

27 V.I.C. Ch. 1, Subch. XI

Statutes current through Act 8441 of the 2021 session of the 34th Legislature, including all code changes through March 23, 2021

Virgin Islands Code Annotated > *TITLE TWENTY-SEVEN Professions and Occupations (Chs. 1 — 20)* >
Chapter 1. Medicine, Surgery, Dentistry, Pharmacy, Nursing and Nurse-Midwifery (Subchs. I — XI) >
Subchapter XI. Podiatry (§§ 168a — 168n)

Subchapter XI. Podiatry

Annotations

Notes

HISTORY

Revision notes.

Subchapter was enacted as subchapter X but was renumbered as subchapter XI in view of the existence of subchapter X, Chiropractic.

Research References & Practice Aids

Hierarchy Notes:

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Subchapter XI. Podiatry (§§ 168a — 168n)

§ 168a. Practice of podiatry defined

A podiatrist is a person licensed to practice podiatry who is entitled to perform any or all of the acts prescribed in this section. A person practices podiatry who holds himself out as able to and does diagnose, treat, operate and prescribe for any disease, injury, deformity or other condition of the foot, including surgery. Podiatric services are inclusive of the treatment of warts, leg ulcers, ingrown nails, corns, calluses, heel pain, fractures, skin lesions, and amputations or other surgeries limited to the foot. Any restrictions to the above will be determined by the governing board following review of the physician's credentials to determine appropriate training via residency, fellowship, or preceptorship. Nothing in this section shall confer the right to treat any other part of the human body, nor shall it be construed as permitting the treatment of fractures of the malleoli or cutting operations upon the malleoli.

History

—Added Aug. 22, 1980, No. 4463, § 4, Sess. L. 1980, p. 131; amended Mar. 20, 2000, [No. 6340, § 1\(a\)](#), [Sess. L. 2000](#), p. 2.

Annotations

Notes

HISTORY

Amendments

—2000.

Deleted “on the bones, muscles or tendons of the feet for the correction of minor deficiencies and deformities of a mechanical and functional nature, but excluding amputations of any kind” following “surgery” in the second sentence; and rewrote the third and fourth sentences.

Research References & Practice Aids

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§ 168b. Unlawful practice of podiatry

It shall be unlawful for any person to engage in the practice of podiatry in the Virgin Islands or to hold himself forth as a practitioner thereof or assume the title of “Doctor” in relation thereto, except as provided in this subchapter.

History

—Added Aug. 22, 1980, No. 4463, § 4, Sess. L. 1980, p. 131.

Annotations

Research References & Practice Aids

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§ 168c. License required

(a) Any person desiring to practice podiatry in the Virgin Islands shall first obtain a license to do so in accordance with the provisions of this subchapter provided, however, that no applicant for admission to the practice of podiatry shall be examined solely by a member who is a Podiatrist actively engaged in private practice.

(b) A license issued pursuant to this subchapter for the practice of podiatry shall be issued for a period of two years.

History

—Added Aug. 22, 1980, No. 4463, § 4, Sess. L. 1980, p. 131; —Amended Mar. 20, 2000, [No. 6340, § 1\(b\), Sess. L. 2000](#), p. 3; Sept. 20, 2011, [No. 7270, § 14, Sess. L. 2011](#), p. 136.

Annotations

Notes

HISTORY

Editor's note.

Act 7270, § 14, amended this section. This section of Act 7270 was originally objected to by the Governor but that objection was ultimately overridden by the Legislature on September 20, 2011.

Amendments

—2011.

Act 7270, § 14, designated the existing language as subsection (a) and added subsection (b).

—2000.

Inserted the proviso at the end of the section.

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§ 168d. Powers and duties of Board

The Board shall administer the provisions of this subchapter, except as otherwise specifically provided, and, without limitation of the generality of the foregoing, shall have the power and duty to:

- (a) Adopt an official seal;
- (b) Recommend the issuance, suspension, or revocation of licenses under this subchapter;
- (c) Adopt, amend and appeal rules, regulations and bylaws not inconsistent with the provisions of this subchapter, and in accordance with generally accepted podiatry standards relating to the organization of the Board, and the licensing and registration of practitioners under this subchapter, upon finding that such are necessary for the furtherance of the provisions of this subchapter, which rules, regulations or bylaws when approved by the Governor shall be deemed to be part of and of the same effect as this subchapter;
- (d) Employ counsel, subpoena witnesses, and administer oaths;
- (e) Submit to the Governor, through the Commissioner of Health, annual reports containing a summary of its work and other data which the Governor may request.

History

—Added Aug. 22, 1980, No. 4463, § 4, Sess. L. 1980, p. 131.

Annotations

Research References & Practice Aids

CROSS REFERENCES

Filing and publication of regulations, see section 911 et seq. of Title 3.

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§ 168e. Quorum; one member as supervisory board

Three members of the Board shall constitute a quorum. The chairman or any one member of the Board may constitute a supervisory board for the purpose of examining applicants for admission to practice.

