hospital to attend patients, as defined in the hospital's governing and medical staff bylaws. The medical staff shall advise and be accountable to the hospital's governing body for quality of medical care provided to hospital patients and for the ethical and professional conduct of its members while functioning in the hospital.

(PROPOSED)

TITLE 64

WEST VIRGINIA LEGISLATIVE RULES
DEPARTMENT OF HEALTH

Hospital Licensure Amendment
(Dentists on Hospital Medical Staffs)

Series 12: _____

Modifications Approved by the Legislative Rule-Making
Review Committee
December 9, 1986

TITLE 64

PROPOSED AMENDMENT OF
WEST VIRGINIA LEGISLATIVE RULES
DEPARTMENT OF HEALTH

Series 12

Title: Hospital Licensure

Note: The proposed amendment applies only to Section 14 of the present rule and only that Section is presented herein.

Section 14. Professional Standards

14.1. Medical Staff

14.1.1. Medical Staff - ~~Physicians and surgeons privileged to practice in the hospital shall be organized as a definite group or staff.~~ Each hospital shall have an organized medical staff which includes fully licensed physicians and may include other licensed health care professionals who are privileged by law and by agreement with the hospital to attend patients, as defined in the hospital's governing and medical staff bylaws. The medical staff shall be accountable to the hospital's governing body for quality of medical care provided to hospital patients and for the ethical and professional conduct of its members while functioning in the hospital.

a. All hospitals which admit two or more physicians to practice in the institution shall have an organized medical staff responsible to the governing authority for the fitness, adequacy and quality of medical care provided to patients in the hospital. Satisfactory evidence shall be maintained by the hospital of such organization.

b. The term "staff" is defined here as the group of ~~doctors~~ physicians and other licensed health care professionals who are members in accordance with Section 14.1.1 and practice in the hospital inclusive of all groups, such as the active medical staff, the associate medical staff and the courtesy medical staff.

c. Membership - The medical staff shall be restricted to physicians and surgeons who are:

(1) Licensed to practice in West Virginia or approved in accordance with the rules and regulations of the West Virginia medical licensing board;

(2) Competent in their respective fields;

(3) Worthy in character and in matters of professional ethics. In this latter connection, the practice of the division of fees, under any guise whatever, is prohibited. The medical staff shall be appointed by the governing body of the hospital in accordance with its bylaws, rules and regulations.

1. Each member of the medical staff shall be qualified for membership and the exercise of clinical privileges granted to him or her as evidenced by a current license to practice his or her profession in the State of West Virginia.

2. Clinical privileges of each medical staff member shall be delineated in writing.

3. Members of the medical staff must be legally, professionally and ethically qualified.

d. Rules and Regulations - The medical staff shall initiate and, with the approval of the governing board of the hospital, adopt rules, bylaws and regulations governing the its professional organization and functional work of the medical staff. All medical staff members shall read and sign the rules and regulations upon election to the staff sign a document which specifies that the bylaws, rules and regulations have been read. These rules and regulations, and policies shall specifically provide:

(1) That staff meetings be held at least once each month unless the hospital medical staff has monthly meetings in each department. In the latter case, only quarterly meetings of the full medical staff are required.

(2) That the staff review and analyze at the monthly staff meeting their clinical experiences in the various departments of the hospital such as medicine, surgery, obstetrics and the other specialities. The clinical records of patients shall be the basis of such review and analysis.

(3) The medical staff shall provide in its bylaws, rules and regulations for the ~~satisfactory~~ performance of committee functions ~~to be performed by in~~ at least the following ~~committees~~ areas: credentials, medical records, ~~tissue case and~~ utilization review, ~~medical review~~ quality assurance, hospital infections, casualties, pharmacy and therapeutic practices ~~and -casualties~~, and such other committees as ~~might be~~ the hospital board may deem necessary.

(4) There shall be a chief of staff with direct responsibility for the organization and administration of the medical staff in accordance with the terms of the medical staff constitution, bylaws, rules and regulations.