WEST VIRGINIA BOARD OF MEDICINE MEETING MINUTES

Meeting Information	
Committee	Legislative
Meeting Date	June 3, 2026
Meeting Time	12:00 pm
Location	Virtual Meeting Conducted Via Zoom

Committee Members		
Name	**Present**	**Absent**
Kishore K. Challa, MD, FACC, Chair	✓	
Douglas S. Dockery, DPM	✓	
Jonathan P. Lilly, MD	✓	
Mark E. McDaniel, DO, FAAFP	✓	
Victoria L. Takubo, PA-C	✓	

Staff Members		
Name	**Present**	**Absent**
Mark A. Spangler, Executive Director		✓
Jamie S. Alley, Esq.	✓	
Greg S. Foster, Esq.	✓	
Jamie C. Frame	✓	

Guests / Public Members
No guests / public members attended the meeting.

Call to Order

With a quorum of members present, Dr. Challa called the meeting to order.

Consideration of Proposed Rules

Prior to today's meeting the following proposed new rule was made available for members to review:

- W. Va. Code R. § 11-17-1 *et. seq, Licensure and Regulation of Genetic Counselors and Active Candidate Status Permits*

Ms. Alley reported that during the 2026 legislative session, House Bill 5458 was enacted. The bill created the Genetic Counselors Practice Act under W. Va. Code § 30-3H-1 *et seq*. The Genetic Counselors Practice Act provides for the licensure and regulation of genetic counselors and active candidate status "ACS" permittees in West Virginia by the Board of Medicine.

The Genetic Counselors Practice Act becomes effective on June 7, 2026, and provides that effective July 1, 2026 a person may not practice genetic counseling to patients in West Virginia without a current valid license issued by the Board, unless exempted under W. Va. Code § 30-3H-3(b).

Mr. Foster reported that the proposed new rule sets forth the regulatory framework for the licensure, regulation and discipline of genetic counselor practice in West Virginia. The rule also provides the framework for issuance of ACS permits to individuals eligible to take the American Board of Genetic Counseling certification examination. The rule sets forth: qualifications for genetic counselor licensure, renewal, reinstatement and reactivation of expired licenses; qualifications and requirements for ACS permits; the application processes and fees; scope of practice for genetic counselors; prohibitions; supervision requirements for ACS permittees and qualified supervisors; continuing education requirements; telehealth standards for genetic counselors; professional conduct requirements; complaint, investigation, audit and disciplinary procedures; denial of licensure and disciplinary penalties; grounds for mental and physical examinations; and eligibility for provisional licensure.

Dr. Lilly moved that the Committee approve W. Va. Code R. § 11-17-1 *et seq.* as presented and authorize Board staff to move forward with promulgation of an emergency rule and a legislative rule. Ms. Takubo seconded the motion, and the motion carried without opposition.

Adjournment

There being no further business to consider, Dr. Dockery moved that the meeting adjourn. Dr. Lilly seconded the motion, and the motion carried without opposition.

Kishore K. Challa, MD, FACC
Legislative Committee Chair