

## **WEST VIRGINIA CODE**

### **§16-1-7. Duties and powers of the commissioner; service on advisory councils, boards and commissions; authority to designate a representative to serve in his or her place on certain boards and commissions.**

(a) The commissioner shall serve on the following business, profession or occupation licensing boards:

- (1) The West Virginia board of barbers and cosmetologists;
- (2) The West Virginia board of chiropractic examiners;
- (3) The West Virginia board of hearing aid dealers;
- (4) The West Virginia board of medicine;
- (5) The West Virginia nursing home administrators licensing board;
- (6) The West Virginia radiologic technology board of examiners;
- (7) The West Virginia board of registration for sanitarians; and
- (8) Any other licensing board or commission as directed by the secretary.

(b) The commissioner shall serve on the following advisory councils, boards and commissions:

- (1) The advisory committee on cancer (cancer registry);
- (2) The advisory committee on hemophilia;
- (3) The air quality board;
- (4) The Appalachian states low-level radioactive waste commission;
- (5) The attorney general of West Virginia public health trust;
- (6) The breast and cervical cancer screening program advisory coalition;
- (7) The child fatality review team;
- (8) The clinical laboratories quality assurance act advisory board;
- (9) The childhood immunization advisory committee;
- (10) The early intervention coordinating council;
- (11) The interagency council on osteoporosis;
- (12) The jail and prison standards commission;
- (13) The medical service fund advisory council;
- (14) The nursing home licensing advisory council;

- (15) The sewage advisory board;
- (16) The state emergency response commission;
- (17) The state groundwater coordinating committee;
- (18) The sudden infant death syndrome advisory council;
- (19) The water development authority;
- (20) The West Virginia commission for the deaf and hard of hearing;
- (21) The West Virginia infrastructure and jobs development council;
- (22) The West Virginia solid waste management board; and
- (23) Any other advisory council, board or commission as assigned by the secretary.

(c) Notwithstanding any other provision of this code to the contrary, the commissioner may, at his or her discretion, designate in writing a representative to serve in his or her stead at the meetings and in the duties of all boards and commissions on which the commissioner is designated as an ex officio member. The appropriately designated representative or proxy may act with the full power and authority of the commissioner in voting, acting upon matters concerning the public health and welfare and any other business that is properly the duty of any board or commission, with the representative serving as proxy for the commissioner at his or her will and pleasure: *Provided*, That the provisions of this section do not apply to the medical licensing board, the air quality board or any other board, commission or body on which the commissioner is designated by this code as chairman ex officio, secretary ex officio or any board, commission or body on which the commissioner is designated by this code as being that person whose signature must appear on licenses, minutes or other documents necessary to carry out the intents and purposes of the board, commission or body.

Note: WV Code updated with legislation passed through the [2011 2nd Special Session](#)