History

—Added Aug. 22, 1980, No. 4463, § 4, Sess. L. 1980, p. 132.

Annotations

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§ 168f. Application for license; qualifications

(a) Applications for license shall be sent to the Board at least six weeks prior to the date of the examination and shall be accompanied by satisfactory proof that the applicant—

- (1) Is twenty-one years of age or over;
- (2) Is of good moral character;
- (3) Is not addicted to intemperate use of alcohol or narcotics;
- (4) Is a graduate of a four-year college of podiatric medicine which has been accredited by the Council on Podiatric Medical Education (CPME).
- (5) Has passed Parts I, II, and III of the American Podiatric Medical Licensing Examination, or an examination satisfactory to the Board.
- (6)
 - (A) Subject to subparagraph (B), has completed a minimum of one year of residency in a CPME residency program approved by the Board.
 - (B) If it has been four or more years since the completion of the residency program in subparagraph (A), the applicant must show:

(i) proof of an active license and active practice with no disciplinary actions of podiatric medicine in another U.S. state or territory for at least two of the immediately preceding four years; or

(ii) successful completion of a board approved post graduate program or board approved course within the year preceding the filing of the application; or

(iii) 10 consecutive years of continuous, active license and active practice with no disciplinary actions of podiatric medicine in another U.S. state or territory immediately preceding the submission of the application; and completion of at least the same continuing education requirements during those 10 years as required of podiatric physicians licensed in the U.S. Virgin Islands.

(b) There shall be no minimum residency requirement for persons applying to take the examination.

(c) The residency requirement specified in subsection (b) of this section shall not apply to residents of the Virgin Islands who have been abroad studying or practicing podiatry.

(d) This section shall not apply to individuals seeking preceptorship programs, internships and/or residency programs for the purposes of research and/or additional training in the field of podiatric medicine, providing that these individuals are approved by the Board of Podiatry Examiners.

History

—Added Aug. 22, 1980, No. 4463, § 4, Sess. L. 1980, p. 132; amended Mar. 20, 2000, [No. 6340, § 1\(c\)](#), [Sess. L. 2000](#), p. 3; amended May 19, 2021, No. 8455, § 1(e)(1)(A), (B), Sess. L. 2021, p. —.

Annotations

Notes

HISTORY

Amendments

—2021.

Act 8455, § 1(e)(1)(A), substituted “Council on Podiatric Medical Education (CPME)” for “American Council on Podiatry Education of the American Podiatry Association” in subsection (a)(4).

Act 8455, § 1(e)(1)(B), added subsections (a)(5) and (a)(6).

—2000.

Deleted the proviso at the end of subsection (b).

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§ 168g. Repealed. May 19, 2021, No. 8455, § 1(e)(2), Sess. L. 2021, p. —

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§ 168h. Repealed. May 19, 2021, No. 8455, § 1(e)(2), Sess. L. 2021, p. —

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§ 168i. Repealed. May 19, 2021, No. 8455, § 1(e)(2), Sess. L. 2021, p. —

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§ 168j. Repealed. May 19, 2021, No. 8455, § 1(e)(2), Sess. L. 2021, p. —

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§ 168k. Repealed. May 19, 2021, No. 8455, § 1(e)(2), Sess. L. 2021, p. —

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§ 168l. Penalties

Whoever practices podiatry in the Virgin Islands as covered by this subchapter without having first obtained the license prescribed herein, or willfully violates any of the provisions of this subchapter, or any rules and regulations issued hereunder, shall be fined not less than \$500, or more than \$1,000.

History

—Added Aug. 22, 1980, No. 4463, § 4, Sess. L. 1980, p. 134.

Annotations

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§ 168m. Continuing education requirements

Podiatrists licensed to practice in the Virgin Islands shall, as a requirement for renewal of license, complete at least 30 CPME credit hours of study each year from a Podiatry Continuing Education Program. However, the Board may maintain continuing education requirements in such number of hours as may be set by the Board, but under no circumstances less than 30 hours of continuing medical education each year.

History

—Added Aug. 22, 1980, No. 4463, § 4, Sess. L. 1980, p. 134; amended May 19, 2021, No. 8455, § 1(e)(3), Sess. L. 2021, p. —.

Annotations

Notes

HISTORY

Amendments

—2021.

Act 8455, § 1(e)(3), rewrote the section.

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§ 168n. Emergency care of injured persons

Any person licensed to practice podiatric medicine in the Virgin Islands, or licensed under an Act of any other State or Territory of the United States, who in good faith provides emergency care without fee to a victim of an accident at the scene of an accident, or in case of disaster and/or nuclear attack shall not, as a result of his acts or omissions be liable for civil damages, except for willful or wanton misconduct on the part of such person in providing such care.

History

—Added Aug. 22, 1980, No. 4463, § 4, Sess. L. 1980, p. 134.

Annotations

Notes

HISTORY

Revision notes.

“Virgin Islands” was substituted for “United States Virgin Islands” pursuant to the Revised Organic Act of 1954.

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